

State of Texas  
County of Brazoria  
City of Angleton

The City of Angleton, Texas City Council conducted its Regular Meeting at 6 p.m., Tuesday, April 26, 2016, with the following in attendance:

Randy Rhyne	Mayor
Roger Collins	Mayor Pro Tem/Councilman 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
Patti Worfe	Asst. City Manager and Economic Development Director
Mary Kay Fischer	City Attorney
Shelly Deisher	City Secretary
Susie Hernandez	Finance Director
David Ashburn	Chief of Police
Kacey Hamlet	Utility Dept. Supervisor
Will Blackstock	Parks & Rec Director
Karen Barclay	Building Services Supervisor
Dana Alsobrook	Municipal Court Administrator
Chris Hogan	Fire Chief

And those listed on the guest registry.

1. CALL TO ORDER BY MAYOR RHYNE at 6:01 p.m. Declare a quorum.
2. Pledge of Allegiance.
3. Moment of Silent Reflection/Prayer.
4. Approval of City Council Minutes from the meetings of the Regular City Council Meeting on March 22, 2016, the Joint Meeting of the City Council, Angleton Drainage District and Angleton Parks Board on March 29, 2016 and the Special City Council meeting on April 12, 2016.

Motion by Mayor Pro Tem Collins to approve the City Council Meeting Minutes from the Regular City Council Meeting on March 22, 2016, the Joint Meeting of the City Council, Angleton Drainage District and Angleton Parks Board on March 29, 2016 and the Special City Council meeting on April 12, 2016;  
Second by Councilman Rolan.

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

5. Discussion and Possible Action on a Lease Agreement Between the City of Angleton and the Brazosport Water Authority.

Michael Stoldt, City Manager, presented changes. First is on page one of the Lease Agreement in Paragraph 124, the last half of the first paragraph needs to be changed to say first right of refusal on five acres they will be using there instead of the originally stated 85 acres. Second change would be going from a 50' easement to a 30' easement. The new survey changes

that easement from 50' to 30'. With those two changes, staff recommends approval.

Councilwoman McDaniel asked if BWA was good with these changes and the representative replied yes.

Mayor explained this agreement was for BWA to put a pumping station on City Property by this lease. Two water taps will be provided to this location at Austin Town.

Motion by to approve the lease agreement between the City of Angleton and the Brazosport Water Authority as revised, Second by Councilman Tigner.

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

6. **PRESENTATIONS:**

- A) Exchange Club – Officer of the Year, Arminda Cantu.
- B) Governor's Community Achievement Award by Keep Angleton Beautiful

7. Citizens Wishing to Address Council.

Gladys Stewart spoke about the loud music coming from vehicles in her neighborhood and about the kids playing basketball in the street and being disrespectful to her and her property.

Adam Mendoza lives on Mimosa Street and stated that the street floods. Asking for relief.

8. Requests to Address Council Other Than Citizenry. John Wright (Board member for KAB) wanted to thank the Parks Department, Will Blackstock and Erin Bowers for helping with the GCA Award.

**CONSENT AGENDA:**

9. 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 items:

- A) Ratify Accounts Payable for March, 2016;
- B) Quarterly Investment Report – Second Quarter of 2016; and
- C) Purchase a 2017 Freightliner Brush Truck for Public Works.

Motion by Councilwoman McDaniel to approve the consent agenda;  
Second by Mayor Pro Tem Collins.

Motion passes with 6 for 0 against; 0 absent.

10. Discussion and Possible Action on a request for variances of an 818.45 square foot increase to allowable sign area and an additional 35' in allowable height to the City of Angleton's sign

ordinance for Love's Travel Stop.

Motion by Councilman Rolan to approve the variance of an 818.45 square foot increase to allowable sign area and additional 35' in allowable height to the City of Angleton's sign ordinance for Love's Travel Stop;  
Second by Mayor Pro Tem Collins.

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

11. Public Hearing on the Imposition of Impact Fees for County Road 220 Development.

Motion by Mayor Pro Tem Collins to open the public hearing;  
Second by Councilman Bieri.

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

Mayor asked if anyone wished to speak on, for or against this matter.

Judy Shaefer asked if someone could explain how the fees were figured.

Michael Stoldt explained how the cost of the impact fee was determined.

John Wright spoke regarding the committee and their decision about the impact fees.

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

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

12. Discussion and Possible Action on the CR220 Development Impact Fee Study.

Motion by Councilwoman McDaniel to accept the impact fee study;  
Second by Councilman Rolan.

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

13. Discussion and Possible Action on ORDINANCE NO. 2016-O-4C; AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF ANGLETON, TEXAS, BY ADDING CHAPTER 26, "UTILITIES", ARTICLE VIII, "IMPACT FEES", SECTION 26-177 THROUGH SECTION 26-189; COUNTY ROAD 220 IMPACT FEES; ADOPTING COUNTY ROAD 220 IMPACT FEES FOR WATER AND WASTEWATER; DEFINING CERTAIN TERMS; PROVIDING FOR THE ASSESSMENT AND COLLECTION OF SUCH IMPACT FEES; REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Councilman Bieri to approve Ordinance No. 2016-O-4C;  
Second by Councilman Rolan.

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

14. Discussion and Possible Action on Waiving all City of Angleton Permit and Tap Fees for a Habitat for Humanity House to be built on the Corner of Orange and Erskine Streets with a Legal Description of Lots 12 & 13, Block 43, Angleton.

Motion by Mayor Pro Tem Collins to approve waiving all City of Angleton Permit and Tap Fees for Habitat for Humanity House to be built on the corner of Orange and Erskine Streets with a Legal Description of Lots 12 & 13, Block 43, Angleton;  
Second by Councilman Bieri.

