

STATE OF TEXAS

COUNTY OF BRAZORIA

CITY OF LAKE JACKSON

BE IT KNOWN that the City Council of the City of Lake Jackson met on Monday February 1, 2016 at 6:30 p.m. in Regular Session at 25 Oak Drive, Lake Jackson, Texas, in the Council Chambers at the Lake Jackson City Hall with the following in attendance:

Joe Rinehart, Mayor  
Buster Buell, Mayor Pro-Tem  
Will Brooks, Council member  
Heather Melass, Council member  
Gerald Roznovsky, Council member

William P. Yenne, City Manager  
Alice A. Rodgers, City Secretary  
Pam Eaves, Finance Director  
Sherri Russell, City Attorney  
Sal Aguirre, City Engineer  
Rick Park, Police Chief

David Van Riper, Public Works Director  
Carmen Williams, Personnel Director  
Athelstan Sanchez, Asst. City Engineer  
Michael Coon, Asst. to City Manager

PLEDGE OF ALLEGIANCE

Council member Buell led the pledge of allegiance to the United States flag and the Texas Flag.

INVOCATION

Council member Brooks led the invocation.

VISITORS

Mary Helen Israel 326 Pine asked if there were plans in the future to do work on the Pine Street ditch. It is not draining. Mr. Yenne stated that Council had authorized a drainage study on the east side of town.

COMMENDATION TO RECREATION CENTER EMPLOYEES EMERSON YELLEN – AQUATICS COORDINATOR, CHANDLER WARREN – HEAD LIFEGUARD, SAVANNAH GREY – LIFEGUARD, MIRANDA GREY – LIFEGUARD, JAMES WALTON – LIFEGUARD, MIRANDA WEDELICH – LIFEGUARD, BRENDA RAYMOND – CUSTODIAN FOR LIFE SAVING RESCUE PERFORMED ON JANUARY 9, 2016

Jeremy Bubnick Parks and Recreation Director stated that on January 9<sup>th</sup>, the staff performed a rescue of an adult in the lap pool. He was swimming in the lap pool and became distressed and began struggling under water. The lifeguard staff did not hesitate in their response. Their quick response and training saved this man's life.

All the lifeguards on duty contributed to the rescue as well as Emerson Yellen (Aquatics Coordinator) and Brenda Raymond (Custodian). EMS arrived and airlifted him to Houston. Prior to being airlifted he did regain consciousness and was able to communicate verbally to the EMS personnel.

The staff all did an outstanding job in a very stressful situation. He recognized the staff that contributed to this effort: Chandler Warren – Head Lifeguard, Savannah Grey – Lifeguard, Miranda

Grey – Lifeguard

James Walton – Lifeguard, Miranda Wedelich – Lifeguard, Emerson Yellen – Aquatics Coordinator, and Brenda Raymond

CONSENT AGENDA

- A. Approval Of Minutes – January 19, 2015
- B. Minutes Of Boards And Commissions
- C. Ordinance Ordering An Election To Be Held In The City Of Lake Jackson, On Saturday, May 7, 2016, For The Purpose Of Electing Certain Officers For The City Of Lake Jackson – Second Reading
- D. Ordinance Of The City Of Lake Jackson, Texas, Calling For A \$16 Million Dollar Bond Issue Comprised Of 5 Propositions, 1)A \$9,900,000 For Making Public Improvements To Portion Of That Way; Portion Of Circle Way; North Parking Place; South Parking Place Completion; 2) A \$1,000,000 To Expand The Bridge At Plantation Drive Near Medical Drive; 3) A \$3,800,000 Issue For Making Public Improvements To A Portion Of Oleander; A Portion Of Hickory; A Portion Of South Yaupon; Bois D Arc; A Portion Of Lotus; 4) \$800,000 For Drainage Improvements In The Area Of Willow Drive, Daisy And Blossom; 5) A \$500,000 Issue For A New Traffic Signal And Right Turn Lanes At Oak Drive And Circle Way Near City Hall; Bond Election For Saturday, May 7, 2016 – Second Reading
- E. Ordinance Amending Chapter 54 Law Enforcement To Update The Procedures For Appointing And Supervising The Reserve Police Force – Second Reading
- F. Approve Contract With Brazoria County To Conduct The May 7, 2016 City Officers Election, Bond Election And Charter Amendment Election
- G. Approve Second Amendment To The 380 Agreement For The Courtyard By Marriot With Omkar Management LLC To Change The Name To Omkar Enterprises LJ, LP

