

STATE OF TEXAS
CITY OF FRIENDSWOOD
COUNTIES OF
GALVESTON/HARRIS
DECEMBER 7, 2020



AGENDA

NOTICE IS HEREBY GIVEN OF A FRIENDSWOOD CITY COUNCIL REGULAR MEETING TO BE HELD AT 6:00 PM ON MONDAY, DECEMBER 7, 2020, AT FRIENDSWOOD CITY HALL, COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, REGARDING THE ITEMS OF BUSINESS ACCORDING TO THE AGENDA LISTED BELOW:

6 PM – REGULAR MEETING

1. Call to order
2. Invocation – Pastor Frank Possert, Calvary Chapel
3. Pledge of Allegiance – United States and Texas
(HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE)
4. Communications from the Public
Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)
5. **WORK SESSION**
 - A. Capital Improvement Projects Update
 - B. Waterworks & Sewer System Revenue Bonds, Series 2021

6. Communications from the Public

Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)

7. City Manager's Report

- A. Friendswood Library Outstanding Programming Award
- B. Lake Friendswood
- C. Hurricane Harvey Update
- D. Coronavirus Disease 2019 (COVID-19) Update

8. Discussion and Possible Action

- A. Discussion and possible action regarding amending the Appointment Policy for Boards, Committees, and Commissions.
- B. Discussion and possible action regarding approval of the schedule for the City's Waterworks & Sewer System Revenue Bonds, Series 2021
- C. Discussion and possible action regarding appointment to the following boards, committees, and commissions:

Planning and Zoning Commission – Appoint Travis Mann to a 3-year term expiring November 2023 to replace Brett Banfield who resigned.

9. Resolution

Consideration and possible action regarding the following:

- A. Resolution No. R2020-25: A resolution of the City Council of the City of Friendswood, Texas, adopting a legislative priority for the upcoming 87th session of the Texas legislature.

10. Ordinances

Consideration and possible action regarding the following:

- A. Ordinance No. T2020-33: First reading of an ordinance amending the Code of Ordinances of the City of Friendswood, Texas, Appendix C – “Zoning,” by amending the zoning classification for a tract or parcel located at 801 West Parkwood Avenue containing 6.3951 acres of land being the remainder of a 19 acre tract of land being the Northwest ½ of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County map records and being all of a 2.009 acre homestead tract of land described in Galveston County Clerk’s File No. 8204830 in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas; amending the zone classification from Single-Family Residential (SFR) to Community Shopping Center (CSC; 4.3025 acres) and Office Park District (OPD; 2.0926 acres); providing for amendment of the Official Zoning Map; providing a penalty in an amount not to exceed \$2,000 for each day of violation of any provision hereof; and providing for severability. (Tabled 09/14/20)
- B. Ordinance No. T2020-44: Second and Final reading of an ordinance amending Appendix C – “Zoning,” “Section 7.Q. District Area and Height Regulations” to amend and clarify the height regulations and exceptions in all commercial zoning districts and “Section 20. Definitions.” to remove a duplicate requirement; providing a penalty for violation in an amount not to exceed \$2000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.
- C. Ordinance No. T2020-45: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 34, Floods, Article II. Flood Damage Prevention, Division 1. Generally, by amending Sections 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, and by adding Section 34-35; and amending Division 2. Flood Hazard Reduction, by amending Sections 34-60 through 34-64; providing a penalty for violation in an amount not to exceed \$2,000 for each violation, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability, publication and effective date.
- D. Ordinance No. T2020-47: First and Final reading of an ordinance amending City of Friendswood, Texas, Ordinance No. 2020-35, passed and approved September 14, 2020, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2020-2021 by approving “Budget Amendment II” to the “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2020-2021”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.

11. Communications from the Mayor and Councilmembers

12. Consent Agenda

Consideration and possible action regarding the following:

- A. Authorizing Council to invoke Rule 1(A) of the Rules of Procedure to schedule the January City Council meeting for January 11, 2020, to accommodate the New Year's Holiday.
- B. Endorse the Mayor's appointment/reappointment of two board members to the Board of Directors of the Harris-Galveston Subsidence District
- C. Ratifying the City Manager's signature on an agreement for American Tower, on behalf of T-Mobile, to make modifications to the telecommunications tower located at the Public Safety Building, 1600 Whitaker Dr.
- D. Approving a Sanitary Sewer Easement for 209 E. Spreading Oaks (Holbrook Scaggs Addition)
- E. Approve the disposal of four Public Works vehicles through Public Surplus
- F. Approving the October 2020 Tax Report
- G. Approving the minutes of the November 2 and 17, 2020, City Council Meetings

13. Adjournment

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive service must be made two (2) business days or more prior to this meeting. Please contact the City Secretary's Office at (281) 996-3270 for further information.

I, MELINDA WELSH, CITY SECRETARY OF THE CITY OF FRIENDSWOOD DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING OF THE FRIENDSWOOD CITY COUNCIL WAS POSTED IN A PLACE CONVENIENT TO THE GENERAL PUBLIC IN COMPLIANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE, ON

DATE

AT TIME

**MELINDA WELSH, TRMC
CITY SECRETARY**

****All meetings of City Council are open to the public, except when there is a necessity to meet in an Executive Session (closed to the public) under the provisions**

of Section 551, Texas Government Code. The City Council reserves the right to convene into Executive Session to hear any of the above described agenda items that qualify for an executive session by publicly announcing the applicable section number of the Open Meetings Act.

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/21/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Capital Improvement Projects Update

Originating Department: Engineering

Degree of importance: Choose an Option

SUMMARY / ORIGINATING CAUSE

The City Council will be updated on the latest news regarding ongoing Capital Improvement Projects in the City. Updates will include projects such as the Friendswood Lakes Boulevard, the rehabilitation of Lift Station #23, the 2019-2020 Street Maintenance Program, and more.

The update will be in the form of a Power Point presentation.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

1. December 2020 Update

CITY OF FRIENDSWOOD

Capital Improvement Projects Update



Street Maintenance Program

2019-2020

Substantially Complete

3/8th cent sales tax



Street Maintenance Program

2019-2020

CONCRETE STREETS

Approximately 1.64 lane miles of concrete roadway

103,621 SF of panel repairs

5571 LF curb work



Street Maintenance Program

2019-2020

CONCRETE STREETS

2236 SF sidewalks and wheelchair ramps

1 storm inlet replaced

4 sewer manholes repaired and adjusted



Street Maintenance Program

2019-2020

ASPHALT STREETS

Approximately 13.94 lane miles of asphalt roadway repaired/reclaimed

4140 LF curb work

136 LF culvert pipe replaced



Friendswood Lakes Boulevard

(Between Stoney Lake Drive & West Boulevard)

Construction begun 11/4/2020

\$4.27 Million (includes road construction,
construction of 4800 feet of 8" waterline,
and 1400 feet of 8" and 10" sewer main)



Friendswood Lakes Boulevard

(Between Stoney Lake Drive & West Boulevard)

Construction of underground utilities ongoing

Contract end date 6/10/2021



Lift Station #23

(FM 518 & Oak Dr.)

Construction: \$3.5 Million

Bypass pumping ongoing

New wet well complete, new building coming soon

Dedicated package lift station dedicated to serve the Century Oaks Subdivision now online (using generator)



Lift Station #23

(FM 518 & Oak Dr.)



Fire Station 2 Reconstruction & Training Upgrades

Programming underway

Construction Manager-at-Risk RFQ
closed 11/19/2020

10 submittals received, currently under
review by Engineering, FMO, and FVFD
staff; vetting process underway



Public Safety Building Expansion

Programming underway

Construction Manager-at-Risk RFQ
closed 11/19/2020

15 submittals received, currently under
review by Engineering, FMO, and FVFD
staff; vetting process underway



San Joaquin Parkway Bridge Repair

Offset & collapsing culverts discovered during routine bridge inspection

Emergency repair completed in September (\$258,488)

Point repair performed along with geopolymer spray-on (fiber reinforced structural rehab product)



Forest Bend Detention Pond

In-depth analysis and preliminary engineering underway

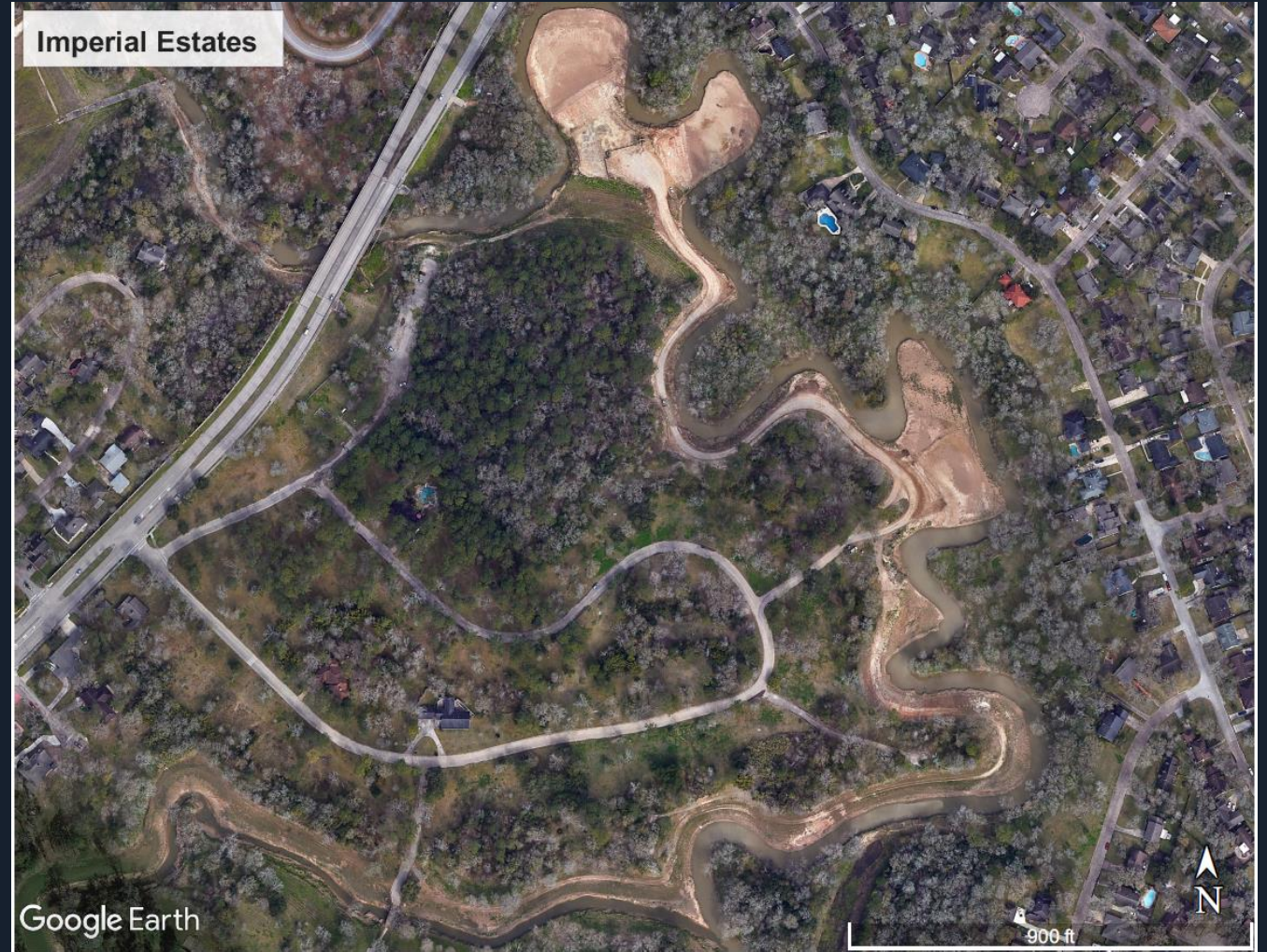
30% plan submittal anticipated by early January 2021



Imperial Estates Detention

99,518 loads as of
11/25/2020

Roughly 680 acre-feet of
detention



Imperial Estates



QUESTIONS?



FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Waterworks & Sewer System Revenue Bonds, Series 2021

Originating Department: Administrative Services

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

In 2018, City staff highlighted the need to issue Water and Sewer Revenue Bonds totaling approximately \$40M to complete utility capital improvement projects over a five-year period. The capital projects list was revised leaving an estimated total cost of \$32.6M which would be funded through two revenue bond issuances. The 1st of the 2 bond issuances, \$20M, occurred in December 2018. Now, the City is prepared to proceed with issuing the 2nd round of Water and Sewer Revenue Bonds in the amount of \$14.7M (including approximately \$996,416 reserve fund requirement) to complete the following utility capital improvements:

- 42-inch Water Line Replacement (\$10,284,000)
- Water Plants #3 and #4 Tank Rehabilitation (\$1,272,000)
- Lift Station #22 (Forest Bend) Rehabilitation (\$1,372,000)
- Sanitary Sewer System Assessment VIII Construction (\$1,800,000)

Bond issuance costs will also be funded with the bond proceeds.

John Robuck, BOK Financial, our financial advisor, will be in attendance to review and discuss this opportunity. In order to provide the most current data on the ever-changing bonds market, a copy of his presentation will be sent to Council separately from the meeting agenda packet at a later date before the Council meeting.

A tentative Schedule of Events will be presented for your consideration and action during the Council meeting.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Issuance of the Revenue Bonds will enable the City to continue construction on the utility projects listed above.

RECOMMENDATIONS

Staff requests Council's consideration to issue water and sewer revenue bonds.

ATTACHMENTS

1. Schedule of Events Presentation- Series 2021 WWSS (11-29-20)
2. 2018 W&S Revenue Bond Proceeds Projects Listing



City of Friendswood, Texas

Financing Plan and Schedule of Events Presentation for:

**\$13,470,000* Waterworks and Sewer System Revenue Bonds,
Series 2021**

Monday, December 7, 2020

* Preliminary, subject to change.

