

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
FEBRUARY 14, 2022**

The City Council of the City of La Porte met in a regular meeting on Monday, February 14, 2022, 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, Brent McCaulley, Mandi Williams, Chuck Engelken, Bill Bentley, Thomas Garza, Jay Martin, Robbie McLarrin

Councilpersons attending remotely: None

Councilpersons absent: Brandon Lunsford

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 Reverend Dee Spears, Fairmont Park Church, and pledges were led by Councilperson Jay Martin.

3. **PRESENTATIONS, PROCLAMATIONS, AND RECOGNITIONS**

- a. Recognition of the Employee of the Year, Kelly Lathrem. [Louis R. Rigby, Mayor]
- b. Recognition of the Manager of the Year, Lindsay French. [Louis R. Rigby, Mayor]
- c. Recognition of the service of Randy Hanks. [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.)

Dennis Wise of *recyclops* spoke on his recycling enterprise.

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 January 24, 2022. [Louis R. Rigby, Mayor]
- b. Approve expenditure of the La Porte Development Corporation in an amount not to exceed \$27,308.00 to fund an economic incentive agreement between the La Porte Development Corporation and Mark Rosado for the construction of Battleground Saloon at 116 S. Broadway St. [Corby Alexander, City Manager]
- c. Adopt Resolution 2022-01 authorizing the City Manager on behalf of the La Porte Police Department to submit an application for the General Victim Assistance Grant through the Governor's Office for Fiscal Year 2023, in order to continue full or partial funding for the Crime Victim Liaison position. [Steve Deardorff, Police Chief]

- d. **Adopt Ordinance 2022-3867 for street and alley closure request #21-25000005, to vacate, abandon, and close the H Street right-of-way situated between North Broadway Street and 8th Street, and authorizing the execution and delivery of a deed to the adjoining landowners and repealing Ordinance 2021-3855. [Corby Alexander, City Manager]**
- e. **Adopt Ordinance 2022-3868 approving amendments to the City of La Porte Fiscal Year 2021-22 Budget. [Shelley Wolny, Assistant Finance Director]**
- f. **Authorize the City Manager to execute a professional services contract with CobbFendley and Associates, Inc. for engineering required for utility relocations related to the State Highway 146 widening project. [Ray Mayo, Director of Public Works]**

Councilperson Bentley pulled item b and Councilperson Garza pulled items e and f. Councilperson Garza moved to postpone consideration of item b to the next meeting; the motion was not seconded and was not considered. Councilperson Bentley moved to approve items a, c, and d; the motion was seconded by Councilperson McCaulley; the motion was adopted, 8-0.

Councilperson McCaulley moved to approve an expenditure of the La Porte Development Corporation in an amount not to exceed \$27,308.00 to fund an economic incentive agreement between the La Porte Development Corporation and Mark Rosado for the construction of Battleground Saloon at 116 S. Broadway St.; Mayor Pro Tem Martin seconded the motion; the motion was adopted, 6-2, Councilpersons Bentley and Garza voting against.

Councilperson McCaulley moved to adopt Ordinance 2022-3868 approving amendments to the City of La Porte Fiscal Year 2021-22 Budget; the motion was seconded by Councilperson Engelken; the motion was adopted, 7-1, Councilperson Garza voting against.

Councilperson McCaulley moved to authorize the City Manager to execute a professional services contract with CobbFendley and Associates, Inc. for engineering required for utility relocations related to the State Highway 146 widening project; the motion was seconded by Councilperson Bentley; the motion was adopted, 7-1, Councilperson Garza voting against.

6. STATUTORY AGENDA

- a. **Presentation, discussion, and possible action to approve amendments to the March 27, 2017, Local Government Code Chapter 380 Agreement between the City of La Porte and Oakland Land & Development, Inc. [Corby Alexander, City Manager]**

Councilperson McCaulley moved to approve amendments to the March 27, 2017, Local Government Code Chapter 380 Agreement between the City of La Porte and Oakland Land & Development, Inc.; the motion was seconded by Councilperson Bentley; the motion was adopted, 7-1, Mayor Pro Tem Martin voting against.

7. REPORTS

- a. **Receive report of the Drainage and Flooding Committee meeting. [Mayor Pro Tem Martin, Chair]**

Mayor Pro Tem Martin reported the Committee met and received updates on the project with the City of Pasadena and with HCFCD, as well as other City projects, and expects to meet next on March 14, 2022.

8. ADMINISTRATIVE REPORTS

- Planning and Zoning Commission meeting, February 17, 2022
- Fiscal Affairs Committee meeting, February 28, 2022
- City Council meeting, February 28, 2022

City Manager Corby Alexander introduced new Assistant Emergency Management Coordinator, Adam Kolenc.

9. **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, Councilpersons, and City staff, for which no formal action will be discussed or taken.

Councilpersons congratulated those recognized earlier in the meeting, encouraged EMS and Parks to hang on to Kelly and Lindsay, and offered condolences to the Hanks family; urged those interested to support and not oppose *recyclops*; mentioned with regret the closing of *The Medicine Shop* and lauded its owner, Neil; and fondly remembered former Lomax and City of La Porte City Clerk/City Secretary, chair of the Planning Commission, and Councilperson Betty T. Waters, who passed last week.

10. **EXECUTIVE SESSION**

- a. **Texas Government Code Sec. 551.071 (1)(A) - Pending or Contemplated Litigation: The City Council will meet in closed session with the City Manager and legal counsel to discuss SV Sons HWY 146, LLC vs. City of La Porte, Texas. [George Vie, Counsel for City; Clark Askins, Assistant City Attorney; Corby Alexander, City Manager]**
- b. **Texas Government Code Sec. 551.072 - Deliberation regarding the purchase, exchange, lease or value of real property: The City Council will meet in closed session with the City Manager, Director of Public Works, and Assistant City Attorney to discuss the lease of real property at the La Porte Municipal Airport.**

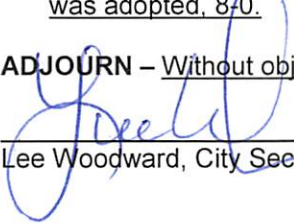
The Council convened in executive session at 7:17 p.m.

11. **RECONVENE** into open session and consider action, if any, on item(s) discussed in executive session.

The Council reconvened into open session at 8:18 p.m. Regarding item a, the Council met with attorney George Vie, via Zoom. Councilperson McCaulley moved to direct counsel to proceed with discussions with the opposing party, as addressed in closed session, and return to the Council for further direction, and to take appropriate post-summary judgment steps; the motion was seconded by Councilperson Engelken; the motion was adopted, 8-0.

Regarding item b, Councilperson Garza moved to direct staff to negotiate a lease of real property at La Porte Municipal Airport with TriStar; the motion was seconded by Councilperson Bentley; the motion was adopted, 8-0.

ADJOURN – Without objection, the Council adjourned at 8:21 p.m.



Lee Woodward, City Secretary

