

State of Texas; County of Brazoria; City of Angleton

The City of Angleton, Texas City Council conducted a Special Meeting at 6 p.m., Tuesday, February 9, 2016, with the following in attendance:

Randy Rhyne	Mayor
Roger Collins	Mayor Pro Tem/Position 5
Hardwick Bieri	Councilman Position 1
Williams Tigner	Councilman Position 2
Wesley Rolan	Councilman Position 3
Bonnie McDaniel	Councilwoman Position 4

OTHERS PRESENT:

Michael Stoldt	City Manager
Mary Kay Fischer	City Attorney
Shelly Deisher	City Secretary
David Ashburn	Chief of Police

And those listed on the guest registry.

1. CALL TO ORDER BY MAYOR RHYNE at 6:04 p.m. Declare a quorum.
2. Pledge of Allegiance.
3. Moment of Silent Reflection/Prayer.
4. Citizens Wishing to Address Council – Mr. Reginald Gilbert discussed the possibility of a waiver for CDBG to be able to help his mother to rehabilitate her home.
5. Requests to Address Council Other Than Citizenry: none.
6. Discussion and Possible Action on RESOLUTION NO. 2016-R-2B; A RESOLUTION OF THE CITY OF ANGLETON, TEXAS, SUPPORTING HVM 2016 ANGLETON, LTD. AND THE PROPOSED DEVELOPMENT OF NORTHSIDE MANOR FOR AFFORDABLE RENTAL HOUSING AT 1741 AND 1745 E. HENDERSON ROAD, ANGLETON, TEXAS; APPROVING THE CONSTRUCTION AND/OR RENOVATION OF THE DEVELOPMENT; AUTHORIZING AN ALLOCATION OF HOUSING TAX CREDITS FOR THE DEVELOPMENT; PROVIDING AN OPEN MEETINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Dennis Hoover spoke about the changes required for City involvement in this type of project.

Motion by Mayor Pro Tem Collins to approve Resolution No. 2016-R-2B;  
Second by Councilman Bieri.

Motion passes with 6 for; 0 against; 0 absent.

7. DISCUSSION AND POSSIBLE ACTION ON:

- a) MOTION MAKING A FINDING THAT REDUCING BUILDING PERMIT FEE FOR REHABILITATION PROJECT ON NORTHSIDE MANOR APARTMENTS AT 1741 AND 1745 HENDERSON ROAD, ANGLETON, TEXAS, SERVES A PUBLIC AND MUNICIPAL PURPOSE BY PROVIDING AFFORDABLE RENTAL HOUSING IN OUR COMMUNITY;

Motion by Councilwoman McDaniel to make a finding that reducing building permit fee for rehabilitation project on Northside Manor Apartments at 1741 and 1745 Henderson Road, Angleton, Texas, services a public and municipal purpose by providing affordable rental housing in our community;  
Second by Councilman Rolan.

Motion passes with 6 for; 0 against 0 absent.

- b) MOTION REDUCING THE INITIAL BUILDING PERMIT FEE BY \$100.00 FOR THE BENEFIT OF THE DEVELOPMENT;  
AND

Motion by Mayor Pro Tem Collins to reduce the initial building permit fee by \$100.00 for the benefit of the development;  
Second by Councilman Tigner.

Motion passes with 6 for; 0 against 0 absent.

- c) MOTION AUTHORIZING THE MAYOR TO EXECUTE THE LETTER THAT AGREES TO A \$100.00 REDUCTION ON THE INITIAL BUILDING PERMIT FEE ON NORTHSIDE MANOR OR HVM 2016 ANGLETON, LTD.

Motion by Councilman Rolan to authorize the mayor to execute the letter that agrees to a \$100.00 reduction on the initial building permit fee on Northside Manor or HVM 2016 Angleton, LTD;  
Second by Councilwoman McDaniel.

Motion passes with 6 for; 0 against; 0 absent.