On motion by Council member Melass second by Council member Buell with all members present voting “aye” the consent agenda was approved as follows:

- A. Approval Of Minutes – January 19, 2015 - approved
- B. Minutes Of Boards And Commissions - accepted
- C. Ordinance Ordering An Election To Be Held In The City Of Lake Jackson, On Saturday, May 7, 2016, For The Purpose Of Electing Certain Officers For The City Of Lake Jackson – Second Reading – passed and adopted
- D. Ordinance Of The City Of Lake Jackson, Texas, Calling For A \$16 Million Dollar Bond Issue Comprised Of 5 Propositions, 1)A \$9,900,000 For Making Public Improvements To Portion Of That Way; Portion Of Circle Way; North Parking Place; South Parking Place Completion; 2) A \$1,000,000 To Expand The Bridge At Plantation Drive Near Medical Drive; 3) A \$3,800,000 Issue For Making Public Improvements To A Portion Of Oleander; A Portion Of Hickory; A Portion Of South Yaupon; Bois D Arc; A Portion Of Lotus; 4) \$800,000 For Drainage Improvements In The Area Of Willow Drive, Daisy And Blossom; 5) A \$500,000 Issue For A New Traffic Signal And Right Turn Lanes At Oak Drive And Circle Way Near City Hall; Bond Election For Saturday, May 7, 2016 – Second Reading
- E. Ordinance Amending Chapter 54 Law Enforcement To Update The Procedures For Appointing And Supervising The Reserve Police Force – Second Reading – passed and adopted
- F. Approve Contract With Brazoria County To Conduct The May 7, 2016 City Officers Election, Bond Election And Charter Amendment Election - approved
- G. Approve Second Amendment To The 380 Agreement For The Courtyard By Marriot With

Omkar Management LLC To Change The Name To Omkar Enterprises LJ, LP – approved

DISCUSSION WITH DAISY HOLLEY, 201 HUISACHE, REGARDING CONCERNS WITH DRIVEWAY AND CONTRACTOR AND INSPECTIONS BY CITY

Daisy Holley, 201 Huisache stated that on 12-21-15 she had a contract with 5 J's Concrete company to pour her entire driveway. However he did not remove and replace the apron. When she confronted the contractor, he said Ms. Holley told him to do that. He paved over the sewer cleanout which the city inspector made him uncover the sewer cleanout. Ms. Holley asked if the city had any ideas to prevent this from happening to others in the future.

Jeff Gilbert stated when he looked at the contract he was shocked that the contract called for a larger driveway than what was poured. He was present as a friend. He felt something should be in place to prevent this from happening to others. The proposal this contractor bid on was different than what was presented to the city.

David Walton, Building Official gave an overview of the current procedures for a permit for a driveway and how the inspections are done.

Discussion followed on possible changes such as requiring the contract be brought in with the plans and having the homeowner sign the drawing for the permit as well as the contractor; or if the city should be involved with a personal contract between a citizen and a contractor.

DISCUSS AND CONSIDER REQUEST FROM BRAZORIA COUNTY ELECTIONS DEPARTMENT TO PLACE A SIGN IN THE PARKING LOT OF THE CIVIC CENTER DIRECTING VOTERS TO AN ADDITIONAL VOTING LOCATION FOR THE PRIMARY ELECTION OF MARCH 1, 2016 FROM FEBRUARY 26 – MARCH 3, 2016 AND THE NOVEMBER 8, 2016 PRESIDENTIAL ELECTION FROM NOVEMBER 4-9, 2016

Joyce Hudman, County Clerk, and Janice Evans, Elections Director, were present. Ms. Evans stated that in the previous presidential there was a very large turnout. In an attempt to prevent people from have to wait in long lines they will have a second voting location. They would like to have a sign directing voters to the second election in the event the lines are long.

Ms. Russell stated that the city does not allow scrolling signs. She stated that if the sign did not face the street then it would be a directional sign. But if it is facing the road then it becomes a sign. The city does not allow portable signs.

