

LOUIS RIGBY
Mayor
BRANDON LUNSFORD
Councilperson At Large A
STEVE GILLETT
Councilperson At Large B
DANNY EARP
Councilperson District 1
CHUCK ENGELKEN
Councilperson District 2



BILL BENTLEY
Councilperson District 3
Mayor Pro-Tem
THOMAS GARZA
Councilperson District 4
JAY MARTIN
Councilperson District 5
NANCY OJEDA
Councilperson District 6

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LA PORTE OCTOBER 28, 2019

The City Council of the City of La Porte met in a regular meeting on Monday, October 28, 2019, at the City Hall Council Chambers, 604 West Fairmont Parkway, La Porte, Texas, at 6:00 p.m., with the following in attendance:

Councilpersons present: Louis Rigby, Thomas Garza, Steve Gillett, Danny Earp, Bill Bentley, Brandon Lunsford, Jay Martin

Councilpersons absent: Nancy Ojeda, Chuck Engelken

Council-appointed officers present: Corby Alexander, City Manager; Lee Woodward, City Secretary; Clark Askins, Assistant City Attorney

1. **CALL TO ORDER** – Mayor Rigby called the meeting to order at 6:00 p.m.
2. **INVOCATION** – The invocation was given by Rachel Cotton, Pleasant Hill Church of Deliverance.
PLEDGES – The pledges of allegiance to the U.S. and Texas flags were led by Mayor Louis Rigby.
3. **PRESENTATIONS, PROCLAMATIONS, AND RECOGNITIONS**
 - (a) Proclamation in recognition of Municipal Court Week. [Mayor Rigby]
 - (b) Proclamation in recognition of Archives Month. [Mayor Rigby]
 - (c) Presentation and discussion of annual presentation from the Port Region Economic Alliance. [Ryan Cramer, Economic Development Coordinator]
4. **PUBLIC COMMENTS** (Limited to five minutes per person). There were no speakers.
5. **CONSENT AGENDA** (*Approval of Consent Agenda items authorizes each to be implemented in accordance with staff recommendations provided. An item may be removed from the consent agenda and added to the Statutory Agenda for full discussion upon request by a member of the Council present at this meeting.*)
 - (a) Approve the minutes of the meeting held on October 14, 2019. [Mayor Rigby]
 - (b) Approve payment to Oakland Land and Development of \$38,659.28 as the fourth payment for the development of Sector 23, in accordance with the Local Government Code Chapter 380 Agreement dated March 27, 2017. [Ryan Cramer, Economic Development Coordinator]
 - (c) Adopt Resolution 2019-18 authorizing the City of La Porte to enter into an agreement with the Texas Department of Transportation (TxDOT) allowing for the installation of a decorative lighting system along the sidewalk within the Broadway (Old SH 146) right-of-way. [Lorenzo Wingate, City Engineer]
 - (d) Authorize the City Manager to execute a contract with the Port of Houston Authority to provide emergency medical services to the Port of Houston-Bayport Terminal for a fifteen-month term beginning November 1, 2019. [Lisa Camp, EMS Chief]
 - (e) Approve renewal of Cisco Smartnet Support Agreement with Datavox - DIR contract number 176-025-1479-000. [Grady Parker, IT Manager]
 - (f) Authorize purchases of various vehicles and equipment items in accordance with the FY19-20 Vehicle Replacement Program schedule. [Ray Mayo, Public Works Director]
 - (g) Authorize the City Manager to execute a professional services agreement with Huitt-Zollars Inc. to provide final design, bidding, and construction phase services for the Five Points Plaza Project in the amount of \$79,000.00. [Lorenzo Wingate, City Engineer]

Councilperson Martin asked to pull item b. Councilperson Garza asked to pull item g. Councilperson Bentley moved to approve the consent agenda items except b and g; the motion was adopted.7-0.

Councilperson Earp moved to approve payment to Oakland Land and Development of \$38,659.28 as the fourth payment for the development of Sector 23, in accordance with the Local Government Code Chapter 380 Agreement dated March 27, 2017; the motion was adopted 6-1, Councilperson Martin voting against.

Councilperson Earp moved to authorize the City Manager to execute a professional services agreement with Huitt-Zollars Inc. to provide final design, bidding, and construction phase services for the Five Points Plaza Project in the amount of \$79,000.00; the motion was adopted 6-1, Councilperson Garza voting against.

