

LOUIS R. RIGBY
Mayor
JOHN ZEMANEK
Councilmember At Large A
DOTTIE KAMINSKI
Councilmember At Large B
DANNY EARP
Mayor Pro-Tem
Councilmember District 1



CHUCK ENGELKEN
Councilmember District 2
DARYL LEONARD
Councilmember District 3
KRISTIN MARTIN
Councilmember District 4
JAY MARTIN
Councilmember District 5
MIKE CLAUSEN
Councilmember District 6

CITY COUNCIL MEETING AGENDA

Notice is hereby given of a Regular Meeting of the La Porte City Council to be held July 11, 2016, beginning at 6:00 PM in the City Hall Council Chambers, 604 W. Fairmont Parkway, La Porte, Texas, for the purpose of considering the following agenda items. All agenda items are subject to action.

- 1. CALL TO ORDER**
- 2. INVOCATION** – The invocation will be given by Windell Gill, First Baptist Church.
- 3. PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance will be led by Councilmember K. Martin.
- 4. PUBLIC COMMENTS** (Limited to five minutes per person.)
- 5. AUTHORIZATION**
 - (a) Consider approval or other action regarding minutes of the meeting held on June 27, 2016 - P. Fogarty
- 6. DISCUSSION AND POSSIBLE ACTION**
 - (a) Discussion and possible action regarding the pricing structure for events for the City of La Porte 125th Anniversary Celebration - T. Leach
- 7. ADMINISTRATIVE REPORTS**
 - Planning and Zoning Commission Meeting, Thursday, July 21, 2016
 - La Porte Development Corporation Board Meeting, Monday, July 25, 2016
 - City Council Meeting, Monday, July 25, 2016
 - Zoning Board of Adjustment Meeting, Thursday, July 28, 2016
- 8. 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 – Councilmembers K. Martin, Kaminski, Zemanek, Leonard, Engelken, Earp, Clausen, J. Martin and Mayor Rigby
- 9. ADJOURN**

The City Council reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code (the Texas open meetings laws).

In compliance with the Americans with Disabilities Act, the City of La Porte will provide for reasonable accommodations for persons attending public meetings. To better serve attendees, requests should be received 24 hours prior to the meeting. Please contact Patrice Fogarty, City Secretary, at 281.470.5019.

CERTIFICATION

I certify that a copy of the July 11, 2016, agenda of items to be considered by the City Council was posted on the City Hall bulletin board on July 5, 2016.

Patrice Sogarty



**Council Agenda Item
July 11, 2016**

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**Council Agenda Item
July 11, 2016**

5. AUTHORIZATION

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Councilmember District 6

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF LA PORTE
JUNE 27, 2016**

The City Council of the City of La Porte met in a regular meeting on **Monday, June 27, 2016**, at the City Hall Council Chambers, 604 West Fairmont Parkway, La Porte, Texas, at **6:00 p.m.** to consider the following items of business:

Mayor Rigby called the meeting to order at 6:00 p.m. Members of Council present: Councilmembers Engelken, Earp, Zemanek, Clausen, K. Martin, Leonard, Kaminski and J. Martin. Also present were City Secretary Patrice Fogarty, City Manager Corby Alexander, and Assistant City Attorney Clark Askins.

2. **INVOCATION** – The invocation was given by Joshua Ojeda, Fairmont Park Church.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by Councilmember Mike Clausen.
4. **PRESENTATIONS, PROCLAMATIONS, and RECOGNITIONS**
(a) Proclamation– Parks and Recreation Month – Mayor Rigby

Mayor Rigby presented a proclamation for Parks and Recreation Month to the City of La Porte Parks and Recreation Department.

5. **PUBLIC COMMENTS** (Limited to five minutes per person.)

Margaret Anderson, 909 Garden Walk, presented a PowerPoint Presentation with pictures and provided information on Facebook's vote and asked Council to vote for the bulldog artwork on the Main Street elevated water tank.

Kathy Green, 10131 Quiet Hill Rd., addressed Council and informed of the tradition of the bulldog mascot and spoke in favor of the bulldog artwork on the Main Street elevated water tank.

Deb Gallington, 222 S. Y Street, addressed Council in favor of the bulldog artwork on the Main Street elevated water tank.

Phillip Hoot, 927 Seabreeze, addressed Council thanking them for the prayers and well wishes after his heart attack and EMS for transporting him. In addition, Mr. Hoot thanked Council for considering to remove the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd and suggested to include removal to Hwy 146.

Mike Cobb, 109 Summer Winds Dr., addressed Council and spoke in favor of removing the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd.

Joe Dugue, 10451 Rocky Hollow, addressed Council in favor of removing the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd.

