

LOUIS R. RIGBY  
Mayor  
BRANDON LUNSFORD  
Councilmember At Large A  
BRENT Mc CAULLEY  
Councilmember At Large B  
TREY KENDRICK  
Councilmember District 1



CHUCK ENGELKEN  
Mayor Pro Tem  
Councilmember District 2  
BILL BENTLEY  
Councilmember District 3  
THOMAS GARZA  
Councilmember District 4  
JAY MARTIN  
Councilmember District 5  
NANCY OJEDA  
Councilmember District 6

## **CITY COUNCIL AMENDED MEETING AGENDA**

Notice is hereby given of a regular meeting of the La Porte City Council to be held March 8, 2021 , beginning at 6:00 PM in the City Hall Council Chambers, 604 West Fairmont Parkway, La Porte, Texas , for the purpose of considering the following agenda items. All agenda items are subject to action.

Social distancing protocols will be in effect in the Council Chambers.

Remote participation is available, also. Attend via a screen using this link:

<https://us02web.zoom.us/j/89297569673?pwd=bWtEWUlrMXFDUW5pL1dCU3hLUHF4Zz09>

Join by phone at 888-475-4499 or 877-853-5257. The meeting ID is 892 9756 9673. The passcode is 816632.

1. **CALL TO ORDER**
2. **INVOCATION** – The invocation will be given by Pastor Brian Christen, La Porte Community Church.  
**PLEDGES** – Will be led by Councilperson Bill Bentley.  
U.S. Flag  
Texas Flag: Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.
3. **CITIZEN COMMENT** *(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.)*
4. **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 February 22, 2021, City Council meeting. [Mayor Louis R. Rigby]
  - (b) Approve the purchase and installation of two (2) Flygt 25 horsepower pumps and associated piping and valves from Hahn Equipment Co. Inc., as sole source provider, for a cost of \$95,552.00 and a project contingency of \$9,000.00 [Ray Mayo, Director of Public Works]
  - (c) Award Bid #21010 Citywide Concrete Sidewalk Repair, to Greenscapes Six, LLC. and authorize the City Manager to execute a contract for unit price work orders with the annual expenditure to not exceed annual budgeted amounts. [Ray Mayo, Director of Public Works]
  - (d) Approve proposed policy to waive residential permit fees related to repairs necessitated by the 2021 Winter Storm. [Teresa Evans, Director of Planning & Development]
  - (e) Adopt Ordinance 2021-3820 amending Section 6.09 “Decorum” of the La Porte City Council Rules of Procedure by requiring that members of City Council wear face masks or face coverings during City Council meetings until such time that the City Council deems it appropriate to rescind the requirement. [Mayor Rigby]
  - (f) Approve proposed changes to the City of La Porte Polices/Procedures Manual regarding the use of facial coverings for individuals in City buildings and facilities. [Corby Alexander, City Manager]
5. **STATUTORY AGENDA**

- (a) Presentation, discussion, and possible action to adopt Resolution 2021-36 in support of H.B. 1079, to require the Battleship Texas to be returned to the San Jacinto Battleground State Historic Site after restoration. [Louis R. Rigby, Mayor]
- (b) Presentation, discussion, and possible action to approve a \$10,000.00 sponsorship to San Jacinto Museum of History. [Jason Weeks, Assistant City Manager]
- (c) Provide administrative staff direction on how to proceed with an agreement with the Association of Bayport Companies for area located within the Bayport Industrial District for the City of La Porte EMS to provide EMS coverage for the period from October 1, 2020 through September 30, 2023. [Jason Weeks, Assistant City Manager]
- (d) Presentation, discussion and possible action regarding City aesthetic enhancements for overpass structures at Fairmont Parkway and Wharton Weems. [Ray Mayo, Director]
- (e) Presentation, discussion, and possible action to appoint election day polling location judges and alternate judges for the May 1, 2021, General and Special Elections and to define the number of clerk appointments permitted to be made by each presiding judge. [Louis R. Rigby, Mayor]
- (f) Presentation, discussion, and possible action to consider livestreaming City Council meetings. [Louis R. Rigby, Mayor]

## 6. **REPORTS**

- (a) Receive FY 2020-21 first quarter Capital Improvement Plan program update. [Jason Weeks, Assistant City Manager]
- (b) Receive report on the Drainage and Flooding Committee meeting. [Councilperson Jay Martin]

## 7. **ADMINISTRATIVE REPORTS**

- Planning and Zoning Commission meeting, March 18
- City Council meeting, March 22
- Zoning Board of Adjustment meeting, March 25

## 8. **COUNCIL COMMENT** *Hear announcements concerning matters appearing on the agenda; items of community interest; and/or inquiries of staff regarding specific factual information or existing policy from the Mayor, Councilmembers, and City staff, for which no formal action will be discussed or taken.*

## 9. **EXECUTIVE SESSION**

- (a) The City Council will convene in closed session as authorized by Texas Government Code Section 551.071 (1)(A) - Pending or Contemplated Litigation: consultation with city attorney to discuss enforcement of the extraterritorial jurisdiction (ETJ) exchange agreement between the City of La Porte and the City of Pasadena. [Clark T. Askins, Assistant City Attorney]
- (b) The City Council will meet in closed session under Texas Government Code 551.071(1)(A) Consultation with Attorney – Pending or Contemplated Litigation, to meet with the Assistant City Attorney to discuss enforcement of Chapter 380 Economic Development Agreement between the City of La Porte and Ybarra Restaurants, Inc. [Corby Alexander, City Manager]
- (c) The City Council will convene in closed session as authorized by Texas Government Code Sec. 551.071 (1)(A) - Pending or Contemplated Litigation, to discuss SV Sons HWY. 146, LLC vs. City of La Porte. [Corby Alexander, City Manager]

## 10. **RECONVENE** into regular session and consider action, if any, on item(s) discussed in executive session.

## 11. ADJOURN

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.

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 (281-470-5019), two working days prior to the meeting for appropriate arrangements.

Pursuant to Texas Government Code Sec. 551.127, on a regular, non-emergency basis, members may attend and participate in the meeting remotely by video conference. Should that occur, a quorum of the members will be physically present at the location noted above on this agenda.

### **CERTIFICATE**

I, Lee Woodward, City Secretary, do hereby certify that a copy of the March 8, 2021, 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, [www.LaPorteTX.gov](http://www.LaPorteTX.gov), in compliance with Chapter 551, Texas Government Code.

DATE \_\_\_\_\_

TIME \_\_\_\_\_

TAKEN DOWN \_\_\_\_\_

*Lee Woodward*

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Lee Woodward, City Secretary