

**MINUTES  
CITY OF ALVIN, TEXAS  
216 W. SEALY STREET  
CITY COUNCIL  
REGULAR MEETING  
THURSDAY, MAY 18, 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: Scott Reed, Brad Richards, Chris Sanger, Glenn Starkey, and Keith Thompson.

Staff members present: Sereniah Breland, City Manager; Suzanne Hanneman, Interim City Attorney; Junru Roland, Assistant City Manager/CFO; Dixie Roberts, City Clerk; Michelle Segovia, City Engineer; Robert E. Lee, Police Chief.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Mary Sanders gave the invocation.

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

Council member Reed led the Pledge to the Texas Flag.

**OATH OF OFFICE**

Administer the Oath of Office: Mayor Paul A. Horn; and City Council member District E, Gabe Adame.

Municipal Court Judge, Donna Starkey, administered the oath of office to Mayor Paul A. Horn and City Council Member District E, Gabe Adame.

**PUBLIC COMMENT**

There were no public comments.

**PRESENTATIONS**

Mayor Pro-tem Service Recognition.

Mayor Horn presented Council member Gabe Adame a certificate of recognition for his position as Mayor Pro-tem during 2016-2017.

Proclamation – National Police Week.

Mayor Horn proclaimed the week of May 14-20, 2017, as National Police Week.

Proclamation – Public Works Week.

Mayor Horn proclaimed the week of May 21-27, 2017, as Public Works Week.

Proclamation – Motorcycle Awareness Month.

Mayor Horn proclaimed the month of May as Motorcycle Awareness.

Presentation and discussion on proposed water and wastewater rate increase.

Mr. Junru Roland, Assistant City Manager/CFO, presented the proposed water and wastewater rate increase.

**CONSENT AGENDA**

Approve minutes of the May 4, 2017 City Council regular meeting.

**Consider Resolution 17-R-13, declaring the results of the May 6, 2017 General Election for the purpose of electing a Mayor and member to Council District E.**

*The official canvassing for this election was held on Tuesday, May 16, 2017, at 6:00 p.m. in the 1<sup>st</sup> floor conference room at City Hall. The statutory last day to canvass this election is May 17, 2017. A meeting notice is required and will be posted for the canvassing. However, per State Election Code, Chapter 67, a full quorum of the governing body is not required for the canvassing of an election and can be completed with two (2) members of the governing body in attendance. The official election returns were read aloud by the City Clerk at the canvass and an affidavit was signed declaring the official results.*

*Resolution 17-R-13 formally declares the results of the May 6, 2017, Election in resolution and minute format, where it will be maintained as an official record of the City. The election returns for each item on the ballot do not have to be read orally at the May 18, 2017, City Council meeting, as done at the official canvassing on Tuesday, May 16, 2017. Staff recommends the approval of Resolution 17-R-13.*

**Consider Resolution 17-R-14, declaring the results of the May 6, 2017 Special Charter Election in which fifty-seven (57) propositions were submitted to the voters for the purpose of amending the City of Alvin’s Charter document.**

*The official canvassing for this election was held on Tuesday, May 16, 2017, at 6:00 p.m. The statutory last day to canvass this election is May 17, 2017. A meeting notice was required and was posted for the canvassing. However, per State Election Code, Chapter 67, a full quorum of the governing body is not required for the canvassing of an election and can be completed with only two (2) members of the governing body in attendance. The election returns were read orally by the City Clerk at the canvass and an affidavit signed declaring the official results.*

*Resolution 17-R-14 formally declares the results of the May 6, 2017, Election in resolution and minute format where it will be maintained as an official record of the City. The election returns for each item on the ballot do not have to be read orally at this meeting since performed at the official canvassing on Tuesday, May 16, 2017.*

*After approval of this resolution, the Charter amendments approved in this election will be sent for codification into the City’s Code of Ordinance Book. A summary of the results in the actual Charter document is included in your packet. Staff recommends approval of Resolution 17-R-14.*

Council member Thompson moved to approve the consent agenda as presented. Seconded by Council member Reed; motion carried with all members present voting Aye.

**OTHER BUSINESS:**

**Consider the Mayor’s appointment of Mayor Pro-tem.**

<i>City Council Position</i>	<i>Council member</i>	<i>Year Elected</i>	<i>Term Expires</i>	<i>Served as Mayor Pro-Tem</i>
<i>At Large 1</i>	<i>Brad Richards</i>	<i>2015</i>	<i>2018</i>	<i>No</i>
<i>At Large 2</i>	<i>Chris Sanger</i>	<i>2016</i>	<i>2019</i>	<i>No</i>
<i>District A</i>	<i>Scott Reed</i>	<i>*2011, 2013, 2016</i>	<i>2019</i>	<i>2012-2014</i>
<i>District B</i>	<i>Adam Arendell</i>	<i>2012, 2015</i>	<i>2018</i>	<i>2016</i>
<i>District C</i>	<i>Keith Thompson</i>	<i>*2014/2015</i>	<i>2018</i>	<i>No</i>
<i>District D</i>	<i>Glenn Starkey</i>	<i>2016</i>	<i>2019</i>	<i>No</i>
<i>District E</i>	<i>Gabe Adame</i>	<i>2017</i>	<i>2020</i>	<i>Current</i>

Mayor Horn appointed Council member Richards as Mayor Pro-tem. Council member Sanger moved to accept the Mayor’s appointment of Council member Richards as Mayor Pro-tem; seconded by Council member Thompson; motion carried with all members present voting Aye.