On motion by Council member Melass second by Council member Buell with all members present voting "aye" approval was granted for the Brazoria County Elections Department to place an 8'x10' painted wooden sign in the parking lot of the Civic Center directing voters to an additional voting location of Willow Drive Baptist Church for the primary election of March 1, 2016 from February 26-March 3, 2016 and the November 8, 2016 presidential election from November 4-9, 2016.

DISCUSS AND CONSIDER AN ORDINANCE OF THE CITY OF LAKE JACKSON, TEXAS, CALLING FOR AN ELECTION TO AMEND THE CITY CHARTER FOR SATURDAY, MAY 7, 2016 – FIRST READING

On motion by Council member Brooks second by Council member Buell with all members present voting "aye" an ordinance of the city of Lake Jackson, Texas calling for an election to amend the city Charter for Saturday, May 7, 2016 was passed on first reading.

DISCUSS AND CONSIDER AN ORDINANCE AMENDING CHAPTER 50 HEALTH AND SANITATION OF THE CODE OF ORDINANCES TO ADOPT THE 2015 TEXAS FOOD ESTABLISHMENT RULES – FIRST READING

On motion by Council member Brooks second by Council member Melass with all members present voting “aye” an ordinance amending Chapter 50 Health and Sanitation of the Code of Ordinances to adopt the 2015 Texas Food Establishment Rules was passed on first reading.

DISCUSS AND CONSIDER AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCE TO REVISE PROCEDURES FOR INSTALLATION AND INSPECTIONS OF GREASE INTERCEPTORS – FIRST READING

On motion by Council member Brooks second by Council member Roznovsky with all members present voting “aye” an ordinance amending Chapter 14 of the Code of Ordinance to revise procedures for installation and inspections of grease interceptors was passed on first reading.

DISCUSS AND CONSIDER A RESOLUTION AUTHORIZING THE TEXAS COALITION FOR AFFORDABLE POWER TO NEGOTIATION AND ENTER INTO A 5-YEAR CONTRACT FOR ELECTRICITY

Sherri Russell presented the following to City Council in their Council packets.

TCAP is ready to negotiate a new electricity contract and would like to get the price locked in this summer, so the cities need to give them power to negotiate the contract now. The advantage of being a member of TCAP is that the city receives a low and stable electricity rate. The stability is important for budgeting. For this contract cycle, there are 3 options to choose from. Staff prefers Option 1 because our electricity would be 4.25 per kWh across the board. The other 2 options have variable price components.

On motion by Council member Brooks second by Council member Melass with all members present voting “aye” a resolution authorizing the Texas Coalition for Affordable Power to negotiation and enter into a 5-year contract for electricity using option 1 - fixed-price, full-requirements at a price not to exceed 4.25 cents per kWh.

APPROVE PURCHASE OF ROOF REPLACEMENT TO JACO CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$569,410 FOR THE FIRE STATION #2, SERVICE CENTER ROOFS, CIVIC CENTER, CITY HALL AND LIBRARY BUILDINGS THROUGH THE INTERLOCAL PURCHASING SYSTEM “TIPS”

This item was removed from the agenda.

UPDATE ON DRAINAGE IN THE PARKWOOD SUBDIVISION NEAR MOSS, CHESTNUT AND PALM LANE

Athelstan Sanchez stated he is in the process of submitting to the two firms that were selected all the studies that have been done on this project. He will invite them to visit the site and request a no cost proposal for the work.

UPDATE ON CONSTRUCTION PROJECTS

- a. CONSTRUCTION FUNDS FINANCIAL UPDATE
- b. SIDEWALK PROJECTS
- c. UTILITY REPAIR PROJECTS
- d. DRAINAGE REPAIR PROJECTS
- e. SOUTH PARKING PLACE/THIS WAY PROJECT
- f. MASTER PLAN UPDATE

ITEMS OF COMMUNITY INTEREST

Council member Melass asked if the company at the corner of Sycamore and Plantation Drive had filed a plan for remodeling the building. Mr. Yenne stated to his knowledge at this time it will be a washateria.

Mayor Rinehart said the lights at the newly sodded soccer field at Maclean Park stayed on all night long on Friday and Saturday.

ADJOURNMENT

There being no further business the meeting adjourned at 7:37 p.m.

These minutes read and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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Joe Rinehart, Mayor

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Alice A. Rodgers, City Secretary