8. Discussion and Possible Action on the Final Plat of the JW Subdivision, a Replat of 6.202 Acres of Tract 5 of the Angleton Commercial Subdivision No. 3, as Recorded in Volume 19, Pages 681-684 of the Plat Records of Brazoria County, Texas (also known as 2916 N. Velasco)

Motion by Councilman Rolan to approve the final plat of the JW Subdivision, a Replat of 6.202 acres of Tract 5 of the Angleton Commercial Subdivision No. 3;  
Second by Councilman Bieri.

Motion passes with 6 for; 0 against; 0 absent.

9. Discussion and Possible Action on the Preliminary Plat of the Teal Industrial Angleton Business Park, said property having a legal description of 10.4731 acres of land, located in the Edwin Waller League, Abstract 134, City of Angleton, Brazoria County, Texas, being out of and a part of Lot 1 in Airport Meadows Subdivision.

Motion by Mayor Pro Tem Collins to approve the preliminary plat with the following changes:

- 1) Storm sewer improvements on private road should be located within a dedicated drainage easement
- 2) Water Connection at CR 220 & Private Road should be a 12" wet connection (1-8"x12" tee and 1-12" wet connection)
- 3) Water Connection at CR288 & Public road should be a 12" wet connection (1-8"x12" tee and 1-12" wet connection)
- 4) Provide plan and profile sheets, construction and bedding

detail for water, sewer and storm sewer improvements (a) RCP storm sewer pipe should have gaskets at all pipe joins and indicate top of flow line and (b) rim elevations for manholes should be 3" to 4" higher than finished ground level

5) Storm water detention plan must be reviewed and approved by ADD - TOE and/or TOB elevations on detention pond are incorrect and TOE elevation cannot be higher than the TOB elevation.

6) Engineer's seal must be placed on all design pages of the final plat and

7) Recording page of plat should include surveyor's field notes and seal.

Second by Councilwoman McDaniel.

Motion passes with 6 for; 0 against; 0 absent.

10. Discussion and Possible Action on an Agreement Between the City of Angleton and HDR Engineering for the Replacement of Water Lines Through the Brazoria County CDBG Program.

Motion by Councilman Bieri to approve Agreement Between the City of Angleton and HDR Engineering for the Replacement of Water Lines Through the Brazoria County CDBG Program;  
Second by Councilman Tigner.

Motion passes with 6 for; 0 against; 0 absent.

11. Discussion and Possible Action on Ordinance 2016-O-2A, AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS PROVIDING FOR A GENERAL ELECTION TO BE HELD ON THE 7TH DAY OF MAY, 2016, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER FOR POSITION 1, POSITION 3 AND POSITION 5; FOR DESIGNATING POLLING PLACES; PROVIDING THAT ALL PERSONS DESIRING TO HAVE THEIR NAME PLACED ON THE OFFICIAL BALLOT AS A CANDIDATE IN THE GENERAL ELECTION FILE AN APPLICATION NOT LATER THAN 5:00 P.M. ON FEBRUARY 19, 2016 WITH THE CITY SECRETARY; PROVIDING FOR A JOINT ELECTION WITH BRAZORIA COUNTY; PROVIDING FOR THE PLACE OF SUCH ELECTION TO BE HELD; PROVIDING FOR EARLY VOTING; PROVIDING A SEVERANCE CLAUSE AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

Motion by Councilman Rolan to approve Ordinance No. 2016-O-2A;  
Second by Councilman Tigner.

Motion passes with 6 for; 0 against; 0 absent.

12. Discussion and Possible Action on ORDINANCE 2016-O-2C; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF ANGLETON, TEXAS, CHAPTER 2, ADMINISTRATION; ARTICLE I. IN GENERAL, TO AMEND SEC. 2-3, TO ADDRESS WEAPONS ON CITY PREMISES; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Councilman Bieri to approve Ordinance No. 2016-O-2C with amendments presented by City Attorney;  
Second by Councilman Rolan.

Motion passes with 6 for; 0 against; 0 absent.