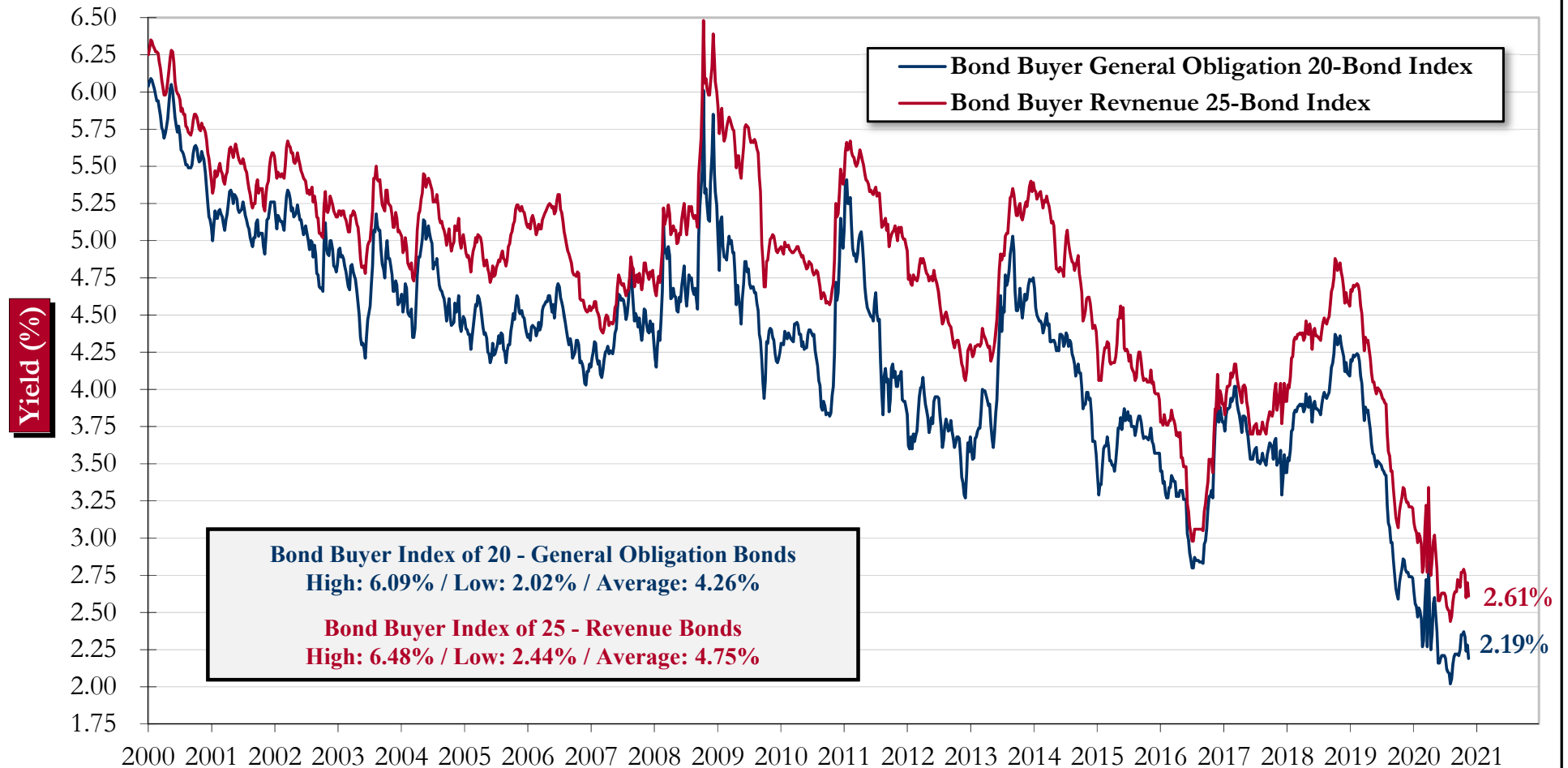
Securities, insurance and advisory services offered through BOK Financial Securities, Inc., member FINRA/SIPC and a subsidiary of BOK Financial Corporation. Services may be offered under our trade name, BOK Financial Advisors.

NOT FDIC INSURED | NO BANK GUARANTEE | MAY LOSE VALUE



Overview of Current Bond Market – Bond Buyer Index

The Bond Buyer Index January 1, 2000 To The Present



The BBI 20 is published every Thursday. The rate consists of general obligation bonds maturing in 20 years with an average rating equivalent to Moody's "Aa2" and S&P's "AA." The BBI 25 is also published every Thursday. The rate consists of revenue bonds maturing in 30 years with an average rating equivalent to Moody's "A1" and S&P's "A+".



Estimated Debt Service Requirements

Fiscal Year Ending (9/30)	Current Total Debt Service (a)	Plus: The Series 2021 WWSS Bonds (b)			Total Debt Service Requirements
		Principal *	Interest (c)	Total	
2021	\$4,879,050		\$340,026	\$340,026	\$5,219,076
2022	4,395,425	\$415,000	580,975	995,975	5,391,400
2023	4,392,800	435,000	559,725	994,725	5,387,525
2024	4,389,475	460,000	537,350	997,350	5,386,825
2025	4,394,125	485,000	513,725	998,725	5,392,850
2026	4,446,550	505,000	488,975	993,975	5,440,525
2027	4,359,100	535,000	462,975	997,975	5,357,075
2028	4,361,825	560,000	435,600	995,600	5,357,425
2029	4,474,400	590,000	406,850	996,850	5,471,250
2030	4,472,700	620,000	376,600	996,600	5,469,300
2031	2,689,100	650,000	344,850	994,850	3,683,950
2032	2,687,800	680,000	315,000	995,000	3,682,800
2033	2,688,000	710,000	287,200	997,200	3,685,200
2034	2,686,400	740,000	258,200	998,200	3,684,600
2035	1,956,000	770,000	228,000	998,000	2,954,000
2036	1,955,400	800,000	196,600	996,600	2,952,000
2037	1,555,100	835,000	163,900	998,900	2,554,000
2038	1,550,400	865,000	129,900	994,900	2,545,300
2039		900,000	94,600	994,600	994,600
2040		940,000	57,800	997,800	997,800
2041		975,000	19,500	994,500	994,500
Totals	\$62,333,650	\$13,470,000	\$6,798,351	\$20,268,351	\$82,602,001

* Preliminary, subject to change. **Generates \$14,728,000 in proceeds and \$996,417 for the Reserve Fund Requirement.**

(a) Includes an aggregate \$22,400,000 of the City's Permanent Improvement Refunding Bonds, Series 2010B, General Obligation Refunding Bonds, Series 2014, General Obligation Permanent Improvement and Refunding Bonds, Series 2016 and General Obligation Refunding Bonds, Series 2016A (the "General Obligation Debt Payable From System Revenues") debt requirements, which pursuant to City policy are paid from revenues of the System and such policy is subject to change at the discretion of the City.

(b) Interest estimated at current market rates and includes estimated issuance costs.



Tentative Schedule of Events

November - 2020						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

December - 2020						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

January - 2021						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

February - 2021						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28						

\$13,470,000*

Waterworks and Sewer System Revenue Bonds, Series 2021

Date	Action	Role
Monday, November 16, 2020	First Draft of Preliminary Official Statements ("POS")	BOKFS
Monday, November 30, 2020	Second Draft of POS	BOKFS, MPH, City
Monday, December 7, 2020	Council Meeting to Review Schedule of Events and Plan of Finance	BOKFS, City
Tuesday, December 8, 2020	Third Draft of POS	BOKFS, MPH, City
Week of December 14, 2020	Rating Agency Calls	BOKFS, City
Monday, December 28, 2020	Final Draft of POS	BOKFS, MPH, City, UW
Monday, January 4, 2021	Print and Distribute Final POS	BOKFS, UW
Monday, January 11, 2021	Pricing of Series 2021 Bonds	BOKFS, MPH, City, UW
	Council Meeting to Approve Sale	
Thursday, February 4, 2021	Closing of Series 2021 Bonds	BOKFS, MPH, City, UW

Participants

City – City of Friendswood, Texas
 BOKFS – BOK Financial Securities, Inc.
 MPH – McCall, Parkhurst & Horton L.L.P.
 UW - Underwriters

* Preliminary, subject to change.

Water & Sewer Revenue Bonds totaling \$20,170,000 (Round 1 – Issued December 3, 2018)

The capital projects listing below (totaling \$19,859,200) was presented to City Council as the intended use for the revenue bonds issuance proceeds.

- Lift Station #1 & #17 Combined Reconstruction - \$1,594,000
- Sanitary Sewer System Assessment Phase IV - Construction - \$1,464,000
- Water Plant #1 Tank Rehabilitation - \$1,207,000
- 42-inch Water Main Replacement - Phase I - \$2,531,200
- Sanitary Sewer System Assessment Phase V – Design - \$100,000
- Second Elevated Water Storage Tank Rehabilitation - \$954,000
- Sanitary Sewer System Assessment Phase VI – Design - \$100,000
- Surface Water Station #3 - \$3,600,000
- Lift Station #23 Reconstruction - \$2,540,000
- Sanitary Sewer Plant Additional Capacity - phase II - \$1,000,000
- Lift Station #4 Reconstruction - \$1,594,000
- Sanitary Sewer System Assessment Phase VII – Design - \$175,000
- Automated Meter Implementation - \$3,000,000

The additional \$310,800 included in the issuance covered the fees associated with bonds issuance.

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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Date requested for City Council consideration: December 7, 2020

Date submitted: 12/1/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Friendswood Library Outstanding Programming Award

Originating Department: City Manager

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Mr. Harold Benson was the recipient of this year's Friendswood Library Outstanding Programming Award. Harold was recognized for his leadership in the planning and execution of a month long series of panel discussions celebrating the 50th Anniversary of the Apollo 11 mission. Events were held at the Friendswood Library and other locations throughout the City. Harold was instrumental in bringing together astronauts, flight directors, engineers, NASA employees and family members to discuss Apollo 11 and Friendswood's role in getting the first men to the moon.

Harold Benson is a long-time Friendswood resident and former NASA employee. He was in charge of the Landing and Docking Systems at the time of the Apollo Mission among many other prominent roles with NASA.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 12/1/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Lake Friendswood

Originating Department: City Manager

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

A few months ago, staff was made aware of a flooding concern at Lake Friendswood; more specifically, the southeastern quadrant of the Park. Development in League City immediately adjacent to the Park has blocked natural drainage pathways, thus flooding the walking trail in some parts after heavy rains.

Staff is working with our counterparts in League City to rectify the issue. In the meantime, Public Works staff is pumping out the water to ensure accessibility.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Hurricane Harvey Update

Originating Department: City Manager

Degree of importance: Critical

SUMMARY / ORIGINATING CAUSE

Hazard Mitigation Grant Program - Buyouts/Acquisitions

- 24 properties included in the initial application
- 3 properties have closed
- Deadline given on 7 properties under negotiations
- 14 properties declined offers
- Demolition has been completed on properties acquired

Texas Water Development Board - Flood Mitigation Assistance Grant

- 4 properties included in the initial application
- 3 properties closed
- 1 properties have declined offer
- Demolition has been completed on properties acquired
- Properties were evaluated for a possible BRIC application

CDBG-Disaster Recovery (Harris County)

- Appraisal completed and request for advance funding for Blackhawk Facility (old Food Lion) has been submitted
- Engineering and environmental services underway for the Forest Bend Detention Project

CDBG-Disaster Recovery (Galveston County)

- Solicited qualifications for engineering services: (1) utility line burial; and (2) Deepwood flood mitigation
- Project management contract for the acquisition project (Deepwood and Frenchman's Creek) has been executed

FEMA Disaster Assistance

- FEMA has approved the Deepwood/Shadwell damage costing/project efforts; awaiting obligation of funds

- Staff anticipate closing on the Blackhawk Facility in November or December

CDBG Mitigation Applications

- Engineering staff submitted mitigation application and is awaiting review/response from the General Land Office

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Coronavirus Disease 2019 (COVID-19) Update

Originating Department: City Manager

Degree of importance: Critical

SUMMARY / ORIGINATING CAUSE

As a result of the Coronavirus, staff has implemented and continues to follow our *Continuity of Operations* and *Pandemic Plans*:

- Continue to monitor the pandemic;
- City facilities reopened to the public in October;
- A number of annual events have been altogether cancelled or modified;
- No businesses have been closed by the City of Friendswood due to COVID
- No citations have been issued by the City of Friendswood relative to compliance with Governor Abbott's Executive Orders
- Disinfecting workspaces and vehicles continue;
- Extended screening protocols for public meetings, previously applicable only to staff, to all participants
- Partnered with FISC on the use of some Coronavirus Relief Funding
- Submitted for the reimbursement of eligible expenditures under the CARES Act

A Public Health Event Declaration has been made in accordance with the *Pandemic Plan*.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/2/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Discussion and possible action regarding amending the Appointment Policy for Boards, Committees, and Commissions.

Originating Department: City Secretary

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Staff is proposing the following changes listed below be incorporated into the City's Appointment Policy:

Add language in the policy on page 5 regarding the addition of a disclosure and authorization form as Exhibit F for a required background check on appointments and reappointments.

Minor changes in page 6 of the policy.

Updated Exhibit A (page 8) to the 2020-2021 City Council Liaison List.

Updated Exhibit B (page 12) to reflect the Library Board meeting time change from 7 PM to 6 PM.

Updated other exhibits to reflect 2020.

Added Exhibit F (page 26) which is the addition of a disclosure and authorization form for a required background check on appointments and reappointments. It also includes a summary of Your Rights Under the Fair Credit Reporting Act that is needed with the form.

Updated Exhibit G to add the new City website link for the Volunteer Guidebook. Some of the language in the letter was tweaked as well.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

To keep the Appointment Policy current to meet the City's changing needs.

RECOMMENDATIONS

That Council consider the proposed amendments.

ATTACHMENTS

1. DRAFT Updated 202012 Appointment Policy-all pages redline version

APPOINTMENT TO CITY BOARDS, COMMISSIONS AND COMMITTEES

CITY OF FRIENDSWOOD ADMINISTRATIVE POLICIES AND PROCEDURES

ADOPTED AUGUST 5, 1996

AMENDED JUNE 19, 2000

AMENDED JUNE 26, 2006

AMENDED FEBRUARY 5, 2007

SUSPENDED JULY 12, 2010

RE-ADOPTED & AMENDED JANUARY 5, 2015

AMENDED JULY 10, 2017

AMENDED JULY 02, 2018

AMENDED AUGUST 06, 2018

AMENDED NOVEMBER 04, 2019

CITY OF FRIENDSWOOD

ADMINISTRATIVE POLICIES AND PROCEDURES

Appointments to City Boards, Commissions, and Committees

I. PURPOSE

It is the desire and intent of City Council to encourage and support citizen participation in an advisory capacity governing the affairs of the City. Service through membership on a board, commission, or committee is a valued, important opportunity for participation in an advisory capacity. To these ends, this policy sets out an orderly process for citizens interested in serving as members of a City board, commission, or committee and for the City Council to oversee appointments.