6. PUBLIC HEARINGS AND ASSOCIATED ORDINANCES

- (a) **The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2019-3763 amending the City's Future Land Use Map Component of the Comprehensive Plan for an approximately 0.29-acre tract of land located at the northeast corner of N 1st St. and Tyler St., legally described as Lots 13-16, Block 85, Town of La Porte, by changing the land use designation from "Commercial" to "Low-Density Residential"; followed by discussion and possible action to adopt Ordinance 2019-3763 amending the City's Future Land Use Map Component of the Comprehensive Plan for an approximately 0.29-acre tract of land located at the northeast corner of N 1st St. and Tyler St., legally described as Lots 13-16, Block 85, Town of La Porte, by changing the land use designation from "Commercial" to "Low-Density Residential". [Ian Clowes, City Planner]**

Mayor Rigby opened the public hearing at 6:40 p.m. Ian Clowes gave a brief presentation on items 6(a) and 6(b). No comments were offered. Mayor Rigby closed the public hearing at 6:43 p.m. Councilperson Earp moved to adopt Ordinance 2019-3763 amending the City's Future Land Use Map Component of the Comprehensive Plan for an approximately 0.29-acre tract of land located at the northeast corner of N 1st St. and Tyler St., legally described as Lots 13-16, Block 85, Town of La Porte; the motion was adopted, 7-0.

- (b) **The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2019-3764 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #19-92000005, a change from General Commercial (GC) to Low-Density Residential (R-1) for a 0.29-acre tract of land located at the northeast corner of N 1st St. and Tyler St., legally described as Lots 13-16, Block 85, Town of La Porte; followed by discussion and possible action to consider adopting Ordinance 2019-3764 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #19-92000005, a change from General Commercial (GC) to Low-Density Residential (R-1) for a 0.29-acre tract of land located at the northeast corner of N 1st St. and Tyler St., legally described as Lots 13-16, Block 85, Town of La Porte. [Ian Clowes, City Planner]**

Mayor Rigby opened the public hearing at 6:45 p.m. No comments were offered. The Mayor closed the public hearing at 6:45 p.m. Councilperson Bentley moved to adopt Ordinance 2019-3764 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #19-92000005, for a 0.29-acre tract of land located at the northeast corner of N 1st Street and Tyler Street, legally described as Lots 13-16, Block 85, Town of La Porte; the motion was adopted, 7-0.

7. STATUTORY AGENDA

- (a) **Presentation, discussion, and possible action to adopt ordinances authorizing the execution of Industrial District Agreements with companies in the Battleground and Bayport Industrial Districts, for a twelve-year term beginning January 1, 2020. [Corby Alexander, City Manager]**

(Councilperson Earp has previously signed a Conflict of Interest affidavit and did not participate in the discussion or vote.) Councilperson Bentley moved to adopt ordinances authorizing the execution of Industrial District Agreements 2020-01 through 2020-73 with companies in the Battleground and Bayport Industrial Districts, for a twelve-year term beginning January 1, 2020; the motion was adopted, 5-1, Councilperson Garza voting against.

- (b) **Presentation and discussion on Ordinance 2019-3758, to amend the Council Rules of Procedure and Ethics Policy. [Louis R. Rigby, Mayor]**

Without objection, the item was postponed until the next meeting for further consideration.

- (c) **Presentation, discussion, and possible action to adopt a new City sponsorship policy. [Corby Alexander, City Manager]**

Councilperson Garza moved to postpone the item to the November 11 meeting; the motion was adopted, 6-1, Councilperson Martin voting against.

8. REPORTS

- (a) **Receive a report of the La Porte Development Corporation Board Meeting. [Councilperson Nancy Ojeda]**
There not being a quorum present, the meeting was not held.

9. ADMINISTRATIVE REPORTS

- Drainage and Flooding Committee Meeting, Monday, November 11, 2019
- City Council Meeting, Monday, November 11, 2019
- Planning and Zoning Commission Meeting, Thursday, November 21, 2019
- Fiscal Affairs Committee Meeting, Monday, December 9, 2019
- City Council Meeting, Monday, December 9, 2019
- Planning and Zoning Commission Meeting, Thursday, December 19, 2019

City Manager Corby Alexander said he had no reports.

10. COUNCIL COMMENTS regarding matters appearing on the agenda; recognition of community members, city employees, and upcoming events; inquiry of staff regarding specific factual information or existing policies.

Councilpersons acknowledged the importance and originality of the IDA agreements; congratulated proclamation recipients and lauded their work; thanked Chad Burke of the Economic Alliance for his report and the City Manager and staff for their work for items on this evening's agenda; requested that future 380 agreements require adherence to all City ordinances; discussed the success of the Employee Fall Festival; and recognized the Chamber's *Salute to Industry*.

ADJOURN – Without objection, Mayor Rigby adjourned the meeting at 7:16 p.m.

Lee Woodward, City Secretary