13. Discussion and Possible Action on ORDINANCE 2016-O-2D; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF ANGLETON, TEXAS, CHAPTER 17, PARKS AND RECREATION; ARTICLE III. USE OF PUBLIC PARKS, TO AMEND SEC. 17-60, HUNTING AND FIREARMS; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Councilman Rolan to approve Ordinance No. 2016-O-2D;

Second by Councilman Tigner.

Motion passes with 6 for; 0 against; 0 absent.

14. Discussion and Possible Action on RESOLUTION 2016-R-2A; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, ENACTING AN ANTI-NIMBYISM ACTION PLAN AS REQUIRED TO MAINTAIN CDBG-DISASTER RECOVERY FUNDING THROUGH THE TEXAS GENERAL LAND OFFICE; PROVIDING AN OPEN MEETINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Motion by Councilwoman McDaniel to approve Resolution No. 2016-R-2A;

Second by Councilman Bieri.

Motion passes with 6 for; 0 against; 0 absent.

15. DISCUSSION AND POSSIBLE ACTION ON SIX "AD VALOREM TAX REFUND INCENTIVE PROGRAM AGREEMENTS" BETWEEN THE CITY OF ANGLETON AND: JEFF HOLT FOR 401 HERITAGE OAKS DRIVE,  
JOHN & KATHERINE PLUMB FOR 9 CHUCK WAGON COURT,  
JOHN & KATHERINE PLUMB FOR 700 PRAIRIE LANE, ARTIE TROPOLI FOR 113 CORRAL LOOP, ARTIE TROPOLI FOR 328 LASSO, IRENE JOY COOK FOR 1609 ALENA ROAD.

Councilman Rolan abstained from voting because a relative is involved in this matter.

Motion by Councilman Bieri to approve the above listed six ad valorem tax refund incentive program agreements;

Second by Councilman Tigner.

Motion passes with 5 for; 0 against; 0 absent; 1 abstain (Rolan).

16. Discussion and Possible Action on the Payment of Texas New Mexico Power for the Extension of Utilities to the SH288 Lift Station.

Motion by Mayor Pro Tem Collins to approve payment of Texas New Mexico Power for Extension of Utilities to the SH288 Lift Station \$149,384.20;

Second by Councilman Bieri.

Motion passes with 6 for; 0 against; 0 absent.

17. Council adjourned into Executive Session at 6:48 p.m. as authorized by:

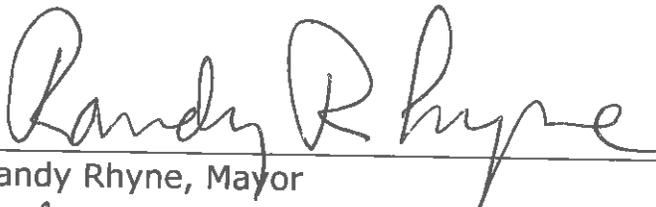
a) Texas Government Code Section 551.087 (Deliberation Regarding Economic Development Negotiations) to discuss or deliberate regarding commercial or financial information that the governing body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect, with possible discussion and action related thereto in open session and

b) Texas Government Code Section 551.072 (Deliberations about Real Property) to deliberate the purchase, exchange, lease or value of real property for street construction purposes. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. There may be possible discussion and action related thereto in open session.

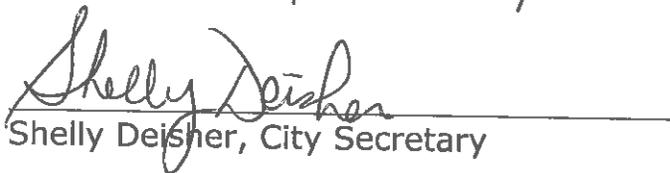
Council reconvened into open session at 7:38 p.m.

Action out of Executive Session: None.

18. Adjourned at 7:38 p.m.

  
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Randy Rhyne, Mayor

  
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Shelly Deisher, City Secretary