The Mayor of the City of Friendswood has the authority under the City Charter to appoint special committees as he/she deems advisable and as instructed by Council (City Charter Section 3.05). Special committees established for these specific purposes are usually of limited duration. The Council may apply these policies and procedures to special committees as deemed necessary.

II. POLICY

This policy sets forth the comprehensive process for appointments to the City's boards, commissions, and committees, including advertising for candidates, application forms, and processing information to the City Council; appointment timetable; attendance records; letters of appointment; oaths of office; and letters of appreciation.

III. COUNCIL LIAISONS

A Councilmember will be appointed annually by Mayor and Council as liaison to various boards, commissions, and committees. Liaison appointments will generally be made no later than the second regular meeting of the Council following the May General election. The Council Liaison shall serve as a conduit of information between the City Council and the board, commission, or committee and shall provide information.

An information sheet listing all standing boards, commissions, and committees and Council Liaisons (at the time this policy is approved) is included as Exhibit A. A synopsis of most of the standing boards, commissions, and committees is included as Exhibit B.

IV. PROCEDURES

Sec. 4.01. Uniform Appointment Date

All ordinances, resolutions, and laws governing appointments to boards, commissions, and committees of the City of Friendswood shall be written in such a manner that the appointments shall be effective on two uniform dates each year in July and November.

Sec. 4.02. Applicable Laws and Ordinances

All boards, commissions, and committees shall act in accordance with the authority granted to them through applicable state law, charter provision, and/or directives and policies of the City Council.

Because of their special responsibilities, some members of boards, commissions, and committees are considered officers. Officers hold special decision-making duties. As a result, certain sections of these policies will require different levels of commitment and responsibility. Boards, commissions, and committees whose members are considered officers are the Planning and Zoning Commission, Zoning Board of Adjustment and Appeals, Construction Board of Adjustment and Appeals, and Charter Review Commission.

Sec. 4.03. Terms of Office

Each term of service on a board, commission or committee will be for a three-year period unless otherwise directed by Council or otherwise provided by law, except for the Charter Review Commission, which is a six-month term and Zoning Board of Adjustment and Appeals which requires a 2-year term by statute (LGC 54.033 and 211.008). **No member/officer shall be elected to serve as Chair or Vice Chair for more than four terms unless otherwise directed by Council.** Beginning with the most recent amendment and re-adoption of this policy on July 10, 2017, all existing board, commission or committee member's terms start at year zero.

Sec. 4.04. Oaths of Office

Oaths of Office appropriate to the position held and in accordance with the provisions of Section 6.05 of the City Charter (Every officer of the City, whether elected or appointed, before entering upon the duties of office, shall take and subscribe to the appropriate oath or affirmation to be filed and kept in the office of the City Secretary) will be administered to all newly appointed or reappointed members to the Planning & Zoning Commission, Zoning Board of Adjustment and Appeals, Construction Board of Adjustment and Appeals, and Charter Review Commission at the first regular meeting of the board, commission, or committee or as soon as possible after appointment. Oaths of office for appointed officers are included as Exhibit C.

Arrangements to receive oaths of office at another time may also be made at the discretion of the City Secretary or whomever is authorized by law to give the oath such as a notary public.

Sec. 4.05. Rules and Regulations

All boards, commissions, and committees shall follow procedures of conduct set out in Robert's Rules of Order. All board, commission, and committee meetings shall have an agenda and record the action by keeping minutes. Advisory boards, commissions, and committees **shall not be required** to comply with the Texas Open Meetings Act. However, the Planning and Zoning Commission, Zoning Board of Adjustment and Appeals, Construction Board of Adjustment and Appeals, Friendswood Downtown Economic Development Corporation, and Charter Review Commission shall comply with the Texas Open Meetings Act.

Some boards, commissions, and committees may find it desirable or be directed to adopt rules of procedure. All such rules of procedure shall be approved by the City Council. Any amendments shall also be approved by City Council.

Sec. 4.06. Appointment of Officers/Members

Officers or members of each of the City's boards, commissions, and committees will be appointed in accordance with any applicable ordinances, state laws, or City Charter. Chair and Vice Chair may be rotated following the appointment and reappointment time frame but may not serve more than four terms, unless otherwise approved by Council. Officers of the Planning and Zoning Commission, Zoning Board of Adjustment and Appeals, Construction Board of Adjustment and Appeals, Friendswood Downtown Economic Development Corporation, and the Charter Review Commission are required to be a resident of Friendswood. Members of advisory boards, or committees are not required to be a resident of the city; however, a quorum of members from those advisory boards or committees must never be from outside of the city. All newly appointed officers/members shall be reported to the City Secretary for inclusion in the Boards, Commissions, and Committees' rosters.

Sec. 4.07. Providing and Maintaining Records

The City Secretary's office shall keep an up-to-date official record of pertinent information on each board, commission, and committee in an official notebook. City Staff Liaisons to the boards, commissions, and committees will be responsible for providing to the City Secretary's office up-to-date information of names, addresses, and telephone numbers for their boards, commissions, and committee members. Each Staff Liaison will maintain a historical list of boards, commission and committee members which their department supports.

Sec. 4.08. Attendance Policy and Records

Attendance records shall be maintained by all City Staff Liaisons providing support to the various City boards, commissions, and committees. The records will be available by request to the boards, commissions, and committees members at each regular meeting.

The attendance record will be provided to the City Secretary's office when the appointment/reappointment process takes place for that committee.

It shall be the responsibility of each member to attend meetings regularly. Three consecutive unexcused absences or the absence of an advisory board or committee member from more than 50 percent of the meetings in a six-month period shall be cause for Council to review the attendance record and make a recommendation on the continued service of that member. Three consecutive unexcused absences or the absence of a member considered to be an officer from more than 20 percent of the meetings in a six-month period shall be cause for Council to review the attendance record and make a recommendation on the continued service of that officer. Examples of excused absences include illness, business reasons, death of family members, etc.

Attendance at all regular meetings, special meetings, and work sessions by each board, commission, and committee member will be recorded on an attendance record form (Exhibit D), and absences shall be noted as excused or unexcused by the Chair.

Sec. 4.09. Information Packets

Each applicant shall receive a packet of information about the committee, its purpose, members, meeting schedule and location, and any other information, such as rules of procedure, as requested.

V. Appointments

Sec. 5.01. Applications

All citizens interested in being appointed or reappointed to a board, commission or committee must have an up-to-date application on file or submit a completed application (Exhibit E) to the City Secretary. New applications will be forwarded to the Staff Liaison of the appropriate board, commission or committee. At the established time, applications will be distributed by the City Secretary's office to the Mayor and City Council.

The City Secretary shall provide an application and a background check disclosure and authorization form (Exhibit F) to citizens upon request, as well as information sheets on the various boards, commissions, and committees. A background check is required upon initial appointment and for reappointment.

The City Secretary shall advertise at least once a year, or as needed, in the news media and as otherwise directed by City Council, an invitation to citizens to submit an application indicating their interest and qualifications to serve on a board, commission, or committee. The members of boards, commissions, and committees to be appointed in July are the Planning and Zoning Commission, Zoning Board of Adjustment and Appeals, Construction Board of Adjustment and Appeals, Library Board of Trustees, Community and Economic Development Committee, and Charter Review Commission (to be appointed in July every 5 years or as called by Council). Members of boards,

commissions, and committees to be appointed in November are Fourth of July Steering Committee, Keep Friendswood Beautiful, Senior Citizen Advisory Committee, and Investment Committee.

All applications submitted to the City Secretary will be date stamped **RECEIVED**, e-mailed to the Staff Liaison to the committee(s) and will be retained by the City Secretary for a period of three (3) years, according to the applicable rules in the adopted records retention schedule. The applications will be used in making appointments to boards, commissions, and committees for expiring terms of office and as vacancies occur.

The City Secretary will send a letter to each board, commission, and committee member who has an expiring term of office to determine if the member wishes to be considered for reappointment and/or to update the application on file.

Sec. 5.02. Appointment Process

By the end of May and September of each year, the City Secretary will notify the Staff Liaison what members/officers would like to be reappointed and who would not. The Staff Liaison will contact the Council Liaison to discuss the candidates for appointment/reappointment. Council liaisons, chairpersons, vice chairpersons, staff, or other members/officers may interview new candidates to be considered prior to the appointments. The Council Liaison to the board, commission or committee will contact the Mayor on the proposed appointments/reappointments and obtain his concurrence. The Council Liaison will notify the City Secretary who will then prepare an Agenda Item form for the July or November Council meeting to have the appointments/reappointments approved by Mayor and Council.

Appointments shall be made to boards, commissions, and committees at the regular monthly Council meeting in July and November or as soon thereafter as possible. Appointments will be effective July and November, respectively.

A congratulatory letter (Exhibit No. **GF**) will be prepared by the City Secretary's office for all newly appointed or reappointed members to the City's boards, commissions, and committees.

All members/officers of the boards, commission and committees **must** complete Open Meetings Act (OMA) Training administered by the Texas Attorney General within 90 days as required by law and **must** provide their certificate of completion to the City Secretary's office.

Sec. 5.03. Selection Criteria

Selection of members to boards, commissions, and committees shall be made considering the stated interest and desire of the applicant to serve. Other criteria will be the applicant's availability, qualifications, personal background, and any special skills he/she may have.

Members selected should not only be qualified, but also show a desire and commitment to serve in the capacity they are appointed.

Appreciation letters will be sent by the City Secretary to all individuals who were not appointed. They will be advised that their application will be retained for three years.

Sec. 5.04. Filling Vacancies

Vacancies on boards, commissions, and committees caused by resignations will be filled throughout the year as they occur in order to complete unexpired terms of office. When a vacancy occurs, the Staff Liaison of the board, commission, or committee shall notify the City Secretary.

Appointments to fill vacancies will be made at a Council meeting by a majority of City Council from the list of applicants provided on the Agenda Item form completed by the City Secretary.

Should there be no current applicants for the vacancy, the City Secretary shall follow the procedures previously described to seek new applicants.

EXHIBIT A

FRIENDSWOOD CITY COUNCIL LIAISONS 2020-2021

COUNCILMEMBER	COMMITTEE
Robert Griffon John Scott (alternate)	Clear Creek Watershed Steering Committee
Brent Erenwert Steve Rockey (alternate)	Community & Economic Development Committee
John Scott Trish Hanks (alternate)	4 th of July Steering Committee
John Scott Brent Erenwert (alternate)	Galveston County Commissioners Court
Robert Griffon John Scott (alternate)	Galveston County Consolidated Drainage District
All City Council Members	Galveston County Mayors' & Councils' Association
Mike Foreman Steve Rockey (alternate)	Gulf Coast Authority
Sally Branson Mike Foreman (alternate)	H-GAC
Brent Erenwert Sally Branson (alternate)	Harris County Commissioners Court
All City Council Members	Harris County Mayors' & Councils' Association
Staff/CMO	Homeowner's Associations
Trish Hanks Brent Erenwert (alternate)	Keep Friendswood Beautiful
Steve Rockey Sally Branson (alternate)	Library Board
Robert Griffon Trish Hanks (alternate)	Planning & Zoning Commission
Sally Branson Robert Griffon (alternate)	Senior Citizens Advisory Committee
Steve Rockey John Scott (alternate)	Zoning Board of Adjustment & Appeals

None Required: Investment Committee, Construction Board of Adjustment & Appeals and Charter Review Commission

EXHIBIT B

PLANNING AND ZONING COMMISSION

Number of members:	7 regular	Term of Office: 3 years Overlapping terms
Established by:	City Code, Section 2-69; LGC Sections 211 & 212	
Appointed By:	City Council	
Regular Meetings:	2 nd and 4 th Thursday of the month	
Time:	7:00 PM	
Location:	Friendswood City Hall 910 S. Friendswood Drive	
Compensation:	None	
Officers:	Chair & Vice Chair selected every 3 years by Commission members. Officers will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.	
Staff Support:	Director of Community Development, Deputy Director of Community Development, City Planner, Development Coordinator	
Council Liaison:	Yes; appointed by City Council	

Duties of the Commission: The Commission shall submit recommendations to the City Council, after holding public hearings, on any change or amendment to any of the provisions of the Zoning Ordinance or the Zoning Districts Map; any request for a specific use permit or planned unit development; any change or amendment to the subdivision ordinance; and any related request by Council. In public meeting, the commission also reviews and approves commercial site plans, preliminary and final plats, and subdivision developments. The commission also acts in the capacity of the Capital Improvements Advisory Committee created by Section 395.058 of the Texas Local Government Code.

ZONING BOARD OF ADJUSTMENT & APPEALS

Number of Members:	5 regular 4 alternates	Term of Office:	2 years Overlapping terms
Established by:	City Code, Appendix C-Sections 10 - 13. LGC, Sections 211.008 - 211.011.		
Appointed by:	City Council		
Regular Meetings:	4 th Tuesday of the month, as needed, unless a holiday falls during the week of meeting date, is then moved to 3 rd Tuesday of the month.		
Time:	7:00 PM		
Location:	Friendswood City Hall 910 S. Friendswood Dr.		
Compensation:	None		
Officers:	Chair & Vice Chair elected every 2 years by members. Officers will be appointed for two-year terms as required by statute (LGC 54.033 and 211.008). Chair and Vice Chair may not serve more than four terms, unless otherwise approved by Council.		
Staff Support:	Building Official, City Planner, Development Coordinator.		
Council Liaison:	None		

Duties of the Board: This board hears and rules on requests for appeals, special exceptions and variances to the Zoning Ordinance and authorizes variances from the zoning ordinance when not contrary to the public interest. This board also serves as the appeals board for Fire and Life Safety Codes, Flood Damage Prevention Code (City Code, Section 34-41), and Building and Standards Commission (BASC) (City Code, Section 14-319).

CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS

Number of Members:	7 regular 2 alternates (if desired)	Term of Office: 3 years
Established by:	City Code, Chapter 14; Articles II Standard Building Code, Section 105.1	
Appointed by:	City Council	
Regular Meetings:	As needed	
Time:	7:00 PM	
Location:	Friendswood City Hall 910 S. Friendswood Drive	
Compensation:	None	
Officers:	Chair & Vice Chair are selected every two years by members. Officers will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.	
Staff Support:	Building Official	
Council Liaison:	No	

Duties of the Board: The Construction Board of Adjustments and Appeals shall have the power to hear appeals of decisions and interpretations of the building official and consider variances of the technical codes. Membership of the board should be composed of individuals with knowledge and experience in the technical codes, such as design professionals, contractors, or building industry representatives. Alternate members, if appointed, should consist of a member at-large from the building industry and one member at-large from the public.