Barbara Norwine, 202 S. Lobit, addressed Council in favor of removing the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd. but stated the trucks do need to be able to get around the City to carry goods.

6. **CONSENT AGENDA** *(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.)*

- (a) Consider approval or other action regarding minutes of the meeting held on June 13, 2016 – P. Fogarty
- (b) Consider approval or other action authorizing the City Manager to execute a construction contract for the unit prices bid for Bid #16016 for Concrete Sidewalk Repair – S. Valiante
- (c) Consider approval or other action awarding RFP #16507 for Golf Course Concessions – A. Osmond

Regarding Item B, Councilmember Earp asked if the Concrete Sidewalk Repairs are also for next year. Ms. Valiante responded yes.

Councilmember J. Martin moved to approve the Consent Agenda items pursuant to staff recommendations. Councilmember Engelken seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

7. **PUBLIC HEARING AND ASSOCIATED ORDINANCES**

- (a) Public hearing to receive comments regarding the La Porte Fire Control, Prevention and Emergency Medical Services District's proposed budget for the fiscal year which begins October 1, 2016, as approved by the Board of Directors of the District at its meeting held on June 23, 2016; consider approval of proposed budget of La Porte Fire Control, Prevention and Emergency Medical Services District – D. Ladd

The public hearing opened at 6:23 p.m.

Assistant Fire Chief Donald Ladd presented a summary of the La Porte Fire Control, Prevention and Emergency Medical Services District's proposed budget for FY 2016/2017.

Councilmember J. Martin asked if there is an estimate for revenues. Finance Director Michael Dolby responded it is around \$1 million.

Mayor Rigby asked why the replacement ambulance is not coming out of the Motor Pool Replacement Fund. Mr. Ladd responded the ambulance will be funded by the Board.

There being no public comments, the public hearing closed at 6:38 p.m.

Councilmember Engelken moved to approve the proposed budget of La Porte Fire Control, Prevention and Emergency Medical Services District for the fiscal year which begins October 1, 2016. Councilmember Zemanek seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

- (b) Public hearing to receive recommendation by the Planning and Zoning Commission to amend Chapter 86, "Development Regulations" of the Code of Ordinances of the City of La Porte, Texas by adopting comprehensive guidelines, rules and regulation for subdivision and development of land in the City of La Porte; consider approval or other action regarding an Ordinance amending Chapter 86, "Development Regulations" of the Code of Ordinances of the City of La Porte by adopting comprehensive guidelines, rules and regulation for subdivision and development of land in the City of La Porte **(This item was postponed at the May 9, 2016 City Council Meeting)** – E. Ensey

The public hearing continued from May 9, 2016, beginning at 6:39 p.m.

City Planner Eric Ensey presented a summary and recommendation by the Planning and Zoning Commission.

The public hearing closed at 6:41 p.m.

Councilmember Earp moved to amend Chapter 86, "Development Regulations" of the Code of Ordinances of the City of La Porte by adopting comprehensive guidelines, rules and regulation for subdivision and development of land in the City of La Porte. Councilmember K. Martin seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

Prior to council action, Assistant City Attorney Clark Askins read the caption of **Ordinance 2016-3633** AN ORDINANCE AMENDING CHAPTER 86 "DEVELOPMENT REGULATIONS" OF THE CODE OF ORDINANCES OF THE CITY OF LA PORTE, TEXAS BY ADOPTING COMPREHENSIVE GUIDELINES, RULES AND REGULATIONS FOR SUBDIVISION AND DEVELOPMENT OF LAND IN THE CITY OF LA PORTE; PROVIDING THAT ANY PERSON VIOLATING THE TERMS OF THIS ORDINANCE SHALL BE FINED IN A SUM NOT TO EXCEED TWO THOUSAND DOLLARS; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF; CONTAINING A REPEALING CLAUSE; CONTAINING A SEVERABILITY CLAUSE; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE.

8. AUTHORIZATIONS

- (a) Consider approval or other action authorizing the City Manager to execute a contract with GreenPlay LLC., for Organizational Audit of the City of La Porte Parks and Recreation Department – R. Epting

Parks and Recreation Director Rosalyn Epting presented a summary.

Mayor Rigby asked who on Staff reviewed the proposals. Ms. Epting responded Parks and Recreation Staff and Assistant City Manager Traci Leach.

Councilmember Engelken asked Ms. Epting if she has evaluated the Parks and Recreation Department since her employment with the City; and if so, whether she has any recommendations. Ms. Epting responded yes. Councilmember Engelken asked what areas she sees changes for improvements. Ms. Epting responded Park Maintenance.

