

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, April 12, 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
Jeff Sifford	Public Works Director
Karen Barclay	Building Services Dept. Supervisor

And those listed on the guest registry.

1. CALL TO ORDER BY MAYOR RHYNE at 6:00 p.m. Declare a quorum.
2. Pledge of Allegiance.
3. Moment of Silent Reflection/Prayer.
4. PRESENTATION: Employee Appreciation.
5. Citizens Wishing to Address Council – Larry Shaefer addressed vacant storefronts in the city and how it looks to new businesses. Passed out a list of vacant storefronts.
6. Requests to Address Council Other Than Citizenry: none.
7. ALL ITEMS LISTED UNDER THE "CONSENT AGENDA" ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER REQUESTS, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED BY A SEPARATE ACTION.

Consent item: Consent to a Variance to the Noise Ordinance for Use of Amplified Devices at the National Day of Prayer Event on May 5, 2016 at the Brazoria County Historical Museum Lawn in Angleton, Texas, from 10:30 a.m. to 1:30 p.m.

Motion by Mayor Pro Tem Collins to approve the consent agenda;  
Second by Councilman Rolan.

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

8. Public Hearing on a Request to Rezone Tract 110A3 (Tract Two) at 2850 North Valderas Street, Abstract No. 380, J de J Valderas Survey, Consisting of 1.00 Acre from C-O/R – Commercial-Office/Retail District to C-G – Commercial-General District.

Motion by to Councilman Tigner to open the public hearing;  
Second by Councilman Rolan.

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

Persons who wished to speak:

Cynthia Comins, agent for owner of property spoke with details of what their plans for an upscale storage facility are for the property. Not opposed to discuss a plan for the property with residents around the property. Wants to have the property cleared within 60 days. Wants fence to be completed within 90 days. Wants to work with an architectural design company for a new business.

Brenda and Randy Murphy spoke against the rezone.

Mr. Don Nigbor spoke against the rezone.

Ken Bowman spoke against the rezone.

Motion by Mayor Pro Tem Collins to close the public hearing;  
Second by Councilman Tigner.

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

9. Discussion and Possible Action on ORDINANCE NO. 2016-O-4A; AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS, AMENDING THE "ZONING MAP OF THE CITY OF ANGLETON" BY CHANGING THE ZONING DISTRICT DESIGNATION AND PROVIDING FOR A ZONING CHANGE TO TRACT 110A3 (TRACT TWO) AT 2850 NORTH VALDERAS STREET, ABSTRACT NO. 380, J DE J VALDERAS SURVEY, CONSISTING OF 1.00 ACRE FROM C-O/R - COMMERCIAL-OFFICE/RETAIL DISTRICT TO C-G - COMMERCIAL-GENERAL DISTRICT; PROVIDING FOR A PENALTY NOT TO EXCEED \$2,000 FOR EACH AND EVERY OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Mayor Pro Tem Collins to deny Ordinance No. 2016-O-4A;

Second by Councilman Rolan.

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

10. Public Hearing on a Request to Rezone the Property Located at the Northeast Corner of West Myrtle Street and North Erskine Street, with a Legal Description of Angleton (Angleton), Block 45, Lot 10-13, from C-O/R - Commercial-Office/Retail District to SF-6.3 - Single-Family Residential-6 District.

Motion by Councilman Bieri to open the public hearing;  
Second by Councilwoman McDaniel.

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

Mayor asked if anyone wished to speak on, for or against the rezone.

Irene Hatfield (property owner) asked to speak on behalf of Habitat. Stated that Habitat for Humanity will be purchasing the property and will build two houses on these four lots.

Motion by Councilman Rolan to close the public hearing;

Second by Mayor Pro Tem Collins.

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

11. Discussion and Possible Action on ORDINANCE NO. 2016-O-4B; AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS, AMENDING THE "ZONING MAP OF THE CITY OF ANGLETON" BY CHANGING THE ZONING DISTRICT DESIGNATION AND PROVIDING FOR A ZONING CHANGE TO PROPERTY LOCATED AT THE NORTHEAST CORNER OF WEST MYRTLE STREET AND NORTH ERSKINE STREET WITH A LEGAL DESCRIPTION OF ANGLETON (ANGLETON), BLOCK 45, LOT 10-13, FROM C-O/R - COMMERCIAL-OFFICE/RETAIL DISTRICT TO SF - 6.3 - SINGLE FAMILY RESIDENTIAL-6 DISTRICT; PROVIDING FOR A PENALTY NOT TO EXCEED \$2,000 FOR EACH AND EVERY OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Councilman Rolan to approve Ordinance No. 2016-O-4B;

Second by Councilman Tigner.

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

12. Council adjourned into Executive Session at 6:30 p.m. as Authorized by:

a) 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; and

b) Texas Government Code Section 551.072 (Deliberations about Real Property) to deliberate the purchase, exchange, lease or value of real property as it relates to the location of a pumping station. Deliberations in 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 7:02 p.m.

Action out of Executive Session: None.

13. Adjourned at 7:02 p.m.

  
Randy Rhyne, Mayor

  
Shelly Deisher, City Secretary