FRIENDSWOOD PUBLIC LIBRARY ADVISORY BOARD

Number of Members: 9 regular Term of Office: 3 years
Overlapping terms

Established by: Ordinance 173 effective November 22, 1972

Appointed by: City Council

Regular Meetings: 3rd Tuesday of the month, as needed

Time: ~~67~~:00 PM

Location: Friendswood Public Library
416 S. Friendswood Dr.

Compensation: None

Officers: Chair and Vice Chair are selected by members.
Officers will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.

Staff Support: Library Director
Assistant Library Director
Assistant to the Library Director

Council Liaison: Yes; appointed by Council

Duties of the Board: The purpose of the Advisory Board of the Friendswood Public Library is to establish general library policy, represent the public and its interest in the operation of the library, secure from the people of Friendswood support for the Library, and to interpret the needs of the people to the City Council.

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

Number of Members:	7 regular	Term of Office: 3 years Overlapping terms
Ex Officios:	Chamber of Commerce representative Planning & Zoning Commission representative Clear Creek Independent School District representative, Friendswood Independent School District representative	
Established by:	Council action February 15, 1993	
Appointed by:	City Council	
Regular Meetings:	1 st Wednesday of the month	
Time:	3:30 PM	
Location:	Friendswood City Hall 910 S. Friendswood Drive	
Compensation:	None	
Officers:	Chair and Vice Chair are selected by members. Officers will be appointed for a three-year term following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.	
Staff Support:	Economic Development Coordinator	
Council Liaison:	Yes; appointed by City Council	
<u>Duties of the Committee:</u>	To encourage commercial and industrial developments which are compatible with the image of Friendswood; provide recommendations to the City Council regarding codes, ordinances, policies, and procedures that assist economic development; and conduct surveys of citizens and businesses to gain understanding of economic development which is compatible with the city's interest, needs, and image.	

CHARTER REVIEW COMMISSION

Number of Members:	7 regular	Term of Office: 6 months
Established by:	City Charter	
Appointed by:	City Council	
Regular Meetings:	As called	
Time:	As called	
Locations:	Friendswood City Hall 910 S. Friendswood Drive	
Compensation:	None	
Officers:	Chair and Vice Chair are selected by members.	
Staff Support:	City Manager City Secretary City Attorney	
Council Liaison:	No	

Duties of the Commission: The Charter Review Commission is appointed by the Council approximately every five years. The commission inquires into the operation of the city government under the Charter provisions, determines whether any such provisions require revision and performs such other duties as set forth in Section 11.09 of the Friendswood City Charter.

FOURTH OF JULY STEERING COMMITTEE

Number of Members:	20 Regular	Term of Office: 3 years Overlapping terms
Established by:	Council Action	
Appointed by:	City Council	
Regular Meetings:	3 rd Wednesday of the month	
Time:	6:00 PM	
Location:	Friendswood City Hall 910 S. Friendswood Drive	
Compensation:	None	
Officers:	Chair & Vice Chair are selected by members. Members will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.	
Staff Support:	Director of Parks and Recreation	
Council Liaison:	Yes, appointed by City Council	

Duties of the Board: The Fourth of July Steering Committee is to assist staff in organizing, planning, coordinating, and overseeing the annual City of Friendswood Fourth of July activities and any other related functions requested by the City Council.

KEEP FRIENDSWOOD BEAUTIFUL

Numbers of Members:	20 regular 2 alternate	Term of Office: 3 years Overlapping terms
Established by:	City Council January 15, 1973, as Civic Beautification Committee City Council, January 25, 2010, from Community Appearance Board to Keep Friendswood Beautiful Committee	
Appointed By:	City Council	
Regular Meetings:	4th Tuesday of the month	
Time:	6:30 PM	
Location:	Friendswood City Hall 910 S. Friendswood	
Compensation:	None	
Officers:	Chair and Vice Chair are selected by members. Members will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.	
Staff Support:	Director of Parks and Recreation	
Council Liaison:	Yes; appointed by City Council	

Duties of the Board. The mission of the Keep Friendswood Beautiful Committee (KFB) is to enhance the aesthetic appearance of the city and to encourage residents to take an active role in maintaining its image. The KFB directs and coordinates management and planning of its projects and education of the community; recommends budget and project priorities to City Council; seeks grants for funding opportunities; makes suggestions for conserving and protecting natural resources; and performs such other duties as the City Council may reasonably request.

Keep Friendswood Beautiful also serves as the advisory committee for the City's Storm Water Management Program (last updated 2014) per TCEQ.

SENIOR CITIZEN ADVISORY COMMITTEE

Number of Members:	8 regular 1 alternate	Term of Office:	3 years Overlapping terms
Established by:	Council action 1993		
Appointed by:	City Council		
Regular Meetings:	2 nd Tuesday of the month as needed		
Time:	9:00 AM		
Location:	Activities Building 416 Morningside		
Compensation:	None		
Officers:	Chair and Vice Chair are selected by members. Members will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.		
Staff Support:	Director of Parks and Recreation Recreation Superintendent		
Council Liaison:	Yes; appointed by City Council		

Duties of the Board: The Committee acts only in an advisory capacity to the City Council in all matters pertaining to Friendswood's Senior Citizens Program; acquaints itself with and makes a continuous study and review of the program; recommends the adoption of policies for the program; recommends to the City Council rules and regulations governing the program; makes recommendations to the City Council and City Manager and reasons therefore; and performs other duties as the City Council may reasonably request.

INVESTMENT COMMITTEE

Number of Members:	3 regular No Alternates	Term of Office:	3 years
Established by:	Council action January 1997		
Appointed by:	City Council		
Regular Meetings:	Quarterly		
Time:	4:00 PM or at the call of the Chair		
Location:	Friendswood City Hall/Administrative Services Department		
Compensation:	None		
Officers:	Members will be appointed for three-year terms following the appointment and reappointment time frame. Chair and Vice Chair may not serve more than four three-year terms, unless otherwise approved by Council.		
Staff Support:	Investment Officer		
Liaison/Deputy:	City Manager		
Council Liaison:	No		

Duties of the Committee. To review the investment practices of staff and ensure these are in accordance with the Investment Policy.

EXHIBIT C

In the name and by the authority of

The City of Friendswood
And
The State of Texas

STATEMENT OF APPOINTED OFFICER

(Pursuant to Tex. Const. art.XVI, §1(b), amended 2001)

I, _____, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THAT THE FACTS STATED THEREIN ARE TRUE.

Affiant's Signature

Position to Which Elected/Appointed

City of Friendswood, Galveston/Harris
City and/or County

SWORN TO and subscribed before me by affiant on this ____ day of _____ 2020.

Signature of Person Authorized to Administer Oaths/Affidavits

Printed Name

Title

In the name and by the authority of

The City of Friendswood

And

The State of Texas

OATH OF OFFICE

I, _____, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of _____ for the City of Friendswood, Galveston/Harris Counties, and the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Affiant

SWORN TO and subscribed before me by affiant on this ____ day of _____ 2020.

Signature of Person Administering Oath

Printed Name

Title

EXHIBIT D

ATTENDANCE REPORT

BOARD/COMMITTEE/COMMISSION:

REPORTING PERIOD

[illegible]

In order to insure that all boards and commissions members contribute by attending regular scheduled and special meetings of their respective board or commission, the Council has directed that attendance records be kept by City Staff and forwarded to members for their review. **ATTEND: X ABSENT: --**

EXHIBIT E



BE A FRIENDSWOOD VOLUNTEER

It is the desire and intent of City Council to encourage and support citizen participation in an advisory capacity governing the affairs of the City. Service through membership on a board, commission, or committee is a valued, important opportunity for participation in an advisory capacity. To these ends, a policy has been adopted that sets out an orderly process for citizens interested in serving as members of a City board, commission, or committee and for the City Council to oversee appointments.

THIS INFORMATION WILL BECOME PUBLIC RECORD

VOLUNTEER APPLICATION

NAME: _____

HOME PHONE: _____

HOME ADDRESS: _____

WORK PHONE: _____

CITY, STATE, ZIP: _____

EMAIL ADDRESS: _____

CELL PHONE: _____

OCCUPATION: _____

SPECIAL INTERESTS AND TALENTS: _____

Are you currently serving as a member of any Friendswood governmental body? _____

If so, please name the body: _____

AREAS OF INTEREST

Please indicate your primary and secondary interests.

PLANNING & PRESERVATION

_____ PLANNING & ZONING COMMISSION
 _____ ZONING BOARD OF ADJUSTMENT & APPEALS
 _____ KEEP FRIENDSWOOD BEAUTIFUL COMMITTEE
 _____ COMMUNITY & ECONOMIC DEVELOPMENT
 _____ CONSTRUCTION BOARD OF ADJUSTMENT & APPEALS
 _____ INVESTMENT COMMITTEE
 _____ FRIENDSWOOD DOWNTOWN ECONOMIC
 _____ DEVELOPMENT CORPORATION

I AM AVAILABLE FOR

_____ LONG-TERM PROJECTS
 _____ SHORT-TERM PROJECTS
 _____ DAYTIME
 _____ EVENING
 _____ SUMMER

I AM AVAILABLE FOR

____ LONG-TERM PROJECTS
____ SHORT-TERM PROJECTS
____ DAYTIME
____ EVENING
____ SUMMER

RECREATION

_____ 4TH OF JULY STEERING COMMITTEE
 _____ 4TH OF JULY VOLUNTEER
 _____ SENIOR CITIZENS ADVISORY COMMITTEE

EDUCATION

____ LIBRARY BOARD
____ LIBRARY VOLUNTEER

SPECIAL COMMITTEES AS CALLED

OTHER

_____ WEST RANCH MANAGEMENT DISTRICT
 _____ ANIMAL SHELTER ADVISORY COMMITTEE
 _____ VOLUNTEER FIRE DEPT/EMS
 _____ CHARTER REVIEW (AS NEEDED)

Please use the space below for additional comments.

[illegible]

These questions are asked because the City Council wants to maintain balance to insure proper representation on boards and commissions.

DATE OF BIRTH: _____

SEX: _____

FRIENDSWOOD RESIDENT FOR _____ YEARS

Have you been convicted of a crime, other than minor traffic violations in the past 10 years? _____

What experience do you have that may qualify you for service on a particular board or commission (i.e. license, degrees, and certificates)?

Please list any civic or community endeavors in which you have been involved: _____

I hereby affirm the information provided herein is true and correct, to the best of my knowledge. I am aware a background check will be required prior to appointment.

I understand that the information provided on this application may be available to the public upon request and will be kept on file for at least three years.

Signature of Applicant

Date

Thank you for taking the time to complete this application.

Please return the original application to the address below:

**MELINDA WELSH
CITY SECRETARY
CITY OF FRIENDSWOOD
910 S. FRIENDSWOOD DRIVE
FRIENDSWOOD, TX 77546-4856
(281) 996-3270
FAX (281) 482-1634**

CITY OF FRIENDSWOOD

BOARDS AND COMMISSIONS

INFORMATION STATEMENT AND APPLICATION

If you have ever been a member of a Friendswood Board, Committee or Commission before, please indicate the Board, Committee or Commission and appropriate dates of service.

Name of Board, Committee or Commission:

Dates of Service:

PERSONAL REFERENCES:

Please list at least two references.

NAME: _____

ADDRESS: _____

PHONE: _____

NAME: _____

ADDRESS: _____

PHONE: _____

EXHIBIT F



DISCLOSURE AND AUTHORIZATION – EMPLOYMENT OR VOLUNTEER

In connection with my application for employment (including contract or volunteer services) with City of Friendswood, consumer reports will be requested. These reports may include the following types of information as applicable: names and dates of previous employers, reason for termination of employment, work experience, reasons for termination of tenancy, former landlords, education, accidents, licensure, credit, drug screen, DOT history, etc. I further understand that such reports may contain public record information such as, but not limited to: my driving record, workers' compensation claims, credit, judgments, bankruptcy proceedings, eviction's, criminal records, etc., from federal, state and other agencies that maintain such records.

In addition, investigative consumer reports gathered from personal interviews with former employers or landlords, past or current neighbors and associates of mine, etc. to gather information regarding my work or tenant performance, character, general reputation and personal characteristics and mode of living (lifestyle) may be obtained.

I AUTHORIZE, WITHOUT RESERVATION, ANY PARTY OR AGENCY CONTACTED BY THE CONSUMER REPORTING AGENCY TO OBTAIN AND FURNISH THE ABOVE-MENTIONED INFORMATION.

I have the right to make a request to the consumer reporting agency: First Check Applicant Screening, P.O. Box 92033, Southlake, TX 76092, telephone number (888) 588-2525, upon proper identification, to request the nature and substance of all information in its files on me at the time of my request, including the sources of information and the agency, on our behalf, will provide a complete and accurate disclosure of the nature and scope of the investigation covered by any consumer report(s); and the recipients of any reports on me which the agency has previously furnished within the two year period for employment requests, and one year for other purposes preceding my request. I hereby consent to your obtaining the above information from the agency.

I HEREBY AUTHORIZE PROCUREMENT OF CONSUMER REPORT(S) AND INVESTIGATIVE CONSUMER REPORT(S). If hired, contracted or accepted for "employment", this authorization shall remain on file and shall serve as ongoing authorization for you to procure consumer reports at any time during my employment (or contract/volunteer) period.

☐ California, Minnesota and Oklahoma Applicants only: Check box if you request a copy of any consumer report ordered on you.

I acknowledge that I have been provided a copy of consumer's rights under the Fair Credit Reporting Act.

Signature

Date

The following information is being requested in order to conduct a background check on you:

Full Name: _____

Other names you have used: _____

Mailing Address 1: _____

Mailing Address 2: _____

Email Address (if you wish to be contacted this way): _____

Social Security No.: _____ N/A _____; Date of Birth: _____

Drivers License No.: _____ N/A _____; State of Issue: _____

May we contact your current employer? _____ Yes _____ No _____ N/A

Para información en español, visite www.consumerfinance.gov/learnmore o escribe a la Consumer Financial Protection Bureau, 1700 G Street N.W., Washington, DC 20552.