Councilmember Engelken moved to authorize the City Manager to execute a contract with GreenPlay LLC., for Organizational Audit of the City of La Porte Parks and Recreation Department. Councilmember Kaminski seconded. **MOTION PASSED 6/3.**

Ayes: Councilmembers Kaminski, Leonard, Clausen, J. Martin, K. Martin and Engelken
Nays: Mayor Rigby, Councilmembers Earp and Zemanek
Absent: None

9. DISCUSSION AND POSSIBLE ACTION

- (a) Discussion and possible action regarding artwork for the Main Street elevated water tank – T. Leach

City Manager Corby Alexander presented a summary.

Councilmember Leonard moved to have the item come back with options for definitive artwork (to include bulldog artwork) for Council to vote on. Councilmember Zemanek seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

- (b) Discussion and possible action regarding operation of La Porte Boys Baseball Association League and Tournaments – C. Alexander

City Manager Corby Alexander presented a summary. President of La Porte Boys Baseball Association Heath Patterson spoke and updated Council on the current operations of the association and commented he does not think it is in the best interest for the City of La Porte to take over the La Porte Boys Baseball Association.

Councilmember J. Martin asked if the association has an ongoing relationship with the City to effect changes to improve internal controls of financial management. Mr. Patterson advised, as the President of the Board, he has met with City Manager Corby Alexander and Staff and assured any and all information will be shared with the City.

Councilmember Engelken commented he thinks a hybrid solution is the best approach: that the City do the finances and the La Porte Boys Baseball Association run the operation part.

Councilmember Leonard asked if the La Porte Boys Baseball Association hosts outside league play. Mr. Patterson responded yes.

Councilmember Earp commented he is also in favor of the City overseeing the finances of the La Porte Boys Baseball Association.

Mr. Patterson advised after he became President of the La Porte Boys Baseball Association in August 2015, he requested a meeting with City Manager Corby Alexander and provided all information to the City and advised if the City had reasons to believe something is missing, he will ask the La Porte Police Department to investigate the matter.

Councilmember Zemanek asked Mr. Patterson how soon will he be able to provide financial information for tournaments, Tuesday and Thursday League Play and League Play for the last calendar year to City Council. Mr. Patterson advised within a week.

Councilmember Clausen asked how much does it cost to register an 8-9 year old for baseball. Mr. Patterson advised \$205.00, which includes candy to sell.

Councilmember Leonard asked City Manager Corby Alexander if it is the City's intention to take over the financials or to assist with the financials. Mr. Alexander responded the discussion is intended for the City to be the financial agent for the La Porte Boys Baseball Association.

Mayor Rigby asked City Manager Alexander if the City has ever requested information from the La Porte Boys Baseball Association and was not provided the information. Mr. Alexander responded yes. Mayor Rigby then commented he is in agreement with the City overseeing the finances and the La Porte Boys Association overseeing the baseball operations.

Councilmember Engelken moved for City Staff to work out a hybrid solution with the La Porte Boys Baseball Association and come back to City Council with the details. Councilmember Leonard seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

(c) Discussion and possible action regarding an Ordinance amending Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of La Porte to provide for removal of the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd. – Councilmembers Earp, Kaminski and Zemanek

Councilmember Earp presented a summary.

Councilmember K. Martin moved to amend Chapter 70 "Traffic and Vehicles" of the Code of Ordinances of the City of La Porte to provide for removal of the City of La Porte truck route on W. Main Street from 16th Street to Underwood Rd. Councilmember Zemanek seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

Prior to council action, Assistant City Attorney Clark Askins read the caption of **Ordinance 2016-3634 AN ORDINANCE AMENDING CHAPTER 70 "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES TO REMOVE PORTIONS OF WEST MAIN STREET FROM THE CITY OF LA PORTE TRUCK ROUTE; PROVIDING A REPEALING CLAUSE; CONTAINING A SEVERABILITY CLAUSE; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; PROVIDING THAT ANY PERSON VIOLATING THE TERMS OF THIS ORDINANCE SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND UPON CONVICTION SHALL BE FINED IN A SUM NOT TO EXCEED FIVE HUNDRED DOLLARS; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF; AND PROVIDING AN EFFECTIVE DATE HEREOF.**

10. REPORTS

(a) Receive report of the La Porte Development Corporation Board – Councilmember Engelken

Councilmember Engelken provided a report of the La Porte Development Corporation Board meeting held prior to the City Council Meeting.

11. ADMINISTRATIVE REPORTS

City Manager Corby Alexander commented staff will come back with a companion ordinance to remove the section of the roadway from the high frequency truck route corridor.

