

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 28, 2022

The City Council of the City of La Porte met in a regular meeting on Monday, February 28, 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, 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 6:02 p.m.

2. **INVOCATION** – The invocation was given by Mayor Pro Tem Martin and pledges were led by Councilperson Brent McCaulley.

3. PRESENTATIONS, PROCLAMATIONS, AND RECOGNITIONS

a. **Police Department - Best Practices Re-Recognition Presentation. [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.*)

Richard C. Anderson of International Code Council spoke in support of adopting their products. Joseph Thomas of Cortez-Norris American Legion Post #319 spoke of renaming their Post and loaned a framed photo of Cody Norris to the City until the Post has a physical location.

5. CONSIDERATION OF COUNCILPERSON ABSENCES

a. **Presentation, discussion, and possible action to consider excusing the absence of Councilperson Brandon Lunsford from the February 14, 2022, City Council meeting, in accordance with the City Council Attendance Policy. [Louis R. Rigby, Mayor]**

Councilperson Garza moved to excuse the absence of Councilperson Brandon Lunsford from the February 14, 2022, City Council meeting; the motion was seconded by Councilperson McCaulley; the motion was adopted, 9-0.

6. **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 February 14, 2022. [Louis R. Rigby, Mayor]
- b. Adopt Ordinance 2022-3866 to update the City's records and information management program. [Lee Woodward, City Secretary]
- c. Approve sponsorship agreement with the Houston Yacht Club for the hosting of regattas in 2022. [Corby Alexander, City Manager]

Councilperson Garza moved to amend item c by inserting *four* before *events* in item 1 in the *benefits to the City* section in Article I (to read *Commitment to host four events for City-related functions at the Houston Yacht Club*); the motion was seconded by Mayor Pro Tem Martin; the motion was adopted, 9-0.

Councilperson Bentley moved to approve consent agenda (including item c, as amended); the motion was seconded by Councilperson Garza; the motion was adopted, 9-0.

7. PUBLIC HEARING 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 2022-3869 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #22-91000001, to allow for a secondary dwelling unit on a 0.53-acre tract of land located at 9305 Carlow Lane and legally described as Lots 67 & 68, Block 4, Spenwick Place Section 1, Harris County, Texas in the Low Density Residential (R-1) zoning district; followed by discussion and possible action to consider adopting Ordinance 2022-3869 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #22-91000001 to allow for a secondary dwelling unit on a 0.53-acre tract of land located at 9305 Carlow Lane and legally described as Lots 67 & 68, Block 4, Spenwick Place Section 1, Harris County, Texas in the Low Density Residential (R-1) zoning district. [Teresa Evans, Planning & Development Director]

Mayor Rigby opened the public hearing at 6:34 p.m. The homeowner, Melaney Gibbs, answered Council questions concerning the proposed construction. Mayor Rigby closed the public hearing at 6:41 p.m.

Mayor Pro Tem Martin moved to adopt Ordinance 2022-3869 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Special Conditional Use Permit #22-91000001 to allow for a secondary dwelling unit on a 0.53-acre tract of land located at 9305 Carlow Lane and legally described as Lots 67 & 68, Block 4, Spenwick Place Section 1, Harris County, Texas in the Low Density Residential (R-1) zoning district; the motion was seconded by Councilperson Bentley; the motion was adopted, 9-0.

- b. The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2022-3870 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000001, a change from Medium Density Residential (R-2) to Low Density Residential (R-1) for an 11.3-acre tract of land located along Ashton Lane and Oakhaven Road and legally described as Lots 45-53, Block 8, Brookglen Section 2; Tract 17D, Abstract 482 W Jones; Lot 1, Block 1, Rigo Estates; and Lots 1-5, Block 1, Risen Valley, Harris County, Texas; followed by discussion, and possible action to consider adopting Ordinance 2022-3870 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000001, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for an 11.3-acre tract of land located along Ashton Lane and Oakhaven Road and legally described as Lots 45-53, Block 8, Brookglen Section 2; Tract 17D, Abstract 482 W Jones; Lot 1, Block 1, Rigo Estates; and Lots 1-5, Block 1, Risen Valley, Harris County, Texas. [Teresa Evans, Planning & Development Director]

Mayor Rigby opened the public hearing at 6:48 p.m. Mark Follis, Planning and Zoning Commission member, spoke in support of the item. Mayor Rigby closed the public hearing at 6:54 p.m.

Councilperson Engelken moved to adopt Ordinance 2022-3870 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000001, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for an 11.3-acre tract of land located along Ashton Lane and Oakhaven Road and legally described as Lots 45-53, Block 8, Brookglen Section 2; Tract 17D, Abstract 482 W Jones; Lot 1, Block 1, Rigo Estates; and Lots 1-5, Block 1, Risen Valley, Harris County, Texas; the motion was seconded by Councilperson Bentley; the motion was adopted, 8-1, Councilperson Garza voting against.