A Summary of Your Rights Under the Fair Credit Reporting Act

The federal Fair Credit Reporting Act (FCRA) promotes the accuracy, fairness, and privacy of information in the files of consumer reporting agencies. There are many types of consumer reporting agencies, including credit bureaus and specialty agencies (such as agencies that sell information about check writing histories, medical records, and rental history records). Here is a summary of your major rights under FCRA. **For more information, including information about additional rights, go to www.consumerfinance.gov/learnmore or write to: Consumer Financial Protection Bureau, 1700 G Street N.W., Washington, DC 20552.**

- **You must be told if information in your file has been used against you.** Anyone who uses a credit report or another type of consumer report to deny your application for credit, insurance, or employment – or to take another adverse action against you – must tell you, and must give you the name, address, and phone number of the agency that provided the information.
- **You have the right to know what is in your file.** You may request and obtain all the information about you in the files of a consumer reporting agency (your “file disclosure”). You will be required to provide proper identification, which may include your Social Security number. In many cases, the disclosure will be free. You are entitled to a free file disclosure if:
 - a person has taken adverse action against you because of information in your credit report;
 - you are the victim of identity theft and place a fraud alert in your file;
 - your file contains inaccurate information as a result of fraud;
 - you are on public assistance;
 - you are unemployed but expect to apply for employment within 60 days.

In addition, all consumers are entitled to one free disclosure every 12 months upon request from each nationwide credit bureau and from nationwide specialty consumer reporting agencies. See www.consumerfinance.gov/learnmore for additional information.

- **You have the right to ask for a credit score.** Credit scores are numerical summaries of your credit-worthiness based on information from credit bureaus. You may request a credit score from consumer reporting agencies that create scores or distribute scores used in residential real property loans, but you will have to pay for it. In some mortgage transactions, you will receive credit score information for free from the mortgage lender.
- **You have the right to dispute incomplete or inaccurate information.** If you identify information in your file that is incomplete or inaccurate, and report it to the consumer

reporting agency, the agency must investigate unless your dispute is frivolous. See www.consumerfinance.gov/learnmore for an explanation of dispute procedures.

- **Consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information.** Inaccurate, incomplete, or unverifiable information must be removed or corrected, usually within 30 days. However, a consumer reporting agency may continue to report information it has verified as accurate.
- **Consumer reporting agencies may not report outdated negative information.** In most cases, a consumer reporting agency may not report negative information that is more than seven years old, or bankruptcies that are more than 10 years old.
- **Access to your file is limited.** A consumer reporting agency may provide information about you only to people with a valid need – usually to consider an application with a creditor, insurer, employer, landlord, or other business. The FCRA specifies those with a valid need for access.
- **You must give your consent for reports to be provided to employers.** A consumer reporting agency may not give out information about you to your employer, or a potential employer, without your written consent given to the employer. Written consent generally is not required in the trucking industry. For more information, go to www.consumerfinance.gov/learnmore.
- **You may limit “prescreened” offers of credit and insurance you get based on information in your credit report.** Unsolicited “prescreened” offers for credit and insurance must include a toll-free phone number you can call if you choose to remove your name and address from the lists these offers are based on. You may opt out with the nationwide credit bureaus at 1-888-5-OPTOUT (1-888-567-8688).
- The following FCRA right applies with respect to nationwide consumer reporting agencies:

CONSUMERS HAVE THE RIGHT TO OBTAIN A SECURITY FREEZE

You have a right to place a “security freeze” on your credit report, which will prohibit a consumer reporting agency from releasing information in your credit report without your express authorization. The security freeze is designed to prevent credit, loans, and services from being approved in your name without your consent. However, you should be aware that using a security freeze to take control over who gets access to the personal and financial information in your credit report may delay, interfere with, or prohibit the timely approval of any subsequent request or application you make regarding a new loan, credit, mortgage, or any other account involving the extension of credit.

As an alternative to a security freeze, you have the right to place an initial or extended fraud alert on your credit file at no cost. An initial fraud alert is a 1-year alert that is

placed on a consumer's credit file. Upon seeing a fraud alert display on a consumer's credit file, a business is required to take steps to verify the consumer's identity before extending new credit. If you are a victim of identity theft, you are entitled to an extended fraud alert, which is a fraud alert lasting 7 years.

A security freeze does not apply to a person or entity, or its affiliates, or collection agencies acting on behalf of the person or entity, with which you have an existing account that requests information in your credit report for the purposes of reviewing or collecting the account. Reviewing the account includes activities related to account maintenance, monitoring, credit line increases, and account upgrades and enhancements.

- **You may seek damages from violators.** If a consumer reporting agency, or, in some cases, a user of consumer reports or a furnisher of information to a consumer reporting agency violates the FCRA, you may be able to sue in state or federal court.
- **Identity theft victims and active duty military personnel have additional rights.** For more information, visit www.consumerfinance.gov/learnmore.

States may enforce the FCRA, and many states have their own consumer reporting laws. In some cases, you may have more rights under state law. For more information, contact your state or local consumer protection agency or your state Attorney General. For information about your federal rights, contact:

TYPE OF BUSINESS:	CONTACT:
1.a. Banks, savings associations, and credit unions with total assets of over \$10 billion and their affiliates b. Such affiliates that are not banks, savings associations, or credit unions also should list, in addition to the CFPB:	a. Consumer Financial Protection Bureau 1700 G Street, N.W. Washington, DC 20552 b. Federal Trade Commission Consumer Response Center 600 Pennsylvania Avenue, N.W. Washington, DC 20580 (877) 382-4357
2. To the extent not included in item 1 above: a. National banks, federal savings associations, and federal branches and federal agencies of foreign banks b. State member banks, branches and agencies of foreign banks (other than federal branches, federal agencies, and Insured State Branches of Foreign Banks), commercial lending companies owned or controlled by foreign banks, and organizations operating under section 25 or 25A of the Federal Reserve Act. c. Nonmember Insured Banks, Insured State Branches of Foreign Banks, and insured state savings associations d. Federal Credit Unions	a. Office of the Comptroller of the Currency Customer Assistance Group 1301 McKinney Street, Suite 3450 Houston, TX 77010-9050 b. Federal Reserve Consumer Help Center P.O. Box 1200 Minneapolis, MN 55480 c. FDIC Consumer Response Center 1100 Walnut Street, Box #11 Kansas City, MO 64106 d. National Credit Union Administration Office of Consumer Financial Protection (OCFP) Division of Consumer Compliance Policy and Outreach 1775 Duke Street Alexandria, VA 22314
3. Air carriers	Asst. General Counsel for Aviation Enforcement & Proceedings Aviation Consumer Protection Division Department of Transportation 1200 New Jersey Avenue, S.E. Washington, DC 20590
4. Creditors Subject to the Surface Transportation Board	Office of Proceedings, Surface Transportation Board Department of Transportation 395 E Street, S.W. Washington, DC 20423
5. Creditors Subject to the Packers and Stockyards Act, 1921	Nearest Packers and Stockyards Administration area supervisor
6. Small Business Investment Companies	Associate Deputy Administrator for Capital Access United States Small Business Administration 409 Third Street, S.W., Suite 8200 Washington, DC 20416
7. Brokers and Dealers	Securities and Exchange Commission 100 F Street, N.E. Washington, DC 20549
8. Federal Land Banks, Federal Land Bank Associations, Federal Intermediate Credit Banks, and Production Credit Associations	Farm Credit Administration 1501 Farm Credit Drive McLean, VA 22102-5090
9. Retailers, Finance Companies, and All Other Creditors Not Listed Above	Federal Trade Commission Consumer Response Center 600 Pennsylvania Avenue, N.W. Washington, DC 20580 (877) 382-4357

EXHIBIT G

Date: _____

Jane Doe
10111 Lakeside Lane
Friendswood, TX 77546

Dear Ms. Doe:

On behalf of the Mayor and City Council, we would like to congratulate you on your recent appointment as a member of the Investment Committee. Your term begins _____ and ends _____. Attendance is very important, so an attendance record is kept at each meeting; therefore, it is the responsibility of each member to attend meetings regularly. Enclosed you will find a membership roster for the Investment Committee.

The members of Boards, Commissions, and Committees of the City of Friendswood are required by law to complete Open Government Training. There are two ways to obtain the required training:

1. Attorney General's website at <https://www.texasattorneygeneral.gov/open-government>. Select Open Meetings Act training, and then complete the training online. Following the completion of the training, a certificate will be sent to you from the Attorney General's Office.
2. Check out the training CD from the City Secretary's Office. If you choose to utilize the CD option, at the end of the video, there is a code which will take you to the Attorney General's website to retrieve the certificate.

Additionally, please review the city's volunteer guidebook and sign and return the acknowledgement page at the end at <https://www.ci.friendswood.tx.us/DocumentCenter/View/163/Friendswood-Volunteer-Guidebook-PDF>.

Please return your Open Government Training Certificate and guidebook acknowledgement form to the City Secretary's Office by _____, 2020.

Please accept my congratulations on your appointment and if you have any questions, please do not hesitate to call me.

Sincerely,

Melinda Welsh, TRMC
City Secretary

Date: _____

Ms. Jane Doe
10111 Lakeside Lane
Friendswood, TX 77546

Dear Ms. Doe:

On behalf of the Mayor and City Council, we would like to congratulate you on your recent re-appointment to a three-year term on the Senior Citizens Advisory Committee. A new membership roster is enclosed.

If you have any questions, please do not hesitate to call me.

Sincerely,

Melinda Welsh, TRMC
City Secretary

Cc: Staff Liaison

Enclosure

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Discussion and possible action regarding approval of the schedule for the City's Waterworks & Sewer System Revenue Bonds, Series 2021

Originating Department: Administrative Services

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Staff is ready to proceed with the 2nd of 2 Water and Sewer Revenue Bonds issuances for utility capital projects as outlined in the utility cost of services and rate study, budget discussions and the 12/7/2020 Council work session. The total of the Water and Sewer Revenue Bonds, Series 2021 will be \$14.7 million and will fund Round 2 of the program which includes the following:

- 42-inch Water Line Replacement (\$10,284,000)
- Water Plants #3 and #4 Tank Rehabilitation (\$1,272,000)
- Lift Station #22 (Forest Bend) Rehabilitation (\$1,372,000)
- Sanitary Sewer System Assessment VIII Construction (\$1,800,000)

Bond issuance costs and reserve requirement will also be funded with the bond proceeds.

John Robuck, BOK Financial, our financial advisor, will be in attendance to review and discuss this opportunity.

A tentative Schedule of Events is presented for your consideration and action.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Issuance of the Water and Sewer Revenue Bonds, Series 2021 will enable the City to continue construction on the utility infrastructure capital improvements projects listed above.

RECOMMENDATIONS

Staff recommends approval of the Tentative Schedule of Events

ATTACHMENTS

1. Schedule of Events Presentation- Series 2021 WWSS (11-29-20)
2. 2018 W&S Revenue Bond Proceeds Projects Listing



City of Friendswood, Texas

Financing Plan and Schedule of Events Presentation for:

**\$13,470,000* Waterworks and Sewer System Revenue Bonds,
Series 2021**

Monday, December 7, 2020

* Preliminary, subject to change.

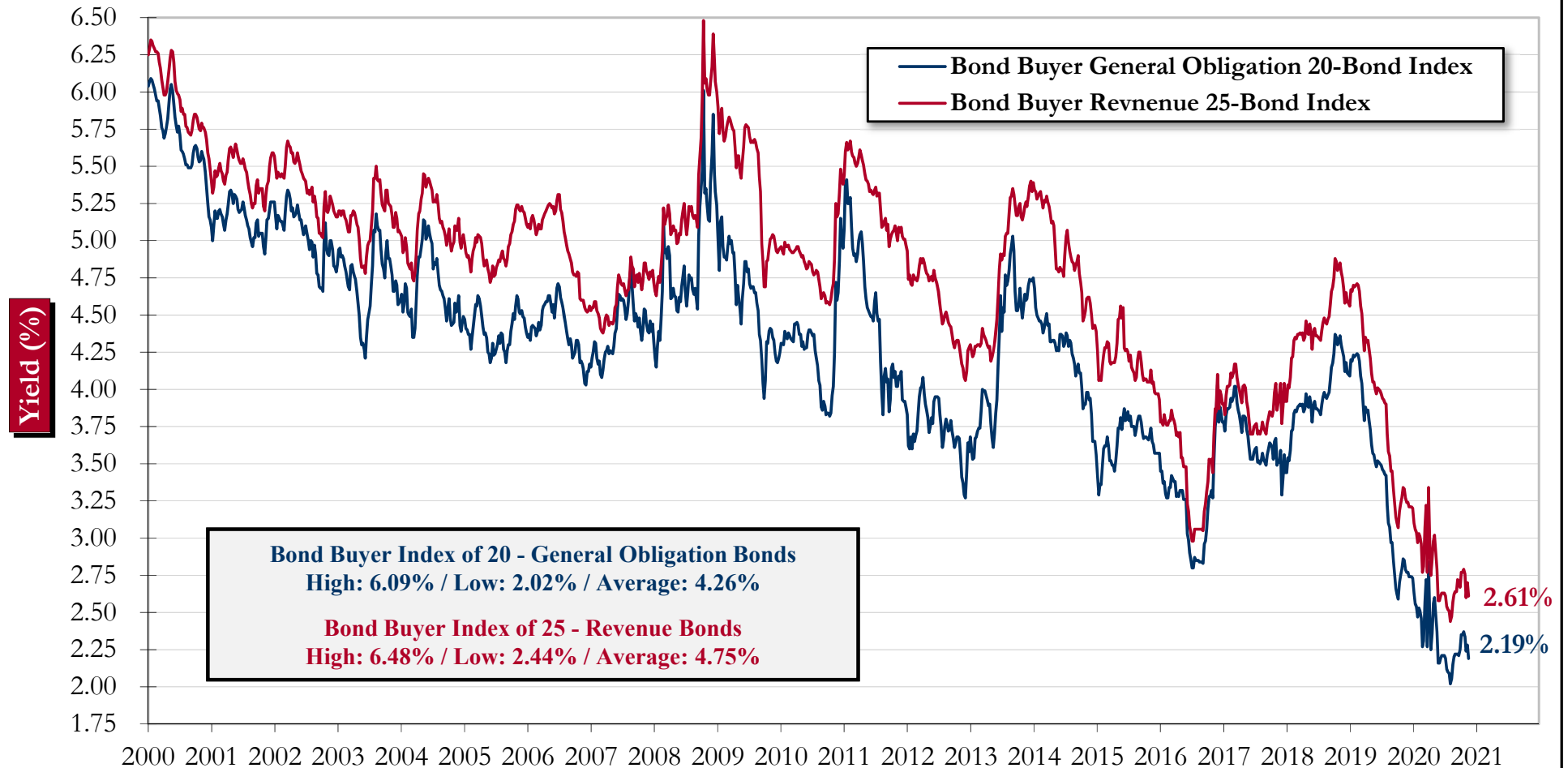
Securities, insurance and advisory services offered through BOK Financial Securities, Inc., member FINRA/SIPC and a subsidiary of BOK Financial Corporation. Services may be offered under our trade name, BOK Financial Advisors.