**Consider a bid award to Tandem Services, LLC., for the Kost Detention Pond Final Grading and Concrete Construction Project in an amount not to exceed \$538,774.95; and authorize the City Manager to sign the contract upon legal review.**

*On May 9, 2017, bids were opened for the Kost Detention Pond Final Grading and Concrete Construction Project, and AGR Construction, LLC., was the low bidder, however on May 11, 2017 the Engineering Department received an email from AGR Construction, LLC stating that they had made an error in their bid calculation and would not be able to perform the work for the amount stated and requested that the bid not be considered. After AGR Construction was removed from*

consideration the next qualified low bidder was Tandem Services, LLC. This Contractor has never worked on a City of Alvin project. Staff has verified references for this contractor and all references were highly satisfied with the work performed.

Contract Amount: \$513,119.00  
5% Contingency: \$ 25,655.95  
Total Amount: \$538,774.95

The project consists of the final grading of the Kost Detention Pond, construction of the concrete pilot channels, concrete inflow weir, grading of the backslope swales, installation of the backslope storm inlets, concrete slope paving at the outfall, installation of the trash rack at the outfall, replacement of the concrete sidewalk and curb along Kost Road, and sodding/hydro-mulching of the pond. The project is scheduled to start in June and has a construction time of 75 calendar days. Staff recommends approval.

Council member Starkey moved to award the bid for the Kost Detention Pond Final Grading and Concrete Construction Project in an amount not to exceed \$538,774.95 to Tandem Services, LLC.; and authorize the City Manager to sign the contract upon legal review. Seconded by Council member Thompson; motion carried by a vote of 4 Ayes with Council member Sanger voting No.

Mayor Horn stated that he would like staff to prepare a cost estimate for the installation of sidewalks, fencing, and landscaping around the pond for beautification.

Consider Resolution 17-R-10, amending a previous agreement with the Texas Department of Transportation (TXDOT) for the replacement of the bridge along County Road 51 over Austin Bayou.

*This resolution will amend the previously approved agreement with TXDOT by changing the in-kind projects that the City will complete as its equivalent-match participation for the replacement of the CR 51 bridge over Austin Bayou that was completed previously.*

*In November 2010, the City Council approved Resolution 10-R-29 authorizing the Mayor to enter an agreement with TXDOT for the replacement of the CR 51 bridge over Austin Bayou (in the City Limits near SH 288) through the Off-System Bridge Program. As a requirement of the program, the City is required to pay 10% of the project cost or complete equivalent-match projects approved by TXDOT equaling the 10% project cost. Resolution 10-R-29 stated that the City would complete two projects as the required match participation:*

- 1) a culvert replacement on Pine Street at the M-9 ditch; and*
- 2) the resurface of the road deck of South Street at the M-1 ditch crossing.*

*The Pine Street crossing was completed. However, the road deck resurfacing along South Street has not been completed, since the road deck at the crossing is not separate from the box culvert as originally assumed; but rather it is all one structure that cannot be replaced separately. The current resolution would remove the road deck resurfacing project and replace it with five small culvert replacement projects as shown in the attached matching project summary. Staff recommends approval.*

Council member Reed moved to adopt Resolution 17-R-10, amending a previous agreement with the Texas Department of Transportation (TXDOT) for the replacement of the bridge along County Road 51 over Austin Bayou. Seconded by Council member Richards; motion carried with all members present voting Aye.

**REPORTS FROM CITY MANAGER**

Review preliminary list of items for next Council meeting.

Ms. Breland reviewed the preliminary list for the June 15th 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 the Public Services and Police Departments for their services. He also encouraged motorists to watch out for motorcycles on the roadway.

Council member Reed thanked the Police and Public Services Department for their services and congratulated Mayor Horn and Council member Adame on their re-election to office.

Council member Richards thanked the Mayor and members of City Council for his appointment as Mayor Pro-tem.

Council member Sanger thanked Mr. Roland and team for the presentation this evening and at the town hall meeting regarding the proposed water and wastewater fee increases. He also congratulated Mayor Horn and Council member Adame on their re-election to office.

Council member Adame asked about the paving of a roadway in Hillcrest Village and expressed his interest in holding a workshop on this topic.

Council member Starkey thanked whoever painted the fire hydrants in his neighborhood. He also had some questions regarding overspray damage done to some vehicles in the Dyche Lane area from the water tower work. Ms. Breland stated she would send this information to City Council. Council member Starkey encouraged all to reflect on the true meaning of Memorial Day

Mayor Horn stated that Sagemont Church is putting up 38,000 flags to honor all fallen Texas veterans.

**EXECUTIVE SESSION**

Mayor Horn called for an executive session at 7:43 p.m. in accordance with the following:

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 to open session at 8:31 p.m.

Consider authorization of severance payment and/or settlement offer pursuant to City Attorney’s employment agreement.

Council member Starkey moved to halt any severance payment to Bobby Kacz pending settlement negotiations regarding her severance payment; Seconded by Council member Richards; motion carried by a vote of 5 Ayes with Council member Sanger voting No.

**ADJOURNMENT**

Mayor Horn adjourned the meeting at 8:32 p.m.

PASSED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Paul A. Horn, Mayor

ATTEST: \_\_\_\_\_  
Dixie Roberts, City Secretary