

**MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
CITY COUNCIL
REGULAR MEETING
THURSDAY JANUARY 19, 2017
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 Gabe Adame; Council members. Adam Arendell, Scott Reed, Brad Richards, Chris Sanger, Glenn Starkey, and Keith Thompson.

Staff members present: Sereniah Breland, City Manager; Bobbi Kacz, City Attorney; Dixie Roberts, City Clerk; Larry Buehler, Director of Economic Development; Dan Kelinske, Parks and Recreation Director; and Robert Lee, Police Chief.

INVOCATION AND PLEDGE OF ALLEGIANCE

Judy Zavala gave the invocation.

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

Council member Reed led the Pledge to the Texas Flag.

PUBLIC COMMENT

Samantha Tucker requested that City Council place an item on the next agenda to consider making the Alvin Animal Adoption Center a no kill shelter

Angela Gruetzmacher spoke to City Council regarding the Alvin Animal Adoption Center She requested that this facility be made a no kill shelter and asked that an item be placed on the next agenda for consideration.

Jaime Guillory with Alvin Pets Alive spoke before City Council regarding the Alvin Animal Adoption Center in hopes of making the shelter a no kill shelter She asked that this item be placed on a future agenda for consideration.

PRESENTATIONS

Proclamation, 20th Anniversary of the Alvin Senior Citizens Center.

Mayor Horn presented a proclamation to Senior Center staff members in recognition of the 20th anniversary of the Alvin Senior Citizens Center

Proclamation, Barbara Biggers.

Mayor Horn presented a proclamation to Barbara Biggers in recognition of 22 years of service to the Alvin community and president of the Alvin Senior Citizens Board.

Alvin Sunrise Rotary Club annual check presentation for the Alvin Parks Department, and presentation on 2016 community activity and 2017 planned activity.

Nick Droege, President of the Alvin Sunrise Rotary Club gave a brief presentation regarding the club's community activity in 2016 and planned activity for the 2017 calendar year. He also presented the annual donation check (per agreement) to Dan Kelinske, Director of Parks and Recreation and also presented Robert E. Lee, Police Chief a \$5,000 check for safety related uses.

Engineering Departmental Update.

Michelle Segovia presented the Engineering Departmental update.

CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION

Approve minutes of the December 15, 2016 City Council Regular meeting.

Consider a final plat of United Front Alvin (North Highway 35 adjacent to North Pointe Trails Subdivision), being a subdivision of 2.4022 acres of land being a replat of commercial Reserve A of the final plat of North Pointe Trails, Section One, planned unit development, a subdivision in Brazoria County, Texas, according to the map or plat thereof under document no. 2005066453, official public records, Brazoria County, Texas.

On November 28, 2016 the Engineering Department received the final plat of United Front Alvin for review. The property is located at the southeast corner of Highway 35 and North Pointe Trails and is being platted for future commercial development. This plat complies with all requirements of the City's Subdivision Ordinance. The City Planning Commission unanimously approved the plat at their meeting on December 20, 2016. Staff recommends approval.

Consider a final plat of Southern Colony Section 2B (located along the east side of FM 521 north of Juliff-Manvel Road), being a subdivision of 13.963 acres of land situated in the William Hall League, Abstract 31, Fort Bend County, Texas being a replat of lots 13 and 14, T. W. & J.W.B. House Subdivision, a subdivision recorded in volume 7, page 301 deed records, Fort Bend County, Texas.

On November 30, 2016 the Engineering Department received the final plat of Southern Colony Section 2B for review. This section is located in Alvin's Extraterritorial Jurisdiction (ETJ) along the east side of FM 521 just north of Juliff-Manvel Road and Southern Colony and currently consists of two previously platted sections containing 363 lots. Section 2B consists of 76 lots and 2 reserves. In May 2015 City Council approved a Master Preliminary Plat for Southern Colony Sections 2A, 2B, and 3 which included variances to minimum lot width and minimum lot area, therefore allowing this section of the subdivision to build 45' wide lots with a minimum area of 5,000 square feet. This plat complies with the City's Subdivision Ordinance and with the two variances that were approved in 2015. The City Planning Commission unanimously approved the plat at their meeting on December 20, 2016. Staff recommends approval.

Consider a Final Plat of 220 Brennen Lane, being a subdivision of 0.5475 acres out of the M. R. Hayes Survey, Section 14, A-449, also being out of the Brennen Addition recorded in Volume 4, Page 168 in the City of Alvin, Brazoria County, Texas.