NOT FDIC INSURED | NO BANK GUARANTEE | MAY LOSE VALUE



Overview of Current Bond Market – Bond Buyer Index

The Bond Buyer Index January 1, 2000 To The Present



The BBI 20 is published every Thursday. The rate consists of general obligation bonds maturing in 20 years with an average rating equivalent to Moody's "Aa2" and S&P's "AA." The BBI 25 is also published every Thursday. The rate consists of revenue bonds maturing in 30 years with an average rating equivalent to Moody's "A1" and S&P's "A+".



Estimated Debt Service Requirements

Fiscal Year Ending (9/30)	Current Total Debt Service (a)	Plus: The Series 2021 WWSS Bonds (b)			Total Debt Service Requirements
		Principal *	Interest (c)	Total	
2021	\$4,879,050		\$340,026	\$340,026	\$5,219,076
2022	4,395,425	\$415,000	580,975	995,975	5,391,400
2023	4,392,800	435,000	559,725	994,725	5,387,525
2024	4,389,475	460,000	537,350	997,350	5,386,825
2025	4,394,125	485,000	513,725	998,725	5,392,850
2026	4,446,550	505,000	488,975	993,975	5,440,525
2027	4,359,100	535,000	462,975	997,975	5,357,075
2028	4,361,825	560,000	435,600	995,600	5,357,425
2029	4,474,400	590,000	406,850	996,850	5,471,250
2030	4,472,700	620,000	376,600	996,600	5,469,300
2031	2,689,100	650,000	344,850	994,850	3,683,950
2032	2,687,800	680,000	315,000	995,000	3,682,800
2033	2,688,000	710,000	287,200	997,200	3,685,200
2034	2,686,400	740,000	258,200	998,200	3,684,600
2035	1,956,000	770,000	228,000	998,000	2,954,000
2036	1,955,400	800,000	196,600	996,600	2,952,000
2037	1,555,100	835,000	163,900	998,900	2,554,000
2038	1,550,400	865,000	129,900	994,900	2,545,300
2039		900,000	94,600	994,600	994,600
2040		940,000	57,800	997,800	997,800
2041		975,000	19,500	994,500	994,500
Totals	\$62,333,650	\$13,470,000	\$6,798,351	\$20,268,351	\$82,602,001

* Preliminary, subject to change. **Generates \$14,728,000 in proceeds and \$996,417 for the Reserve Fund Requirement.**

(a) Includes an aggregate \$22,400,000 of the City's Permanent Improvement Refunding Bonds, Series 2010B, General Obligation Refunding Bonds, Series 2014, General Obligation Permanent Improvement and Refunding Bonds, Series 2016 and General Obligation Refunding Bonds, Series 2016A (the "General Obligation Debt Payable From System Revenues") debt requirements, which pursuant to City policy are paid from revenues of the System and such policy is subject to change at the discretion of the City.

(b) Interest estimated at current market rates and includes estimated issuance costs.



Tentative Schedule of Events

November - 2020						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

December - 2020						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

January - 2021						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

February - 2021						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28						

\$13,470,000*

Waterworks and Sewer System Revenue Bonds, Series 2021

Date	Action	Role
Monday, November 16, 2020	First Draft of Preliminary Official Statements ("POS")	BOKFS
Monday, November 30, 2020	Second Draft of POS	BOKFS, MPH, City
Monday, December 7, 2020	Council Meeting to Review Schedule of Events and Plan of Finance	BOKFS, City
Tuesday, December 8, 2020	Third Draft of POS	BOKFS, MPH, City
Week of December 14, 2020	Rating Agency Calls	BOKFS, City
Monday, December 28, 2020	Final Draft of POS	BOKFS, MPH, City, UW
Monday, January 4, 2021	Print and Distribute Final POS	BOKFS, UW
Monday, January 11, 2021	Pricing of Series 2021 Bonds	BOKFS, MPH, City, UW
	Council Meeting to Approve Sale	
Thursday, February 4, 2021	Closing of Series 2021 Bonds	BOKFS, MPH, City, UW

Participants

City – City of Friendswood, Texas
 BOKFS – BOK Financial Securities, Inc.
 MPH – McCall, Parkhurst & Horton L.L.P.
 UW - Underwriters

* Preliminary, subject to change.

Water & Sewer Revenue Bonds totaling \$20,170,000 (Round 1 – Issued December 3, 2018)

The capital projects listing below (totaling \$19,859,200) was presented to City Council as the intended use for the revenue bonds issuance proceeds.

- Lift Station #1 & #17 Combined Reconstruction - \$1,594,000
- Sanitary Sewer System Assessment Phase IV - Construction - \$1,464,000
- Water Plant #1 Tank Rehabilitation - \$1,207,000
- 42-inch Water Main Replacement - Phase I - \$2,531,200
- Sanitary Sewer System Assessment Phase V – Design - \$100,000
- Second Elevated Water Storage Tank Rehabilitation - \$954,000
- Sanitary Sewer System Assessment Phase VI – Design - \$100,000
- Surface Water Station #3 - \$3,600,000
- Lift Station #23 Reconstruction - \$2,540,000
- Sanitary Sewer Plant Additional Capacity - phase II - \$1,000,000
- Lift Station #4 Reconstruction - \$1,594,000
- Sanitary Sewer System Assessment Phase VII – Design - \$175,000
- Automated Meter Implementation - \$3,000,000

The additional \$310,800 included in the issuance covered the fees associated with bonds issuance.

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Discussion and possible action regarding appointment to the following boards, committees, and commissions:

Planning and Zoning Commission – Appoint Travis Mann to a 3-year term expiring November 2023 to replace Brett Banfield who resigned.

Originating Department: City Secretary

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Mayor Foreman endorses the following appointment as recommended by:

Council Liaison Trish Hanks: **Planning and Zoning Commission** – Appoint Travis Mann to a 3-year term expiring November 2023 to replace Brett Banfield who resigned.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

Mayor Foreman recommends Council consider approving the appointment to the above committee.

ATTACHMENTS

1. Mann, Travis Volunteer Application



BE A FRIENDSWOOD VOLUNTEER

It is the desire and intent of City Council to encourage and support citizen participation in an advisory capacity governing the affairs of the City. Service through membership on a board, commission, or committee is a valued, important opportunity for participation in an advisory capacity. To these ends, a policy has been adopted that sets out an orderly process for citizens interested in serving as members of a City board, commission, or committee and for the City Council to oversee appointments.

THIS INFORMATION WILL BECOME PUBLIC RECORD

VOLUNTEER APPLICATION

NAME: TRAVIS R. MAIN HOME PHONE: —
HOME ADDRESS: 1029 POINT ISABEL LANE WORK PHONE: —
CITY, STATE, ZIP: FRIENDSWOOD, TX 77546
EMAIL ADDRESS: [REDACTED] CELL PHONE: [REDACTED]
OCCUPATION: PILOT

SPECIAL INTERESTS AND TALENTS: AVIATION, COACHING LOCAL KIDS SPORTS

Are you currently serving as a member of any Friendswood governmental body? NO

If so, please name the body: _____

AREAS OF INTEREST

Please indicate your primary and secondary interests.

PLANNING & PRESERVATION

- ☒ PLANNING & ZONING COMMISSION
- ☐ ZONING BOARD OF ADJUSTMENT & APPEALS
- ☐ KEEP FRIENDSWOOD BEAUTIFUL COMMITTEE
- ☐ COMMUNITY & ECONOMIC DEVELOPMENT
- ☐ CONSTRUCTION BOARD OF ADJUSTMENT & APPEALS
- ☐ INVESTMENT COMMITTEE
- ☐ FRIENDSWOOD DOWNTOWN ECONOMIC DEVELOPMENT CORPORATION

I AM AVAILABLE FOR

- ☐ LONG-TERM PROJECTS
- ☐ SHORT-TERM PROJECTS
- ☐ DAYTIME
- ☐ EVENING
- ☐ SUMMER

I AM AVAILABLE FOR

- ☒ LONG-TERM PROJECTS
- ☒ SHORT-TERM PROJECTS
- ☒ DAYTIME
- ☒ EVENING
- ☒ SUMMER

RECREATION

- ☐ 4TH OF JULY STEERING COMMITTEE
- ☐ 4TH OF JULY VOLUNTEER
- ☐ SENIOR CITIZENS ADVISORY COMMITTEE

EDUCATION

- ☐ LIBRARY BOARD
- ☐ LIBRARY VOLUNTEER

SPECIAL COMMITTEES AS CALLED

OTHER

- ☐ WEST RANCH MANAGEMENT DISTRICT
- ☐ ANIMAL SHELTER ADVISORY COMMITTEE
- ☐ VOLUNTEER FIRE DEPT/EMS
- ☐ CHARTER REVIEW (AS NEEDED)

Please use the space below for additional comments.

I HAVE BEEN SEEKING AN OPPORTUNITY TO CONTRIBUTE TO FRIENDSWOOD. THERE HAS ALWAYS BEEN AN INTEREST IN KEEPING FRIENDSWOOD THE BEST CITY IN TEXAS. NOW I SEE A WAY FOR ME TO GIVE BACK. I LOOK FORWARD TO HELPING OUR COMMUNITY.

These questions are asked because the City Council wants to maintain balance to insure proper representation on boards and commissions.

DATE OF BIRTH: [REDACTED]

SEX: M

FRIENDSWOOD RESIDENT FOR 6 YEARS

Have you been convicted of a crime, other than minor traffic violations in the past 10 years? NO

What experience do you have that may qualify you for service on a particular board or commission (i.e. license, degrees, and certificates)?

RETIRED WITH OVER 20 YEARS OF LEADERSHIP IN THE MILITARY SOLVING
COMPLEX PROBLEMS AND CREATING INNOVATIVE SOLUTIONS.

Please list any civic or community endeavors in which you have been involved:

NATIONAL SPOILSMAN FOR CARRY THE LOAD FUNDRAISING ORGANIZATION
COACH LOCAL YOUTH SPORTS (FOOTBALL, BASKETBALL, BASEBALL, SOCCER)

I hereby affirm the information provided herein is true and correct, to the best of my knowledge. I am aware a background check will be required prior to appointment.

I understand that the information provided on this application may be available to the public upon request and will be kept on file for at least three years.

T. D. M.
Signature of Applicant

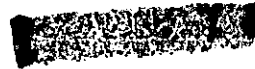
14 MAY 2020
Date

Thank you for taking the time to complete this application.

Please return the original application to the address below:

MELINDA WELSH
CITY SECRETARY
CITY OF FRIENDSWOOD
910 S. FRIENDSWOOD DRIVE
FRIENDSWOOD, TX 77546-4856
(281) 996-3270
FAX (281) 482-1634

CITY OF FRIENDSWOOD BOARDS AND COMMISSIONS INFORMATION STATEMENT AND APPLICATION



If you have ever been a member of a Friendswood Board, Committee or Commission before, please indicate the Board, Committee or Commission and appropriate dates of service.

Name of Board, Committee or Commission:

Dates of Service:

PERSONAL REFERENCES:

Please list at least two references.

NAME: ABE SAMBLI

ADDRESS: 195 E. VICTO DRIVE

PHONE: 832 477-2747

NAME: DAVID FREEMAN

ADDRESS: 32 WINDSONG LN

PHONE: 281 686-5946

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Resolution No. R2020-25: A resolution of the City Council of the City of Friendswood, Texas, adopting a legislative priority for the upcoming 87th session of the Texas legislature.

Originating Department: City Attorney

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

The Texas State Legislature meets every two years. These sessions are vital to the state and the City of Friendswood. As the 87th Session approaches, the Mayor has asked that a list of priorities be vetted for submission to Friendswood's representatives.

The attached resolution has been drafted highlighting the City's priorities for the upcoming session in 2021. In addition to that, a Legislative Update from TML is also included. Staff has highlighted a few proposed bills that could have a significant impact to the City.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

The furtherance of legislative measures important to the City of Friendswood could have longlasting benefits for current and future residents.

RECOMMENDATIONS

Recommend approval of the resolution as drafted.

ATTACHMENTS

1. R2020-25 2021 Legislative Priorities
2. TML Legislative Update - 11.13.2020

RESOLUTION NO. R2020-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, ADOPTING A LEGISLATIVE PRIORITY FOR THE UPCOMING 87TH SESSION OF THE TEXAS LEGISLATURE.

* * * * *

WHEREAS, the City of Friendswood is a political subdivision located in Galveston and Harris Counties, Texas; and

WHEREAS, the upcoming 87th Session of the Texas Legislature is an opportunity to advance issues important to the City of Friendswood;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS:

Section 1. That the facts and matters set forth in the preamble of this Resolution are hereby found to be true and correct.

Section 2. That the City Council of the City of Friendswood, Texas, hereby adopt the following priorities for the 87th Session of the Texas Legislature:

- Promote an amendment to the Tax Code as it pertains to *Street Maintenance Sales and Use Tax* terms; extending four year renewal terms to eight or more years; and
- Promote the pursuit of federal funding and state funding for any resiliency projects related to drainage, flood control, evacuation routes, and transportation/mobility (i.e. the Coastal Barrier Project, Clear Creek flood mitigation efforts, Friendswood Pkwy, etc.); and
- Promote local controls as it pertains to adopting building and exterior façade requirements; and
- Oppose bills in support of the inclusion of debt service growth in calculating the *Voter Approved Tax Rate* (tax-backed debt issuances already require voter approval).

Section 3. That the City Secretary is hereby authorized and directed to cause a true and correct copy of this Resolution to be delivered to each member of the Texas Legislative delegation.

PASSED, APPROVED AND RESOLVED on this 7th day of December, 2020.

Mike Foreman
Mayor

Councilmember Steve Rockey

Councilmember Sally Branson

Councilmember Trish Hanks

Councilmember Robert Griffon

Councilmember John Scott

Councilmember Brent Erenwert

ATTEST:

Melinda Welsh, TRMC
City Secretary

Morad Kabiri
City Manager



Legislative UPDATE

November 13, 2020
Number 45

Senate State Affairs to Hear Community Censorship Charge Next Week

The Senate State Affairs Committee will meet next week (Wednesday, November 18th) to hear invited testimony on the interim charge below. The official notice can be found [here](#).

**Study how governmental entities use public funds for political lobbying purposes.
Examine what types of governmental entities use public funds for lobbying purposes.
Make recommendations to protect taxpayers from paying for lobbyists who may not represent the taxpayers' interests.**

Although no public testimony will be taken, we encourage city officials to continue discussing this issue with your state representative and state senator as it will continue to be a priority issue for state leadership.

