

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

**LA PORTE CITY COUNCIL AGENDA
MONDAY, NOVEMBER 11, 2019
REGULAR SESSION 6 P.M.**

**CITY COUNCIL CHAMBER
LA PORTE CITY HALL, 604 WEST FAIRMONT PARKWAY, LA PORTE, TEXAS, 77571**

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (281-470-5021) two working days prior to the meeting for appropriate arrangements.

MAIN SESSION [6:00 P.M.]

CALL TO ORDER

INVOCATION AND PLEDGES

United States Flag and Texas Flag (*Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.*)

- Invocation will be given by Pastor Gerald Boldt of Christ Redeemer Lutheran Church and pledges will be led by Councilperson Danny Earp.

1. PRESENTATIONS AND PROCLAMATIONS

- (a) Recognition of 2019 City University participants
- (b) Recognition of the 2019 Employee of the Third Quarter – Ashley Lovercheck, Buyer, Purchasing Division, Finance Department
- (c) Recognition of the retirement of Alex Osmond, General Manager, Bay Forest Golf Course

2. 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.*)

3. 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 28, 2019. [Mayor Louis Rigby]
- (b) Adopt Ordinance 2019-3763, updating Chapter 6. "Alcoholic Beverages", Article II, Sections 6-36 and 6-38 of the City's Code of Ordinances. [Mayor Louis Rigby]
- (c) Authorize the City Manager to enter into a contract with Cobb Fendley for design, bid, construction phase, and additional services for the 7th Street Paving and Drainage Improvements Project. [Ray Mayo, Public Works Director]
- (d) Authorize purchase of Neptune water meters and parts from Core & Main, LP, as the sole source provider. [Michael Dolby, Finance Director]
- (e) Accept the FY 2019 audit/asset forfeiture report and associated financial records as required by Chapter 59 of the Texas Code of Criminal Procedure. [Chief Ron Parker, Police Department]
- (f) Authorize the City Manager to enter into an agreement to provide stop loss coverage from SA Benefit Service/Vista UW for the 2020 plan year at the \$165,000 specific deductible rate. [Matt Hartleib, HR Manager]

- (g) Adopt Ordinances 2020-IDA-74 through 2020-IDA-101, 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]
- (h) Authorize the City Manager to execute a Pipeline Permit with HSC Pipeline Partnership, LLC for the construction of a 16" Ethylene pipeline within the City of La Porte. [Corby Alexander, City Manager]

4. 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 2019-3765 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #19-91000007, to allow for a single duplex home on a 0.12-acre tract of land, legally described as Lots 10 and 11, Block 30, Beach Park Subdivision in the Mixed Use (MU) zoning district; followed by discussion, and possible action to consider adopting Ordinance 2019-3765 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #19-91000007 to allow for a single duplex home on a 0.12-acre tract of land, legally described as Lots 10 and 11, Block 30, Beach Park Subdivision in the Mixed Use (MU) zoning district. [Ian Clowes, City Planner]
- (b) The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2019-3766 amending the City's Future Land Use Map Component of the Comprehensive Plan for an approximately 6.921-acre tract of land located at the 3400 Block of Canada Rd, and legally described as Reserve A, Block 1 Dawson Subdivision, by changing the land use designation from "Mid-High Density Residential" to "Commercial"; followed by discussion, and possible action regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2019-3766 amending the City's Future Land Use Map Component of the Comprehensive Plan for an approximately 6.921-acre tract of land located at the 3400 Block of Canada Rd, and legally described as Reserve A, Block 1 Dawson Subdivision, by changing the land use designation from "Mid-High Density Residential" to "Commercial". [Ian Clowes, City Planner]
- (c) The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2019-3767 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #19-92000006, a change from Mid Density Residential (R-2) to General Commercial (GC) for a 6.921-acre tract of land located at the 3400 Block of Canada Rd. and legally described as Reserve A, Block 1, Dawson Subdivision; followed by discussion, and possible action to consider adopting Ordinance 2019-3767 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #19-92000006, a change from Mid Density Residential (R-2) to General Commercial (GC) for a 6.921-acre tract of land located at the 3400 Block of Canada Road and legally described as Reserve A, Block 1, Dawson Subdivision. [Ian Clowes, City Planner]

5. STATUTORY AGENDA

- (a) *Presentation, discussion, and possible action* to adopt a City sponsorship policy. [Corby Alexander, City Manager]
- (b) *Presentation and discussion* on adoption of Ordinance 2019-3758, to amend the Council Rules of Procedure and Ethics Policy. [Mayor Louis Rigby]
- (c) *Presentation and discussion* from the Warehouse Committee. [Teresa Evans, Planning and Development Director]

6. REPORTS

- (a) Receive a report on the Drainage and Flooding Committee meeting. [Councilperson Martin]
- (b) Receive a report on the La Porte Development Corporation Board meeting. [Councilperson Engelken]

7. ADMINISTRATIVE REPORTS

- Fiscal Affairs Committee meeting, December 9
- City Council meeting, December 9
- Planning and Zoning Commission meeting, December 19

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.

9. EXECUTIVE SESSION

- (a) City Council will meet in Executive Session pursuant to Texas Government Code, Chapter 551, Section 551.071(1)(A) pending or contemplated litigation, to meet with the Assistant City Attorney and City Manager to discuss settlement negotiations in connection with the case of Tradebe Environmental Service, LLC vs. the City of La Porte. [Assistant City Attorney Clark T. Askins]
- (b) City Council will meet in Executive Session pursuant to Texas Government Code, Chapter 551, Section 551.071(1)(A) pending or contemplated litigation, to meet with the Assistant City Attorney and City Manager to discuss settlement negotiations in connection with the case of Oakland Land Development, LLC vs. the City of La Porte. [Assistant City Attorney Clark T. Askins]

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

ADJOURNMENT

If, during the course of the meeting and discussion of any items covered by this notice, City Council determines that a Closed or Executive Session of the Council is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Section 551.071 - consultation with counsel on legal matters; Section 551.072 - deliberation regarding purchase, exchange, lease or value of real property; Section 551.073 - deliberation regarding a prospective gift; Section 551.074 – personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; Section 551.076 - implementation of security personnel or devices; Section 551.087 - deliberation regarding economic development negotiation; Section 551.089 - deliberation regarding security devices or security audits, and/or other matters as authorized under the Texas Government Code. If a Closed or Executive Session is held in accordance with the Texas Government Code as set out above, the City Council will reconvene in Open Session in order to take action, if necessary, on the items addressed during Executive Session.

CERTIFICATE

I, Lee Woodward, City Secretary, do hereby certify that a copy of the November 11, 2019, City Council agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, LaPorteTX.gov, in compliance with Chapter 551, Texas Government Code.

DATE OF POSTING
TIME OF POSTING
TAKEN DOWN

Lee Woodward
Lee Woodward, City Secretary