

**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 JANUARY 13, 2020

The City Council of the City of La Porte met in a regular meeting on Monday, January 13, 2020, 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, Brandon Lunsford, Steve Gillett, Danny Earp, Chuck Engelken, Bill Bentley, Thomas Garza, Jay Martin, Nancy Ojeda

**Councilpersons absent:** None

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

**CALL TO ORDER** – Mayor Rigby called the meeting to order at 6:00 p.m.

**INVOCATION AND PLEDGES** – The invocation was given by Clark Askins, Assistant City Attorney, the pledges of allegiance to the U.S. and Texas flags were led by Councilperson Jay Martin.

1. **PUBLIC COMMENTS** (*Generally limited to five minutes per person; in accordance with state law, the time may be reduced if there is a high number of speakers or other considerations.*)

There were no public comments.

2. **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 December 9, 2019. [Mayor Louis Rigby]**
- (b) **Award Sealed Bid #20002 for Main Street Sidewalk Improvements to Brooks Concrete, Inc., and authorize the City Manager to execute a construction contract in the amount of \$270,466.75, and approve a contingency of \$28,000.00, for a total authorization of \$298,466.75 [Ray Mayo, Public Works Director]**
- (c) **Adopt Ordinances Nos. 2020-IDA-102 through 2020-IDA-133, 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]**
- (d) **Award Bid #20006 for the Recreation and Fitness Center roof replacement project to Lessman Roofing and Sheetmetal LLC, authorize the City Manager to execute a construction contract in the amount of \$186,777.13, and approve construction contingency of \$18,678, for a total authorization of \$205,455.13. [Roselyn Epting, Director, Parks and Recreation]**
- (e) **Award Sealed Bid #20005 for LPAWA Transmission Line Valve Replacement to Android Construction Services, LLC, authorize the City Manager to execute a construction contract in the amount of \$78,000.00, and approve a construction contingency of \$7,800.00, for a total authorization of \$85,800.00. [Ray Mayo, Director of Public Works]**
- (f) **Adopt Ordinance 2020-3771 calling the May 2, 2020, general election for the purpose of electing a Councilperson—District 1, a Councilperson—District 6, and a Councilperson-at-large—Position B. [Mayor Rigby]**
- (g) **Approve contract renewal with Superion for a two-year term, for use of the ONESolution ERP system. [Grady Parker, IT Manager]**

Councilperson Engelken moved to approve consent agenda items a, b, and e-g; the motion was adopted, 9-0.

*(Councilpersons Earp and Engelken signed Conflict of Interest affidavits and did not participate in this item.)*  
Councilperson Bentley moved to adopt Ordinances Nos. 2020-IDA-102 through 2020-IDA-133, 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; the motion was adopted, 6-1, Councilperson Garza voting against.

Councilperson Earp moved to award Bid #20006 for the Recreation and Fitness Center roof replacement project to Lessman Roofing and Sheetmetal LLC, authorize the City Manager to execute a construction contract in the total authorization of \$230,000, and adding that the roof extension will be 24" on all three sides; the motion was adopted, 9-0.

### 3. PUBLIC HEARINGS AND ASSOCIATED ITEMS

- (a) **The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2020-3770 amending Chapter 106, "Zoning" of the City of La Porte Code of Ordinances in connection with a review and update to Chapter 106, "Zoning"; followed by discussion and possible action to adopt Ordinance 2020-3770. [Ian Clowes, City Planner]**

Mayor Rigby opened the public hearing at 6:13 p.m. Ian Clowes gave a brief presentation, noting tonight's update was three of the more pressing items considered for revision. Mayor Rigby closed the public hearing at 6:45 p.m. Councilperson Earp moved that the Council adopt Ordinance 2020-3770 amending Chapter 106, "Zoning" of the City of La Porte Code of Ordinances, striking Sections 106-800 (b) Landscaping standards and (c) Screening standards and directing that those sections be returned to the Planning and Zoning Commission for additional review. Councilperson Garza moved to amend the motion to direct that the entire ordinance be returned to the Planning and Zoning Commission for additional review; the motion was not seconded and was not considered. The original motion was adopted, 8-1, Councilperson Garza voting against.

### 4. STATUTORY AGENDA

- (a) **Presentation, discussion, and possible action to authorize the Mayor to execute an agreement with the La Porte - Bayshore Chamber of Commerce for general promotional and tourist advertising of the City of La Porte, to conduct solicitation and operating programs, and to conduct special programs to contract conventions and visitors, including the establishment and operation by the Chamber of a convention and visitors bureau, in the annual amount of \$165,000.00 for a term of three (3) years beginning on October 1, 2019, and expiring on September 30, 2022. [Jason Weeks, Assistant City Manager]**

*(Councilperson Martin signed a Conflict of Interest affidavit and did not participate in the discussion or vote on the item.)*  
Councilperson Engelken moved to authorize the Mayor to execute an agreement with the La Porte - Bayshore Chamber of Commerce for general promotional and tourist advertising of the City of La Porte, to conduct solicitation and operating programs, and to conduct special programs to contract conventions and visitors, including the establishment and operation by the Chamber of a convention and visitors bureau, in the annual amount of \$165,000.00 for a term of three (3) years, beginning on October 1, 2019, and expiring on September 30, 2022; the motion was adopted, 8-0.

- (b) **Presentation, discussion, and possible action to adopt Ordinance 2019-3758, amending the Council Rules of Procedure and Ethics Policy. [Mayor Rigby]**

Councilperson Garza moved that the ordinance be delayed a month and referred once again to the Committee; the motion was not adopted, 4-5, Councilpersons Bentley, Lunsford, Gillett, and Garza voting in support.

Councilperson Engelken moved to adopt Ordinance 2019-3758, approving the updated City Council Rules of Procedure and Ethics Policy combined document; the motion was adopted, 7-2, Councilpersons Garza & Gillett voting against.

### 5. REPORTS

- (a) **Receive a report on the Drainage and Flooding Committee meeting. [Councilperson Martin]**  
Councilperson Martin reported the Committee had received updates on drainage projects and funding and will meet again February 10.

### 6. ADMINISTRATIVE REPORTS

- Planning and Zoning Commission meeting, January 16
- Zoning Board of Adjustment meeting, January 23
- La Porte Development Corporation Board meeting, January 27
- City Council Meeting, Monday, January 27
- Fiscal Affairs Committee meeting, March 9

Mr. Alexander said there were no reports.

**7. 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.**

Councilperson Gillett read his social media post announcing that he would not seek reelection. Councilmembers congratulated the Chamber, expressed regret over Councilperson Gillett's decision and shared appreciation of his service, offered all a Happy New Year, wished Chief Ron Parker the best on his move to Brenham, proposed all City buildings offer a reserved parking space for veterans to show respect, and relayed their pleasure at attending the City Christmas Party and thanked Matt Hartleib and his staff.

**8. EXECUTIVE SESSION**

**(a) The City Council will convene in closed session as authorized by Texas Government Code Section 551.087 for deliberation regarding economic development negotiations to discuss a potential incentive program for a new business.**

The Council adjourned into executive session at 7:16 p.m.

**9. RECONVENE** – Take action on items discussed in executive session, if needed.

The Council reconvened into open session at 7:36 p.m.

**ADJOURN** – Without objection, Mayor Rigby adjourned the meeting at 7:36 p.m.

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Lee Woodward, City Secretary