Stay Engaged During the Legislative Session: Grassroots Involvement Program

During the upcoming Texas legislative session, Texas cities will face many challenges and opportunities. TML will need to mobilize our membership at key points during session. The Grassroots Involvement Program (GRIP) is one way to do so. Our GRIP survey focuses on a

variety of items including your areas of expertise and involvement with other professional organizations. Most importantly, the GRIP survey asks how well you know various state legislators and if you are willing to communicate with those legislators during the session. With many unknowns on how the capitol will operate during a pandemic, TML's grassroots approach will be crucial to our efforts.

If you have a relationship with your legislator(s) or want to be more involved during session, please take the time to complete the [GRIP survey](#). Past efforts have proven that such participation is a highly effective tool.

We ask that you complete the survey as soon as possible, preferably before January 8, 2021.

2020 City Property Tax Rate Survey Results

TML previously requested that the membership complete a one-question survey on city property tax rates. In total, 344 cities responded to the survey. The results are below.

The city's adopted tax rate for tax year 2020 was:

Less than or equal to the city's no new revenue rate.	51.2% (176 cities)
Higher than the no-new-revenue rate, but less than or equal to the 3.5% voter approval rate.	40.4% (139 cities)
Higher than the 3.5% voter approval rate, but less than the equivalent of an 8% voter approval rate.	4.9% (17 cities)
Equal to or greater than the equivalent of an 8% voter-approval rate.	3.5% (12 cities)

Thanks to all the cities that responded to the survey.

House Ways and Means Committee: League Submits Comments on Senate Bill 2 Charge

This week, the League submitted [this letter](#) to the House Ways and Means committee in response to the committee's recent [Request for Information](#). The League's comments were made regarding the following interim charge:

Charge 1.1: Monitor the agencies and programs under the Committee's jurisdiction and oversee the implementation of relevant legislation passed by the 86th Legislature. Conduct active oversight of all associated rulemaking and other governmental actions taken to ensure intended legislative outcome of all legislation, including the following: SB 2, which is the Texas Property Tax Reform and Transparency Act of 2019. Monitor the implementation of the legislation, including a review of the tax rates adopted by taxing units in 2019 and 2020, the appraisal review board survey system, and progress in

onboarding the tax rate notices and websites. Make recommendations for modifications as necessary and appropriate.

Legislative Committees Request Information on Interim Charges

Due to the ongoing pandemic and the uncertainty as to scheduling interim hearings, several legislative committees have issued notices of formal “requests for information” (“RFIs”) to which the public, including cities, may respond. The following is a non-exhaustive list of RFIs on city-relevant interim charges, sorted by the deadline for submitting comments. Interested city officials may follow the links associated with each committee for more details about the procedure to submit comments:

November 13, 2020 – [House Ways and Means Committee](#)

- **Interim Charge 1.1:** Monitor the agencies and programs under the Committee's jurisdiction and oversee the implementation of relevant legislation passed by the 86th Legislature. Conduct active oversight of all associated rulemaking and other governmental actions taken to ensure intended legislative outcome of all legislation, including the following:
 - S.B. 2, which is the Texas Property Tax Reform and Transparency Act of 2019. Monitor the implementation of the legislation, including a review of the tax rates adopted by taxing units in 2019 and 2020, the appraisal review board survey system, and progress in onboarding the tax rate notices and websites. Make recommendations for modifications as necessary and appropriate.

City-Related Bills Filed

(Editor's Note: These summaries stop at H.B. 210 and S.B. 75. Summaries of higher numbered bills will appear in next week's edition. Also, some lower numbered bills won't be filed until later in the process.)

Property Tax

H.B. 59 (Murr) – School District Property Taxes: would: (1) provide for the elimination of school district maintenance and operations property taxes by January 1, 2024, with certain exceptions; and (2) create a joint interim committee on the elimination of school district maintenance and operations property taxes.

H.B. 96 (Toth) – Appraisal Cap: would, among other things: (1) provide that the appraised value of residence homestead for a tax year is equal to the market value of the property for the first tax year that the owner qualified the property for a homestead exemption; and (2) require an owner of property to apply for the appraisal cap under (1), above, using an application form prescribed by

the comptroller that includes, among other information, the purchase price of the property paid by the applicant. (See **H.J.R. 8**, below.)

H.B. 122 (Bernal) – Property Tax Exemption: would provide that a qualifying caregiver is entitled to a property tax exemption of the total appraised value of the qualifying caregiver’s residence homestead for the period during which the qualifying individual for whom the qualifying caregiver provides care is on an interest list for long-term services and supports under the Medicaid program. (See **H.J.R. 14**, below.)

H.B. 125 (Buckley) – Disabled Veteran Grants: would provide that, for purposes of the law governing the provision of state aid to certain local governments disproportionately affected by the granting of property tax relief to disabled veterans, the term “local government” includes a city with extraterritorial jurisdiction located within two miles of the boundary line of a United States military installation.

H.B. 186 (Zwiener) – Property Tax Exemption: would exempt from property taxation the portion of the appraised value of a person’s property that is attributable to the installation in or on the property of a rainwater harvesting or graywater system. (See **H.J.R. 17**, below.)

H.B. 203 (Bernal) – Sales Price Disclosure: would require the comptroller to conduct a study of the impact, feasibility, and advisability of adopting a property tax system in which the disclosure of the sales price of real property is required by law.

H.J.R. 8 (Toth) – Appraisal Cap: would amend the Texas Constitution to provide that the appraised value of residence homestead for a tax year is equal to the market value of the property for the first tax year that the owner qualified the property for a homestead exemption. (See **H.B. 96**, above.)

H.J.R. 14 (Bernal) – Property Tax Exemption: would amend the Texas Constitution to authorize the legislature to exempt from property taxes the total assessed value of the residence homestead of an unpaid caregiver of an individual who is eligible to receive certain long-term services. (See **H.B. 122**, above.)

H.J.R. 17 (Zwiener) – Property Tax Exemption: would amend the Texas Constitution to authorize the legislature to exempt from property taxation the portion of the appraised value of a person’s property that is attributable to the installation in or on the property of a rainwater harvesting or graywater system. (See **H.B. 186**, above.)

S.B. 63 (Nelson) – Appraisal Process: would make several changes to the property tax appraisal process, including: (1) imposing term limits on appraisal district board of directors members; (2) prohibiting certain former employees of an appraisal district from later serving on an appraisal district board of directors; (3) prohibiting certain former members of the appraisal review board from serving as an employee of the appraisal district; (4) imposing a 90-day time limit on various determinations that a chief appraiser can make on certain exemptions and other appraisal applications; and (5) limiting the ability of a chief appraiser to offer evidence at certain protest and appraisal hearings in support of modifying or denying an application.

Public Safety

H.B. 43 (Dominguez) – Medical Marihuana: would: (1) authorize the possession, use, cultivation, distribution, transportation, and delivery of medical cannabis for medical use by qualifying patients with certain debilitating medical conditions; and (2) authorize the licensing of dispensing organizations with a fee not to exceed \$30,000 for licenses to dispense medical cannabis.

H.B. 54 (Talarico) – Police Reality TV Shows: would prohibit a law enforcement department that employs peace officers from authorizing a television crew to film peace officers while acting in the line of duty for the purpose of creating a reality television show.

H.B. 71 (J. Johnson) – Motor Vehicle Search: would provide that: (1) a peace officer is prohibited from searching a motor vehicle that is stopped for a traffic violation unless the peace officer: (a) has probable cause; (b) obtains written consent from the vehicle’s operator on a specific form; (c) obtains oral consent from the vehicle’s operator that is evidenced by an audio and video recording on a body worn camera; or (d) has reasonable and articulable fear that the vehicle’s operator and/or passengers pose a threat to the safety of the peace officer or another person; and (2) the Texas Commission of Law Enforcement shall promulgate rules related to the required written consent form and audio and video recording.

H.B. 73 (Hinojosa) – Criminal Defense Limitations: would: (1) define the terms “gender identity” and “sexual orientation;” (2) limit the use of certain criminal defenses if they are based on the actor’s or defendant’s discovery or knowledge of, or the victim’s disclosure or potential disclosure of, the gender identity or sexual orientation of the victim or a nonviolent romantic or sexual advance made by the victim toward the actor; and (3) apply regardless of whether a defendant’s knowledge, discovery, or belief regarding the victim’s gender identity or sexual orientation was accurate.

H.B. 86 (Swanson) – Wireless Devices: would prohibit a local authority from regulating or prohibiting the use of a wireless communication device while operating a motor vehicle.

H.B. 88 (Thompson) – Police Reform: this bill, known as the “George Floyd Act,” would make numerous changes related to interactions between peace officers and individuals detained or arrested on the suspicion of the commission of crimes, peace officer liability for those interactions, and the disciplinary of peace officers in certain cities. Of primary importance to cities, the bill would:

1. With respect to officer liability:
 - a. provide that a person may bring an action for any appropriate relief against a peace officer who, under the color of law, deprived the person or caused the person to be deprived of any rights under the Texas Constitution, provided that such action is brought not later than two years after the day the cause of action accrues;

- b. provide that statutory immunity or a limitation on liability, damages, or attorney's fees does not apply to the action described in (1)(a), above, and a court shall award reasonable attorney's fees and court costs to a prevailing plaintiff and if judgment is entered in favor of the defendant, the court may award reasonable attorney's fees and costs to the defendant only for defending claims the court finds frivolous;
 - c. provide that qualified immunity or the defendant's good faith but erroneous belief in the lawfulness of the defendant's conduct is not a defense to an action brought under (1)(a), above; and
 - d. require a public entity, including a city, to indemnify a peace officer employed by the entity for liability incurred by and a judgement imposed against the officer in an action brought under (1)(a), above, except that the entity shall not be required to indemnify the peace officer if the officer was convicted for the conduct that is the basis for the action;
- 2. With respect to the duties and powers of a peace officer:
 - a. amend current law to provide that a peace officer has the discretion on whether or not, if authorized, to:
 - i. interfere without a warrant to prevent or suppress a crime; or
 - ii. arrest offenders without warrant so that they may be taken before the proper magistrate or court and be tried;
 - b. provide that a peace officer shall:
 - i. identify as a peace officer before taking any action within the course and scope of the officer's official duties unless the identification would render the action impracticable;
 - ii. intervene if the use of force by another peace officer:
 - 1. violates state or federal law or a policy of any entity service by the other officer;
 - 2. puts any person at risk of bodily injury, unless the officer reasonably believes that the other officer's use of force is immediately necessary to avoid imminent harm to a peace officer or other person; or
 - 3. is not required to apprehend or complete the apprehension of a suspect; and
 - 4. shall provide aid immediately to any person who needs medical attention, including a person who needs medical attention as a result of the use of force by a peace officer;
 - c. provide that a defendant may not be convicted of an offense related to controlled substances on the testimony of person acting covertly on behalf of a law enforcement agency unless the testimony is corroborated by evidence tending to connect the defendant with the offense committed;
- 3. With respect to issuing citations in lieu of arrest for misdemeanor offenses:
 - a. provide that the Texas Southern University, in consultation with other law enforcement organizations, shall publish a model policy related to the issuance of citations for misdemeanor offenses, including traffic offenses, that are punishable by fine only, that includes the procedure for a peace officer, upon a

- person's presentation of appropriate identification, to verify the person's identity and issue a citation to the person;
- b. provide that each law enforcement agency shall adopt a written policy regarding the issuance of citations for misdemeanor offenses, including traffic offenses, that are punishable by fine only, provided that such policy meets the requirements of the model policy described in (3)(a), above;
 - c. provide that a law enforcement agency may adopt the model policy developed under (3)(a), above;
 - d. provide that, with the exception of certain assault offenses and for the offense of public intoxication, a peace officer or any other person may not, without a warrant, arrest an offender for a misdemeanor punishable by fine only or arrest a person who commits one or more offenses punishable by fine only;
 - e. provide that a peace officer who is charging a person, including a child, with committing an offense that is a misdemeanor punishable by fine only, other than an offense of public intoxication, shall, instead of taking the person before a magistrate, issue a citation to the person;
 - f. provide that a peace officer who is charging a person, including a child, with committing certain assault offenses that are a misdemeanor, punishable by fine only, may, instead of taking the person before a magistrate, issue a citation to the person;
 - g. provide that a peace officer may not arrest, without warrant, a person found only committing one or more misdemeanors related to certain traffic offenses that are punishable by fine only, and in such instances shall issue a written notice to appear to the person;
4. With respect to de-escalation and proportionate response:
- a. provide that a law enforcement agency shall adopt a detailed written policy regarding the use of force by peace officers that must:
 - i. emphasize the use of force in a manner proportionate to the threat posed and to the seriousness of the alleged offense;
 - ii. mandate that deadly force is only to be used by peace officers as a last resort; and
 - iii. affirm the sanctity of human life and the importance of treating all persons with dignity and respect;
 - b. provide that a law enforcement agency may adopt the model policy on use of force developed by the Texas Commission on Law Enforcement and described in (6)(a), below;
5. With respect to disciplinary procedures in certain cities:
- a. require a civil service commission to implement a progressive disciplinary matrix for infractions committed by police officers that consists of a range of progressive disciplinary actions applied in a standardized way based on the nature of the infraction and the officer's prior conduct record, and such matrix must include:
 - i. standards for disciplinary actions related to use of force against another person, including the failure to de-escalate force incidents in accordance with departmental policy;

- ii. standards for evaluating the level of discipline appropriate for uncommon infractions; and
 - iii. presumptive actions to be taken for each type of infraction and any adjustment to be made based on a police officer's previous disciplinary action;
 - b. make changes to the meet and confer provisions applicable to police officers to provide that certain cities that have adopted a meet and confer agreement but are not subject to civil service rules or collective bargaining shall implement a progressive disciplinary matrix as described in (5)(a), above, for its police officers, and that such agreement may not conflict or supersede a rule concerning the disciplinary actions that may be imposed under the disciplinary matrix;
 - c. provide that a hearing examiner in a city subject to civil service rules must presume a disciplinary action applied to a police officer under a progressive disciplinary matrix is reasonable unless the facts indicate that the department inappropriately applied a category of offense to the particular violation; and
 - d. make changes to the collective bargaining statute to provide that a city that has adopted a collective bargaining agreement but is not subject to civil service rules shall implement a progressive disciplinary matrix as described in (5)(a), above, for its police officers, and that such agreement may not conflict with an ordinance, order, statute, or rule related to disciplinary actions that may be imposed on its police officers under a disciplinary matrix implemented by the city;
6. With respect to use of force:
- a. provide that the Texas Commission on Law Enforcement shall develop and make available to all law enforcement agencies a model policy and associated training materials regarding the use of force by peace officers;
 - b. make changes to the instances in which a person, including a peace officer and a person in the presence of and at the direction of a peace officer, may be justified in using nonlethal force in connection with making or assisting in making an arrest or search, or preventing or assisting in preventing escape after an arrest,
 - c. make changes to instances in which a peace officer or a person in the presence of and at the direction of a peace officer may be justified in using deadly force in connection to making an arrest or preventing escape after an arrest;
 - d. provide that the use of force against a person in connection with making or assisting in making an arrest or search, or preventing or assisting in preventing an escape after an arrest, is not justified if the force is used in a manner that impedes the normal breathing or circulation of the blood of the person by applying pressure to the person's throat or neck or by blocking the person's nose or mouth; and
 - e. repeal the Penal Code provision that provides that a peace officer or a person other than a peace officer acting in the officer's presence and direction has no duty to retreat before using deadly force in connection with making an arrest or preventing escape after arrest.