On December 1, 2016 the Engineering Department received the final plat of 220 Brennen Lane (Macias Nino) for review. The property is located at 220 Brennen Lane and is being platted in order for the owners to the east (224 Brennen Lane) and the owners to the west (218 Brennen Lane) of the property to divide the vacant property in half and incorporate each half into their respective lots. This plat complies with all requirements of the City's Subdivision Ordinance. The City Planning Commission unanimously approved the plat at their meeting on December 20, 2016. Staff recommends approval.

Consider 2017 Interlocal Agreement for Emergency Services with Brazoria County Emergency Services District #3 (ESD), and authorize the Mayor to sign.

The ESD was first formed in 2004, Brazoria County Commissioners will select the five ESD Board of Directors to provide funding for Fire and Emergency Medical Services (EMS) to the approximate 120 Sq miles surrounding the city limits of Alvin. The homeowners in the ESD annually pay approximately \$100 per \$100,000 on the value of their home or business.

In 2016 the ESD paid the following amount to the City of Alvin for Emergency Services. \$326,100 for Fire and Rescue, \$339,000 for Emergency Medical Services, 2016 total. \$665,100

2017 proposed ESD agreement with the City of Alvin. \$335,000 for Fire and Rescue, \$342,400 for Emergency Medical Services, 2017 total. \$677,400

Fire Chief Klesel requested an increase to funding based upon maintenance and equipment needs resulting in a \$12,300 increase over previous year funding.

Receive and acknowledge receipt of the Financial and Quarterly Investment reports for December 31, 2016.

The City Charter requires the Chief Financial Officer to report on the financial condition of the City. In addition, the City's investment policy requires the Chief Financial Officer to submit an investment report to the City Manager, the Mayor, and City Council each quarter.

Receive and acknowledge receipt of the Fiscal Year 2017 Capital Improvement Projects Report and the Comprehensive Plan Implementation Report.

Staff continues to carry out actions on budgeted projects as defined in the 2017 Capital Improvements Plan (CIP). This report is an update as to the progress of each project year to date. Staff also continues to deliver on implementation and completion of high priority projects defined in the Comprehensive Plan 2035. This report is an update as to work completed year to date.

Consider Resolution 17-R-04, accepting the donation of \$5,000.00 from Alvin Sunrise Rotary to Alvin Police Department for safety related use.

The City of Alvin entered into a contract on December 18, 2014 with the Alvin Sunrise Rotary Club for enhancements to Briscoe Park. The Terms of the City's agreement with Sunrise Rotary consists of the Sunrise Rotary pledging a donation value of \$51,000 to the City over 9 years in exchange for naming the pavilion at Briscoe Park "Alvin Sunrise Rotary Pavilion" (thru 2034) and allowing the Sunrise Rotary to have exclusive usage rights for 1 week per year for the Alvin Music Festival and BBQ cook-off (thru 2021). The contract allowed for a "pre-contractual" donation of \$10,000 from the Sunrise Rotary for the rehabilitation of picnic tables to apply toward the \$51,000 required donation value. Furthermore, per the agreement, Sunrise Rotary is to make the following donations. \$11,000 cash donation to the City in 2015, and \$5,000/year (equipment and/or cash) for years 2016 thru 2021.

To date, Sunrise Rotary has made the following donations.

- In 2013 and 2014, the Sunrise Rotary paid for the rehabilitation of 30 park picnic tables valuing \$10,000*
- In 2015, as required by the agreement, Sunrise Rotary made an \$11,000 cash donation to the City to be used to purchase wobble spheres (\$3,500), a field sander (\$6,500), and an additional \$1,000 for general Park use.*
- In 2016 as required by the agreement, Sunrise Rotary made a \$5,000 cash donation to the Parks department.*
- Other donation(s) include. a \$10,418.60 cash donation for infrastructure improvements at Briscoe Park.*
- To date, The City has purchased the wobble spheres, and completed the infrastructure at Briscoe Park. The field sander will be purchased this fiscal year.*

Council member Adame moved to approve the consent agenda as presented. Seconded by Council member Arendell, motion to approve carried on a vote of 7 Ayes.

OTHER BUSINESS:

Consider Resolution 17-R-01, appointing Greg Hill to serve as Alternate Municipal Judge for the Alvin Municipal Court for a two-year term, and approving the Memorandum of Understanding between the City of Alvin and Greg Hill, and authorize the Mayor to sign.

