

LOUIS R. RIGBY
Mayor
BRANDON LUNSFORD
Councilperson At Large A
BRENT McCAULLEY
Councilperson At Large B
MANDI WILLIAMS
Councilperson District 1
CHUCK ENGELKEN
Councilperson District 2



BILL BENTLEY
Councilperson District 3
THOMAS GARZA
Councilperson District 4
JAY MARTIN
Mayor Pro Tem
Councilperson District 5
ROBBIE McLARRIN
Councilperson District 6

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF LA PORTE
SEPTEMBER 27, 2021**

The City Council of the City of La Porte met in a regular meeting on Monday, September 27, 2021, 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, Brent McCaulley, Mandi Williams, Chuck Engelken, Bill Bentley, Thomas Garza, Jay Martin, Robbie McLarrin
Councilpersons attending remotely: None
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.

2. **INVOCATION** – The invocation was given by Pastor Philip Dunn, Lighthouse Baptist Church and pledges were led by Councilperson Brent McCaulley.
3. **PRESENTATIONS, PROCLAMATIONS, AND RECOGNITIONS**
 - a. **Recognition of City employees for years of service. [Louis R. Rigby, Mayor]**
4. **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.*)

Sue Sabin spoke of her displeasure regarding the approval of the zone change at Main and Utah, of her happiness at selling her home, and her appreciation of the City's Solid Waste Department for picking up all the natural waste after Hurricane Nicholas. Terry Matthews thanked Mayor Pro Tem Martin for his assistance and discussed the ongoing property dispute with her neighbor to request enforcement of local ordinances.

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 regular City Council meeting held on September 13, 2021. [Louis R. Rigby, Mayor]**
 - b. **Approve the reappointment of Andy Wilborn to the District 3 position on the Fire Code Review Board. [Louis R. Rigby, Mayor]**
 - c. **Ratify and approve proposed policy to waive residential permit fees related to repairs necessitated by Hurricane Nicholas. [Teresa Evans, Director of Planning & Development]**
 - d. **Adopt Resolution 2021-56, authorizing the City Manager to sign the S.T.E.P. Comprehensive grant award and associated documents for the TXDOT S.T.E.P. Comprehensive Grant Award. [Steve Deardorff, Chief of Police]**

- e. Adopt Resolution 2021-57 authorizing the City Manager to sign the TXDOT S.T.E.P. Grant award and associated documents for the TXDOT Commercial Motor Vehicle S.T.E.P. Grant. [Steve Deardorff, Chief of Police]
- f. Award RFP #21502 Collection and Disposal of Containerized Solid Waste to Waste Corporation of Texas d/b/a GFL Environmental and authorize the City Manager to execute a franchise contract for an initial 5-year service term. [Ray Mayo, Director of Public Works]
- g. Authorize the City Manager to purchase Cityworks software using a cooperative contract, for a three-year expenditure totaling \$118,055.56. [Ray Mayo, Director of Public Works]
- h. Authorize the City Manager to execute a contract with GrantWorks, Inc. for grant administration services based on the proposal provided in response to RFP #21503 (Administration Services for ARP Act of 2021) for grant application preparation and overall management of grant program projects. [Lorenzo Wingate, Asst. Dir. of Public Works]

Councilperson Garza pulled item f. Tony Emilio of Green For Life Environmental (GFL) discussed the WCA/GFL merger and contract and answered Council inquiries. Councilperson Garza moved to not approve the award of the RFP in item 7 and allow the current solid waste contract to lapse. The motion was ruled out of order and was not considered. Councilperson Garza moved to postpone the item until the October 11 City Council meeting and ask staff to poll the 400 businesses in La Porte to renew the contract with this company; the motion was not seconded and was not considered.

Councilperson Bentley moved to adopt consent items a-e, g, and h; the motion was seconded by Councilperson Engelken; the motion was adopted, 9-0.

Councilperson Bentley moved to award RFP #21502 Collection and Disposal of Containerized Solid Waste to Waste Corporation of Texas d/b/a GFL Environmental and authorize the City Manager to execute a franchise contract for an initial 5-year service term; the motion was seconded by Councilperson Lunsford; the motion was adopted, 8-1, 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 2021-3845 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #21-91000005, amending the Port Crossing SCUP #15-91000004 regarding building height and facade requirements for buildings constructed adjacent to State Highway 146 on a 7.66-acre tract of land, legally described as Reserve E, Block 4, Port Crossing Amending Plat, in the Planned Unit Development (PUD) zoning district; followed by discussion and possible action to consider adopting Ordinance 2021-3845 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #21-91000005, amending the Port Crossing SCUP #15-91000004 regarding building height and facade requirements for buildings constructed adjacent to State Highway 146 on a 7.66-acre tract of land, legally described as Reserve E, Block 4, Port Crossing Amending Plat, in the Planned Unit Development (PUD) zoning district. [Teresa Evans, Planning and Development Director]

Mayor Rigby opened the public hearing at 6:52 p.m. Karl Hilprecht of AKA responded to Council inquiries. Mayor Rigby closed the public hearing at 7:05 p.m. Councilperson Bentley moved to adopt Ordinance 2021-3845 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #21-91000005, amending the Port Crossing SCUP #15-91000004 regarding building height and facade requirements for buildings constructed adjacent to State Highway 146 on a 7.66-acre tract of land, legally described as Reserve E, Block 4, Port Crossing Amending Plat, in the Planned Unit Development (PUD) zoning district; the motion was seconded by Mayor Pro Tem Martin; the motion was adopted, 8-1, Councilperson Garza voting against.

7. STATUTORY AGENDA

- a. **Presentation, discussion, and possible action to adopt Ordinance 2021-3846, setting the City of La Porte's ad valorem tax rate for the 2021-22 Fiscal Year. [Michael Dolby, Finance Director]**

Councilperson Garza moved to approve a \$0.70 tax rate for the 2021-22 ad valorem tax rate; the motion was not seconded and was not considered.

Councilperson McCaulley moved to adopt Ordinance 2021-3846, setting the City of La Porte's ad valorem tax rate for the 2021-22 Fiscal Year; the motion was seconded by Councilperson Bentley. The motion was adopted, 8-1, Councilperson Garza voting against (roll call vote).

8. REPORTS

- a. **Receive report on the La Porte Development Corporation Board meeting. [Councilperson Engelken, Chair]**

Councilperson Engelken shared that the Board approved:

- a grant for 831-901 South Broadway,
- publishing notice of the 60-day comment period for CIP projects,
- funding for the La Porte Gold Star Families Monument,
- updates to the Enhancement Grant Program policy, and
- a proposal for financial incentives and publication of a 60-day notice for comment on the Battleground Saloon project.

9. ADMINISTRATIVE REPORTS

- Drainage and Flooding Committee meeting, Oct. 11
- City Council meeting, Oct 11
- Planning and Zoning Commission meeting, Oct. 21
- City Council meeting, Oct. 25
- Zoning Board of Adjustment meeting, Oct. 28

City Manager Alexander said there were no reports.

- 10. COUNCIL COMMENTS 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.**

Councilpersons congratulated the employees recognized for years of service; thanked Public Works for their work on Hurricane Nicholas storm recovery, as well as emergency services teams who kept everyone safe during the storm; congratulated Johnny Morales on his new position in Texas City and expressed that the City was sorry to lose him; and expressed feeling slighted that GFL sent a six-month employee to speak to the Council and asked that GFL contract be reviewed in six months to a year.

ADJOURN - Without objection, the Council adjourned at 7:24 p.m.

Lee Woodward, City Secretary

