

**MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
CITY COUNCIL
REGULAR MEETING
THURSDAY, APRIL 20, 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; Junru Roland, Assistant City Manager/CFO; Dixie Roberts, City Clerk; Robert E. Lee, Police Chief, Larry Buehler, Director of Economic Development and Dan Kelinske, Parks & Recreation Director.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vangie Gonzales 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

There were no public comments.

PRESENTATIONS

Presentation of the Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for the City's 2016-17 budget document.

Mr. Roland presented the Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for the City's 2016-17 annual budget document. He thanked and introduced members of the Finance Department: Florence Chapa and Maria Aguirre.

Departmental Update – Economic Development/Strategic Projects.

Larry Buehler, Economic Development Director gave an economic development and strategic project update.

CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION

- A. Approve minutes of the April 6, 2017 City Council regular meeting.
- B. 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.
- C. Consider a Memorandum of Understanding (MOU) between the Alvin ISD Police Department and the Alvin Police Department outlining communications and coordination efforts between departments/agencies; and authorize the Mayor to sign.
The Education Code section 38.081g requires that "a school district police department and the law enforcement agencies with which it has overlapping jurisdiction shall enter into a memorandum of understanding that outlines

reasonable communications and coordination efforts between departments and the agencies.” In order to maintain compliance with the Education Code Alvin ISD Police Department has drafted the attached memorandum of understanding (MOU). This MOU contains updated language and replaces one completed several years ago. The MOU outlines communication, coordination and mutual assistance between Alvin ISD Police Department and Alvin Police Department. The MOU does not outline any responsibility or duty for Alvin Police Department that would not be a normal part of function of Alvin Police Department in the performance of day-to-day operations.

Council member Arendell requested to remove Item C from the consent agenda - *Consider a Memorandum of Understanding (MOU) between the Alvin ISD Police Department and the Alvin Police Department outlining communications and coordination efforts between departments/agencies; and authorize the Mayor to sign.*

Council member Thompson moved to approve the consent agenda excluding Item C as presented. Seconded by Council member Richards; motion carried with a vote of 7 Ayes.

OTHER BUSINESS:

Consider a Memorandum of Understanding (MOU) between the Alvin ISD Police Department and the Alvin Police Department outlining communications and coordination efforts between departments/agencies, and authorize the Mayor to sign. (Item removed from Consent Agenda).

Council member Arendell asked if something similar was in place with Alvin Community College. Chief Lee explained that this MOU is required under the Texas Education Code for school districts. Brief discussion was had.

Council member Arendell moved to approve the Memorandum of Understanding (MOU) between the Alvin ISD Police Department and the Alvin Police Department outlining communications and coordination efforts between departments/agencies, and authorize the Mayor to sign. Seconded by Council member Adame; motion carried with a vote of 7 Ayes.

Receive and acknowledge receipt of the Financial and Quarterly Investment reports for March, 2017.

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.

Council member Thompson moved to receive and acknowledge receipt of the Financial and Quarterly Investment reports for March, 2017. Seconded by Council member Starkey; motion carried with a vote of 7 Ayes.

Consider a Memorandum of Understanding (MOU) with the Brazoria County Conservation and Reclamation District #3 (C&R #3) for the rehabilitation of the pedestrian bridge located along the Tom Blakeney Jr. Hike and Bike Trail crossing Mustang Bayou.

The Education Code section 38.081g requires that “a school district police department and the law enforcement agencies with which it has overlapping jurisdiction shall enter into a memorandum of understanding that outlines reasonable communications and coordination efforts between departments and the agencies.” In order to maintain compliance with the Education Code Alvin ISD Police Department has drafted the attached memorandum of understanding (MOU). This MOU contains updated language and replaces one completed several years ago. The MOU outlines communication, coordination and mutual assistance between Alvin ISD Police Department and Alvin Police Department. The MOU does not outline any responsibility or duty for Alvin Police Department that would not be a normal part of function of Alvin Police Department in the performance of day-to-day operations.

Council member Reed moved to approve a Memorandum of Understanding (MOU) with the Brazoria County Conservation and Reclamation District #3 (C&R #3) for the rehabilitation of the

pedestrian bridge located along the Tom Blakeney Jr. Hike and Bike Trail crossing Mustang Bayou. Seconded by Council member Richards; motion carried with a vote of 7 Ayes.

Council member Reed thanked Mr. Kelinske and staff for the savings found in working with the C&R District to repair the pedestrian bridge over Mustang Bayou.

REPORTS FROM CITY MANAGER

Review preliminary list of items for next Council meeting.

Ms. Breland reviewed the preliminary list for the May 4, 2017 City Council meeting.

Items of Community Interest.

Mrs. Roberts reviewed items of community interest.

REPORTS FROM COUNCIL MEMBERS

Announcements and Items of Community Interest.

Council member Thompson thanked Mr. Roland and the Finance team for the job they do for the City. He also thanked Mr. Kelinske for the savings found in working with the C&R District to repair the pedestrian bridge over Mustang Bayou.

Council member Reed thanked Mr. Roland and the Finance Department for their service. He explained that his work schedule has increased which has caused his absence from City Council meetings and will unfortunately continue to do so in the future. He stated that he will continue to work hard for the constituents of District A.

Council member Arendell reminded everyone that Frontier Days will be held next weekend.

Council member Adame extended an open invitation to attend the Lion's Club casino night fundraiser on May 5th at the KC Hall.

Council member Starkey spoke to the positive remarks heard about the city's drainage during the recent heavy rains.

Mayor Horn thanked the Finance Department for the outstanding job they provide for the City.

EXECUTIVE SESSION

Mayor Horn called for an executive session at 7:40 p.m. in accordance to the following

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.

SECTION 551.071 - of the Government Code: Consultation between governmental body and its attorney to seek advice of attorney about pending or contemplated litigation or a settlement offer or a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act.

RECONVENE TO OPEN SESSION

Mayor Horn reconvened the meeting into open session at 8:55 p.m.

Consider a separation agreement with the City Attorney; and/or

Council member Starkey moved to notify Ms. Kacz that her employment contract is terminated effective 30 days from this date. Seconded by City Council member Thompson; motion carried with 4 Ayes and Council member's Adame, Arendell and Reed voting No.

Settlement offer pertaining to the City Attorney's employment agreement.

Council member Starkey moved to authorize the Mayor and Olson & Olson to attempt to negotiate a separation agreement regarding severance benefits for City Council's consideration. The settlement agreement must provide reimbursement to the City for all health insurance premiums paid on behalf of Lloyd Stansberry and for reimbursement to TML-IEB for all costs of coverage of Lloyd Stansberry under the City Insurance Policies. The agreement must include a waiver of all claims against the City. The agreement must be returned to City Council for consideration at the next regular meeting. If the settlement agreement proposed is not acceptable to City Council, then City Council will determine what, if any, severance will be provided at that time. Seconded by City Council member Thompson; motion carried with 4 Ayes and Council member's Adame, Arendell and Reed voting No.

ADJOURNMENT

Mayor Horn adjourned the meeting at 8:59 p.m.

PASSED and APPROVED this 4th day of May, 2017.

ATTEST: 
Dixie Roberts, City Clerk


Paul A. Horn, Mayor