Article VI Section 2 of the City Charter gives city council the authority to elect an alternate judge, and provides that the alternate judge shall have the same duties and responsibilities as the presiding judge and shall serve in the absence of the presiding judge. The current practice is that the presiding municipal court judge delegates the duties of the alternate judges. Under Judge Starkey's direction, the alternate judges are responsible for presiding over court proceedings, including trials, performing magistrate/judicial functions, arraigning prisoners in the City jail, and for the general administration of the court.

Judge Bill Pannell vacated an alternate judge position in October, 2016, which is currently being filled by Judge Vasut and Judge Davis on a temporary basis. This appointment for a new alternate judge would have a two-year term beginning February 1, 2017 through February 1, 2019

Compensation.

Article VI Section 2 states that the judge, alternate judge, or anyone acting in his/her place shall receive such compensation as set by the council. Judge Pannell received \$725/month as an alternate judge. Presiding Judge Starkey is recommending that city council appoint two part-time alternate judges (\$450/month for each judge). Due to a three-month vacancy savings as a result of Judge Pannell's resignation in October, 2016, the FY17 budget will cover the proposed compensation of both alternate judges through the end of the current fiscal year. However, in FY18, should nothing change, the City's overall budget for alternate judges will need to increase by \$2,100 to cover the proposed compensation.

Alternate Judges Budget	
FY17	FY18
\$8,700	\$10,800

Council member Starkey announced that he filed a conflict of interest statement with the City Clerk and will not be participating in the discussion or vote.

Council member Arendell moved to approve Resolution 17-R-01, appointing Greg Hill to serve as Alternate Municipal Judge for the Alvin Municipal Court for a two-year term, and approving the Memorandum of Understanding between the City of Alvin and Greg Hill, and authorize the Mayor to sign. Seconded by Council Member Richards, motion to approve carried on a vote of 6 Ayes, with Council member Starkey abstaining.

Consider Resolution 17-R-02, appointing Mohammad Ghuneim to serve as Alternate Municipal Judge for the Alvin Municipal Court for a two-year term, and approving the Memorandum of Understanding between the City of Alvin and Mohamad Ghuneim, and authorize the Mayor to sign.

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Alternate Judges Budget	
FY17	FY18
\$8,700	\$10,800

Council member Starkey announced that he filed a conflict of interest statement with the City Clerk and will not be participating in the discussion or vote.

Council member Sanger moved to approve Resolution 17-R-02, appointing Mohammad Ghuneim to serve as Alternate Municipal Judge for the Alvin Municipal Court for a two-year term, and approving the Memorandum of Understanding between the City of Alvin and Mohamad Ghuneim,

and authorize the Mayor to sign. Seconded by Council Member Richards; motion to approve carried on a vote of 6 Ayes, with Council member Starkey abstaining.

Consider Resolution 17-R-03, approving the Alvin Museum Agreement establishing the Alvin Museum Society's utilization of the former Alvin Post Office building; and authorize the Mayor to sign.

The City owns the former Alvin Post Office facility located at 300 W Sealy Street, Alvin. In 1998 and 2016, the City adopted resolutions providing for the Alvin Museum Society's right to occupy and utilize the building for the purpose of collecting, maintaining, preserving and showcasing documentation, artifacts and relics of Alvin's past. This Agreement will supersede prior agreements between the City and the Museum Society and better reflects the permitted uses, responsibilities, and requirements of both parties. This agreement contains a 5-year term and is mutually beneficial for both parties and the residents of Alvin as well as visitors to the City of Alvin.

Over the last four years, the City has contributed an average of \$27,000 annually on behalf of the Museum Society's costs to utilize the city facility

Council member Thompson moved to approve Resolution 17-R-03, approving the Alvin Museum Agreement establishing the Alvin Museum Society's utilization of the former Alvin Post Office building; and authorize the Mayor to sign. Seconded by Council Member Richards, motion to approve carried on a vote of 6 Ayes, with Council member Sanger voting No.

Accept resignation from Senior Citizens Board member Brenda Maust and consider an appointment to fill the unexpired term.

In December, 2015 Ms. Maust was appointed to serve a 2-year term on the Senior Citizens Board through December, 2017 She submitted her resignation from the board in December, 2016, which created a vacancy This vacancy has been advertised on all of the city's social media accounts.