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

Councilmember Clausen commented the meeting was good tonight; Councilmember J. Martin commented Staff did an excellent job on the quarterly newsletter; thanked Heath Patterson for doing a great job presenting the item to City Council, and thanked Council for approving the Golf Course Concessionaire; Councilmember K. Martin congratulated Parks and Recreation Director Rosalyn Epting for Parks and Recreation Month and wished everyone a safe and Happy 4th of July; Councilmember Kaminski congratulated Parks and Recreation Director Rosalyn Epting for Parks and Recreation Month; Councilmember Zemanek thanked Council for revisiting and taking action on the truck route on Spencer Hwy. and wished everyone a safe and Happy 4th of July; Councilmember Leonard informed he just came back from Alaska and commented it is good to be back home in the heat. He also congratulated Parks and Recreation Director Rosalyn Epting for Parks and Recreation Month; and commented Spencer Hwy will be much safer for the students; Councilmember Engelken thanked Heath Patterson for coming and presenting the item with a lot of class and dignity and thanked La Porte Independent School District for their partnership with the bulldog emblem for the Main Street water tower; Councilmember Earp congratulated Parks and Recreation Director Rosalyn Epting and her Staff; thanked Council for their support on the truck route change and wished everyone a safe and Happy 4th of July; and Mayor Rigby congratulated Parks and Recreation Director Rosalyn Epting for Parks and Recreation Month; commented the Sip and Stroll had plenty of vendors and attendees until the storm came through; wished everyone a Happy 4th of July; advised he will not be participating in the 4th of July Parade due to being asked to participate at an event at the Battleship of Texas.

13. ADJOURN - There being no further business, Councilmember Engelken made a motion to adjourn the meeting at 7:59 p.m. Councilmember Leonard seconded. **MOTION PASSED UNANIMOUSLY 9/0.**

Patrice Fogarty, City Secretary

Passed and approved on July 11, 2016.

Mayor Louis R. Rigby

REQUEST FOR CITY COUNCIL AGENDA ITEM

Agenda Date Requested: July 11, 2016 Appropriation
Requested By: Traci Leach Source of Funds:
Department: Administration Account Number:
Report: Resolution: Ordinance: Amount Budgeted:
Other: Amount Requested:
Budgeted Item: YES NO
Attachments :

SUMMARY & RECOMMENDATIONS

At the June 13, 2016 Council meeting, the recommendations of the 125th Committee were presented for consideration. The events themselves were unanimously approved by the Council, but there were a few issues that required additional discussion and recommendation by the committee, primarily re-evaluation of the cost structure for some events.

The Committee reviewed the cost structure and has the following recommendations for consideration:

- The Committee recommended transitioning away from a black tie for the Friday night event on May 12, 2017. This event is still intended to provide a more elegant experience for participants than the concert at the Battleship. As such, the ticketing is recommended at \$50 per couple. This ticket will include musical entertainment and buffet-style dinner.
- The Committee recommended the following ticket structure for the concerts on Saturday, May 13, 2017:
 - Pre-Sale for Residents: The Committee wanted to ensure that any resident that wanted a ticket would have an opportunity to purchase one. The resident pre-sale is proposed to occur early next year and would require residents to bring a water bill as proof of residence. The reduced ticket price is recommended at \$10 per ticket. The Committee discussed options such a ticket limits per utility account, but in the end, the Committee decided to allow residents to buy as many tickets as desired.
 - All Other Ticket Sales: For all other ticket sales (at the door and internet sales), the ticket price is set for \$20 per ticket, regardless of residency. After the resident pre-sale, it is proposed that ticket sales continue via internet up until the event date.
- Gospel Brunch: The Committee reviewed the pricing structure and is recommending a ticket price of \$30 per ticket. This was comparable to ticket prices for Mother's Day brunch at other locations. Ticket pricing would include musical entertainment, buffet style brunch, and bottomless mimosas (to be a sponsored item).

Each of these events will likely include additional features as the planning evolves.

Staff is recommending that the Council approve the pricing structure for events for the 125th Anniversary, as proposed by the Committee.

Action Required of Council:

Consider approval or other action of the pricing structure for events for the 125th Anniversary Celebration.

Approved for City Council Agenda

Corby D. Alexander, City Manager

Date



Council Agenda Item July 11, 2016

7. ADMINISTRATIVE REPORTS

- Planning and Zoning Commission Meeting, Thursday, July 21, 2016
- La Porte Development Corporation Board Meeting, Monday, July 25, 2016
- City Council Meeting, Monday, July 25, 2016
- Zoning Board of Adjustment Meeting, Thursday, July 28, 2016

8. 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 – Councilmembers K. Martin, Kaminski, Zemanek, Leonard, Engelken, Earp, Clausen, J. Martin and Mayor Rigby

9. ADJOURN