- c. **The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2022-3871 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000002, a change from Medium Density Residential (R-2) to Low Density Residential (R-1) for a 9.98-acre tract of land located within the Pecan Crossing subdivision, Section 1 and legally described as Lots 1-9, Block 1 and Lots 1-30, Block 3, Pecan Crossing Section 1, and a portion of Tract 714A, La Porte Outlots, Harris County, Texas; followed by discussion, and possible action to consider adopting Ordinance 2022-3871 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000002, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for a 9.98-acre tract of located within the Pecan Crossing subdivision, Section 1 and legally described as Lots 1-9, Block 1 and Lots 1-30, Block 3, Pecan Crossing Section 1, and a portion of Tract 714A, La Porte Outlots, Harris County, Texas. [Teresa Evans, Planning & Development Director]**

Mayor Rigby opened the public hearing at 7:08 p.m. Mark Follis, Planning and Zoning Commission member, spoke in support of the item. Mayor Rigby closed the public hearing at 7:11 p.m.

Councilperson Engelken moved to adopt Ordinance 2022-3871 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000002, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for a 9.98-acre tract of located within the Pecan Crossing subdivision, Section 1 and legally described as Lots 1-9, Block 1 and Lots 1-30, Block 3, Pecan Crossing Section 1, and a portion of Tract 714A, La Porte Outlots, Harris County, Texas; the motion was seconded by Councilperson Bentley; the motion was adopted, 8-1, Councilperson Garza voting against.

- d. **The City Council will hold a public hearing to receive comments regarding a recommendation by the Planning and Zoning Commission to adopt Ordinance 2022-3872 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000003, a change from Medium Density Residential (R-2) to Low Density Residential (R-1) for a 19.5-acre tract of land located within the Pecan Crossing subdivision, Section 4 and the Summer Winds subdivision Section 3 and legally described as Lots 30-36, Block 6, Lots 72-78, Block 1, Lots 11-15, Block 7, Lots 6 & 12, Block 8, Reserve A, Block 1, Pecan Crossing Section 4; Lots 8-20, Block 1, Lots 1-4, Block 3, and Reserve A, Block 1, Summer Winds Section 3 Amending; and Lot 696B, La Porte Outlots, Harris County, Texas; followed by discussion, and possible action to consider adopting Ordinance 2022-3872 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000003, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for a 19.5-acre tract of land located within the Pecan Crossing subdivision, Section 4 and the Summer Winds subdivision Section 3 and legally described as Lots 30-36, Block 6, Lots 72-78, Block 1, Lots 11-15, Block 7, Lots 6 & 12, Block 8, Reserve A, Block 1, Pecan Crossing Section 4; Lots 8-20, Block 1, Lots 1-4, Block 3, and Reserve A, Block 1, Summer Winds Section 3 Amending; and Lot 696B, La Porte Outlots, Harris County, Texas. [Teresa Evans, Planning & Development Director]**

Mayor Rigby opened the public hearing at 7:13 p.m. Mark Follis, Planning and Zoning Commission member, spoke on the parcel with communications equipment. Mayor Rigby closed the public hearing at 7:23 p.m.

Councilperson Engelken moved to adopt Ordinance 2022-3872 amending the Code of Ordinances of the City of La Porte, Chapter 106 "Zoning" by granting Zone Change #22-92000003, a change from Mid Density Residential (R-2) to Low Density Residential (R-1) for a 19.5-acre tract of land located within the Pecan Crossing subdivision, Section 4 and the Summer Winds subdivision Section 3 and legally described as Lots 30-36, Block 6, Lots 72-78, Block 1, Lots 11-15, Block 7, Lots 6 & 12, Block 8, Reserve A, Block 1, Pecan Crossing Section 4; Lots 8-20, Block 1, Lots 1-4, Block 3, and Reserve A, Block 1, Summer Winds Section 3 Amending; and Lot 696B, La Porte Outlots, Harris County, Texas; the motion was seconded by Councilperson Bentley; the motion was adopted, the motion was adopted, 8-1, Councilperson Garza voting against.

8. REPORTS

- a. **Receive the 2021 La Porte Police Department Racial Profiling Report as presented by the Chief of Police. [Steve Deardorff, Police Chief]**

Chief Daeumer presented the report.

9. ADMINISTRATIVE REPORTS

- Drainage and Flooding Committee meeting, March 14
- City Council meeting, March 14
- Planning and Zoning Commission meeting, March 17
- City Council meeting, March 28

City Manager Corby Alexander said there were no reports but expressed appreciation of the photo of Mr. Norris.

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

Councilpersons congratulated the La Porte Police Department on the renewal of their recognition and thanked the Dept. for their excellent work; noted that *Mardi Gras on Main* was a great event (except for the weather) and thanked Parks, Fire, PD, EMS, and Public Works on the execution; shared pride in and recollections of Mr. Norris and asked to be involved in the hanging of his photo; requested an update on Five Points Pavilion; and urged voters to vote in the primaries.

11. 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]**

The Council convened in executive session at 7:42 p.m.

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

The Council reconvened into open session at 8:16 p.m. No action was taken.

ADJOURN – Without objection, the Council adjourned at 8:16 p.m.

Lee Woodward, City Secretary