Section 2-20.3 states that the Senior's Board shall consist of seven (7) members. Members of the board shall be appointed by the mayor subject to the approval of the council by a majority vote. Vacancies on the board shall be filled according to the same procedure.

The board currently has 6 members. Judy Zavala (Chair), Betty Hodges, Marie Hodges (Vice Chair), Beverly Kimbrough, Nell Shimek (Secretary), and Darrell Brady

James Shepherd has submitted a Consent and Willingness to Serve Form to specifically serve on the Senior Citizen Board. Mr Shepherd is employed by the City of Alvin as a part time attendant at the Alvin Senior Center

City Manager Breland stated that Mr Shepherd is a part time attendant at the Alvin Senior Center and that serving on this board could be construed as a conflict of interested. She suggested that City Council wait to fill this vacancy until interest surfaces.

Council member Adame moved to accept the resignation of Brenda Maust from the Senior Citizens Board. Seconded by Council Member Thompson, motion carried on a vote of 7 Ayes.

REPORTS FROM CITY MANAGER

Review preliminary list of items for next Council meeting.

Ms. Breland reviewed the preliminary list for the February 2, 2017 City Council meeting.

Items of Community Interest.

Mrs. Roberts reviewed items of community interest.

REPORTS FROM COUNCIL MEMBERS

Announcements and requests from Council members.

Council member Thompson asked staff to evaluate the purchase of a new sign at the Alvin Animal Adoption Center

Council member Reed thanked the Alvin Sunrise Rotarians for their donation and support

Council member Richards asked that the animal shelter item be placed on the next agenda

Council member Sanger asked staff to evaluate the option of outsourcing the animal shelter as to whether or not this could provide a cost savings He thanked all of the emergency response personnel for the job they perform day in and day out for the Alvin community

Council member Adame stated that he will be seeking re-election to District E He asked staff to check the function of the drainage ditch along Wheeler Drive

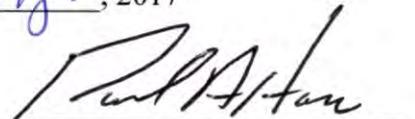
Council member Starkey congratulated the newly appointed Alternate Municipal Court Judges and thanked the Alvin Sunrise Rotarians

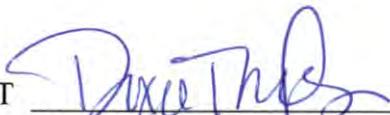
Mayor Horn welcomed the newly appointed Alternate Municipal Court Judges and thanked the Alvin Sunrise Rotarians

ADJOURNMENT

Council member Adame moved to adjourn the meeting at 8 02 p.m Seconded by Council member Starkey, motion to adjourn carried on a vote of 7 Ayes

PASSED and APPROVED this 2 day of February, 2017


Paul A Horn, Mayor

ATTEST 
Dixie Roberts, City Clerk



STATE OF TEXAS
COUNTY OF BRAZORIA

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AFFIDAVIT

BEFORE ME, the undersigned Notary Public, on this day appeared Glenn Starkey who is personally known to me and first being duly sworn according to law upon his oath deposed and said:

My name is James G. Starkey. I am over eighteen (18) years of age and I am fully competent to make this affidavit. I am a Councilmember for the City of Alvin, Texas.

I believe I have a possible conflict of interest regarding the following matter that City Council is scheduled to act to consider approval of at a regular council meeting on January 19, 2017:

AGENDA ITEM:

Item A: Consider Resolution 17-R-01; appointing Greg Hill to serve as an Alternate Judge for the Alvin Municipal Court for a 2 year term; and approving the MOU between The City of Alvin and Greg Hill; and authorize the Mayor to sign.

Item B. Consider Resolution 17-R-02; appointing Mohammad Ghuneim to serve as Alternate Municipal Judge for the Alvin Municipal Court for a 2 year term; and approving the MOU between the City of Alvin and Mohammad Ghuneim; and authorize the Mayor to sign.

I restate my conflict of interest for any other future dates that Council may consider this same agenda item. My conflict of interest exists because Marriage to Municipal Court Judge pertaining to the above agenda item.

James G. Starkey
Signature

SUBSCRIBED AND SWORN TO BEFORE ME on the 19 day of Jan, 2017 to certify which witness my hand and official seal.



Dan Taul
Notary Public in and for
the State of Texas
My Commission expires: 12/7/17