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

15. DISCUSSION AND POSSIBLE ACTION ON THE SECOND AND FINAL READING OF ORDINANCE NO. 2016-O-2F, AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE AND MAINTAIN ITS FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF ANGLETON, TEXAS FOR THE TRANSPORTATION, DELIVERY, SALE AND DISTRIBUTION OF NATURAL GAS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

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

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

16. DISCUSSION AND POSSIBLE ACTION ON THE SECOND AND FINAL READING OF ORDINANCE NO. 2016-O-2G, AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS, GRANTING AN ELECTRICAL FRANCHISE TO TEXAS-NEW MEXICO POWER COMPANY PURSUANT TO TITLE 28 AND ARTICLES 1436 AND 1436a, TEXAS REVISED CIVIL STATUTES; STATING A PURPOSE; PROVIDING FOR A TERM OF FIFTEEN YEARS; PROVIDING FOR THE LOCATION OF FACILITIES; PROVIDING FOR REPAIR OF EXCAVATIONS AND OBSTRUCTIONS; PROVIDING FOR INDEMNITY TO THE CITY OF ANGLETON; PROVIDING FOR STREET RENTAL; REPEALING THE FORMER FRANCHISE, WHICH IS ORDINANCE NUMBER 2021 OF THE CITY OF ANGLETON; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Motion by Councilman Rolan to approve Ordinance No. 2016-O-2G,  
Second by Councilman Tigner.

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

17. Discussion and Possible Action on Awarding a Bid to Jaco Roofing for Roof Repair to the Angleton Police Station, Angleton Animal Shelter and Angleton Volunteer Fire Station #3.

Motion by Councilman Bieri to award the bid to Jaco Roofing for roof repairs to the Angleton Police Station, Angleton Animal

Shelter and Angleton Volunteer Fire Station #3 and include the alternate bid;  
Second by Councilman Tigner.

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

18. Presentation and Discussion on Mid-Year Budget Update.

Presentation was made by Michael Stoldt, City Manager. About 50% or less on the revenue side and expenditures are about 50% or less. General fund was in pretty good shape. Nothing unexpected. Street fund has a negative balance but that is to be expected. We have six months' worth of expenses but only four months' worth of revenue. That fund is always two months behind on the revenue. Water and debt service funds are in pretty good shape. At this point, we have a surplus of \$1,995,612.00. All the other funds are about normal.

19. Discussion and Possible Action on ORDINANCE NO. 2016-O-4D; AN ORDINANCE AMENDING THE 2015-2016 FISCAL YEAR BUDGET BY AMENDING THE GENERAL FUND (01), WATER FUND (03), POLICE DRUG CONFISCATION FUND (10), ANGLETON ESD #3 FUND (107), CITY WIDE REPAIRS FUND (126), HGAC-DJ EDWARD BYRNE GRANT FUND (42), OBJ-POLICE GRANT FUND (105) AND 2015 CDBG GRANT FUND (73); DECLARING A PUBLIC NECESSITY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE AND AN EFFECTIVE DATE.

Motion by Mayor Pro Tem Collins to approve Ordinance No 2016-O-4D,  
Second by Councilwoman McDaniel.

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

20. Reports of Boards & Commissions:  
Angleton Better Living Corporation – Did not meet.  
Angleton Parks Board – met and talked about grant.  
Senior Citizen Commission – Mayor Pro Tem Collins' pastor turned his application in to be on the board.

21. Staff Reports & Questions for Staff  
A) Building Services Reports  
B) Economic Development and Tourism Report  
C) Emergency Management Report  
D) Finance Department Reports  
E) Fire Department Report  
F) Keep Angleton Beautiful  
G) Municipal Court Reports  
H) Parks & Recreation Reports  
I) Police Department Reports  
J) Public Works Department Reports  
K) Utility Department Reports

22. Council Information (limited to items of community interest)  
Mayor Randy Rhyne – everyone get out and vote.  
Mayor Pro Tem Roger Collins – nothing.  
Councilman Hardwick Bieri – nothing.  
Councilman Williams Tigner – nothing.  
Councilman Wesley Rolan – nothing.  
Councilwoman Bonnie McDaniel – nothing.

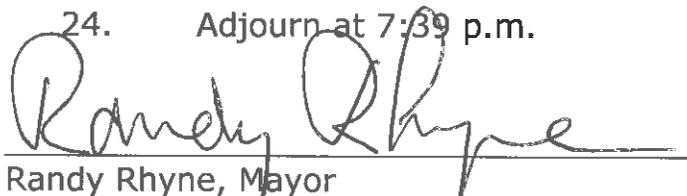
23. Council Adjourned Into Executive Session at 7:21 p.m. as Authorized by Texas Government Code Section 551.074 (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Attorney, with possible discussion and action related thereto in open session.

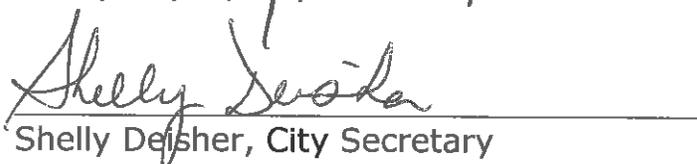
Reconvened into open session at 7:38 p.m.

Motion by Councilman Rolan to approve the mayor to sign the contract for City Attorney;  
Second by Councilman Tigner.

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

24. Adjourn at 7:39 p.m.

  
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Randy Rhyne, Mayor

  
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Shelly Deisher, City Secretary