(Companion bill is **S.B. 161** by **West**.)

H.B. 94 (Reynolds) – Medical Marihuana: would: (1) authorize the possession, use, cultivation, distribution, transportation, and delivery of medical cannabis for medical use by qualifying patients with certain debilitating medical conditions; (2) provide for medical cannabis registry identification cards; (3) authorize the licensing of dispensing organizations and testing facilities; and (4) authorize an application fee for licenses to operate a dispensing organization. (Companion bill is **S.B. 90** by **Menéndez**.)

H.B. 95 (Meza) – Discharge of Weapon: would: (1) require a law enforcement agency that is authorized to employ peace officers to adopt a policy regarding a peace officer discharging a firearm at or in the direction of a moving vehicle; and (2) provide that such policy must prohibit a police officer from discharging a firearm at or in the direction of a moving vehicle unless the peace officer discharges the firearm only when and to the degree the officer reasonably believes is immediately necessary to protect the officer or another person from the use of unlawful deadly force by an occupant of the vehicle by means other than by using the moving vehicle to strike any person. (Companion bill is **S.B. 72** by **Miles**.)

H.B. 99 (Toth) – Criminal Penalties for Possession of Marihuana: would: (1) reduce criminal penalties for the possession of two ounces or less of marihuana; (2) provide that a peace officer may not arrest an individual without a warrant for possession of two ounces or less of marihuana; and (3) provide that the driver's license of a person convicted of possession of two ounces or less of marihuana is not automatically suspended.

H.B. 100 (Gervin-Hawkins) – Dangerous Dogs: would provide that a municipal animal control authority may impound and manage dangerous dogs and aggressive dogs in the extraterritorial jurisdiction (ETJ) of the city if: (1) the authority receives a petition: (a) signed by at least three residents from three different households in the ETJ requesting assistance from the authority; and (b) alleging that dangerous or aggressive dogs have repeatedly attacked humans, domestic animals, or livestock within the ETJ, and due to their presence, the ETJ is an unsafe environment for humans, domestic animals, or livestock; and (2) no other animal control authority is authorized to operate in the ETJ, or the operating animal control authority does not provide for the impoundment or management of dangerous dogs or aggressive dogs.

H.B. 101 (Toth) – Immigration Detainers: would provide that a city that releases from custody a person who is the subject of an immigration detainer request issued by United State Immigration and Customs Enforcement is liable for damages resulting from a felony committed by the person in Texas within 10 years following the person's release if: (1) the city did not retain the person as requested; (2) the person was not a citizen at the time of release; and (3) the attorney general has filed a petition or applied for equitable relief against the city.

H.B. 103 (Landgraf) – Active Shooter Alert System: would require the Texas Department of Public Safety to establish the Texas Active Shooter Alert System and allow local law enforcement agencies to request activation of the system when certain criteria are met.

H.B. 118 (Ortega) – Private Firearms Transfers: would impose regulations on a person who sells or otherwise transfers a firearm to another person, and provide criminal penalties for a failure to comply with such regulations.

H.B. 127 (Ortega) – Firearms: would, with certain exceptions, make it an offense for a person to intentionally, knowingly, or recklessly carry on or about his person a firearm, other than a handgun, at any time in which the firearm is in plain view.

H.B. 132 (Canales) – Forfeiture Proceeding: would: (1) raise the state’s burden of proof from preponderance of the evidence to clear and convincing evidence in proceedings related to the seizure of property and criminal forfeiture hearings; (2) limit the transfer of criminal forfeitable property to the federal government; and (3) limit law enforcement agency or Texas National Guard cooperation in federal criminal forfeiture actions.

H.B. 138 (Landgraf) – Disorderly Conduct: would increase, to a Class B misdemeanor, the penalty for the offense of, for a lewd or unlawful purpose: (1) entering into property of another and looking into a dwelling on the property through any window or other opening in the dwelling; (2) while on the premises of a hotel or comparable establishment looking into a guest room not the person’s own through the window or other opening in the room; or (3) while on the premises of a public place, looking into an area such as a restroom or shower stall or changing or dressing room that is designed to provide privacy to a person using the area.

H.B. 162 (Thierry) – Prostitution: would: (1) provide that a child may not be referred to juvenile court for the crime of prostitution; (2) provide that a law enforcement officer taking possession of a child suspected of engaging in prostitution shall: (a) use best efforts to deliver the child to the child’s parent or another person entitled to take possession of the child; (b) in the event the officer cannot find an individual under (a), take the child to a local service provider who will facilitate the assignment of a caseworker; or (c) in the event an individual under (a) and (b) is unavailable, transfer possession of the child to the Department of Family Protective Services; and (3) provide that a person may not be prosecuted for prostitution that the person committed when younger than 17 years of age.

H.B. 169 (S. Thompson) – Criminal Penalties for Drug Possession: would reduce the criminal penalties for possession of small amounts of Penalty Group 1 controlled substances and marihuana.

H.B. 170 (Ortega) – Alcoholic Beverages: would provide that the prohibition on the consumption of alcoholic beverages in a public place during certain hours applies to all public places, regardless of whether it is a licensed or permitted premises.

H.B. 175 (Thierry) – Arrest Without Warrant: would eliminate a Penal Code provision that provides that a peace officer or any other person may arrest, without a warrant, an offender who commits a felony or offense against the public peace when the offense is committed in the presence or view of the officer or person.

H.B. 177 (Bernal) – Immigration Enforcement: would provide that a law enforcement agency is not required to comply with, honor, or fulfill a detainer request provided by the federal government with respect to a person who is younger than 18 years of age.

H.B. 182 (Bernal) – Immigration Enforcement: would repeal certain provisions governing state and local enforcement of immigration laws and other provisions related to immigration law, such as the requirement that a law enforcement agency honor a detainer request.

H.B. 184 (Thierry) – Civilian Complaint Review Board: would create, in a city with a population of one million or more and in a county with a population of two million or more, a civilian complaint review board with, among other things, the authority to: (1) investigate allegations of peace officer misconduct involving excessive use of force or abuse of authority; and (2) issue subpoenas.

H.B. 196 (Meza) – Stand Your Ground: would, among other things, amend current law to provide that: (1) a person is not justified in using deadly force against another individual: (a) if the person is able to safely retreat, unless the person is in his or her own habitation; or (b) to prevent the individual's imminent commission of robbery or aggravated robbery.

H.J.R. 11 (Reynolds) – Medical Marihuana: would amend the Texas Constitution to provide that the legislature shall authorize and regulate the possession, cultivation, and sale of cannabis for medical use in Texas.

H.J.R. 13 (Canales) – Legalization of Marihuana: would amend the Texas Constitution to provide that the legislature shall authorize and regulate the possession, cultivation, and sale of cannabis in Texas.

S.B. 42 (Zaffirini) – Cell Phone Ban: would provide: (1) that a vehicle operator commits an offense if the operator uses a portable wireless communication device while operating a motor vehicle, unless the vehicle is stopped outside a lane of travel; and (2) for an affirmative defense (except for a person under 18 years of age or by a person operating a school bus with a minor passenger on the bus) for the use of a portable wireless communications device: (a) in conjunction with a hands-free device; (b) to contact emergency services; or (c) that was mounted in or on the vehicle solely to continuously record or broadcast video inside or outside of the vehicle.

S.B. 64 (Nelson) – Mental Health Programs: would require: (1) the executive commissioner of the Health and Human Services Commission to develop a mental health intervention program for peace officers that includes, among other things, peer-to-peer counseling, access to licensed mental health professionals, training, including suicide prevention training, technical assistance, and coordination of mental health first aid for law enforcement officers and their immediate family members; and (2) require the commission submit an annual report to the governor and legislature that includes the number of peace officers who received services through the program, the number of peers and peer service coordinators trained, an evaluation of the services provided, and any recommendations for program improvements.

S.B. 66 (Miles) – Retention and Disclosure of Police Complaints: would, among other things, provide that: (1) a complaint that alleges conduct by a peace officer employed by a municipality that constitutes official oppression by the police officer must be retained on file by the city for at least five years after the officer's employment with the city ends; (2) an abstract of the complaint described in (1), above, must be created and retained indefinitely once the original complaint is destroyed; and (3) such complaint is not excepted from disclosure under a discretionary exception or the law enforcement exception of the Public Information Act.

S.B. 67 (Miles) – Civilian Complaint Review Boards: would create, in cities with a population of 200,000 or more, a municipal civilian complaint review board with, among other things, the authority to: (1) investigate a complaint of alleged misconduct by a peace officer involving: (a) excessive use of force; (b) improper use of power to threaten, intimidate, or otherwise mistreat a member of the public; (c) threat of force; (d) an unlawful act, search, or seizure; or (e) other abuses of authority; and (2) issue subpoenas.

S.B. 68 (Miles) – Excessive Force Reporting: would provide that: (1) a peace officer has a duty to intervene to stop or prevent another peace officer from using excessive force against a person suspected of committing an offense if an ordinary, prudent peace officer would intervene under the same or similar circumstances; and (2) a peace officer who witnesses the use of excessive force by another peace officer shall promptly make a detailed report of the incident and deliver the report to the supervisor of the peace officer making the report and the supervisor of the peace officer who used the excessive force.

S.B. 69 (Miles) – Prohibiting Chokeholds: would provide that the use of any force, by any person, including a peace officer or person acting in and the direction of an officer, in connection with the arrest of another person, is not a justified use of force if such force is used in a manner that impedes the normal breathing or circulation of the blood of the person by applying pressure to the person's throat, neck, or torso or by blocking the person's nose or mouth. (This bill is identical to **H.B. 346** and **H.B. 418** by **Rose** and **Sherman**, respectively.)

S.B. 70 (Miles) – Use of Force Reporting: would provide that: (1) a law enforcement agency, including an agency of a political subdivision, authorized by law to employ peace officers shall require each police officer employed by the agency to submit a detailed report to the agency regarding each incident in which the officer uses force, or witnesses another officer use force, against a person suspected of committing an offense; and (2) the report described in (1), above, must include: (a) a description of the force used by the peace officer; (b) an explanation as to why the degree of force used was necessary; and (c) if applicable, a description of any attempt that was made by the officer to de-escalate the situation before the force was used.

S.B. 71 (Miles) – Use of Force Policy: would provide that: (1) no later than January 1, 2022, a law enforcement agency, including an agency of a political subdivision authorized by law to employ police officers, shall adopt a detailed written policy regarding the use of force by police officers; and (2) such policy must provide peace officers employed by the agency with explicit guidelines for the use of force that ensure that force will only be used against a person in a manner proportionate to the threat posed by the person.

S.B. 72 (Miles) – Discharge of Firearms Policy: would provide that: (1) a law enforcement agency, including an agency of a political subdivision authorized by law to employ police officers, shall adopt a policy regarding the discharge of a firearm by a peace officer at or in the direction of a moving vehicle; and (2) such policy must prohibit a peace officer from discharging a firearm at or in the direction of a moving vehicle unless the peace officer discharges the firearm only when and to the degree the officer reasonably believes is immediately necessary to protect the officer or another person from the use of unlawful deadly force by an occupant of the vehicle by means other than by using the moving vehicle to strike any person. (Companion bill is **H.B. 95** by **Meza**.)

Sales Tax

H.B. 89 (Canales) – Sales Tax Exemption: would exempt the following from sales and use taxes as “emergency preparation items”: (1) medical or other face masks used to protect the nose and mouth of a person wearing the mask from potential contaminants, or from transmission of particles from the person wearing the mask; (2) disposable gloves the primary purpose of which is to act as a protective barrier to prevent the possible transmission of disease; and (3) disinfectant cleaning supplies, including bleach products and sanitizing wipes.

H.B. 174 (Canales) – Sales Tax Exemption: would exempt the sale, use, or consumption of college textbooks from sales taxes during two seven-day periods, one beginning in August and one beginning in January.

S.B. 61 (Zaffirini) – Sales Tax Exemption: would exempt the sale, storage, use, or other consumption of firearm safety supplies from the sales tax.

Community and Economic Development

H.B. 84 (Hinojosa) – Home and Residential Lot Sales Price: would repeal the provision in current state law that prohibits a city from adopting a requirement that establishes a maximum sales price for a privately produced housing unit or residential building lot.

H.B. 128 (Landgraf) – Economic Development Corporations: would: (1) expand the definition of “primary job” for purposes of Type A and Type B EDC projects to include certain health care and mental health care facilities; and (2) expand the scope of projects related to the creation or retention of primary jobs to include facilities for the provision of health care or mental health care to the public.

H.B. 149 (Reynolds) – Group Homes Study: would direct the Texas Health and Human Services Commission to conduct a study on the regulation of group homes, and provide that the study analyze, among other things: (1) city authority to enforce boarding home regulations; and (2) whether the prohibition against a city excluding board homes from residential areas prevents cities from regulating boarding homes.

H.B. 206 (Bernal) – Payday and Auto Title Lending: would provide for the statewide regulation of payday and auto title lenders. Of primary importance for cities, the bill would: (1) provide that a municipal ordinance regulating credit access businesses is not preempted by state law; and (2) provide that, if a municipal ordinance conflicts with a provision of state law, the more stringent regulation controls.

Additionally, the bill would, among other things:

(1) require the contract and other documents provided by a credit access business to be written wholly in English or the language in which the contract is negotiated, and read in their entirety in the language in which the contract is negotiated to any consumer who cannot read; (2) prohibit a credit services organization from assisting a consumer in obtaining an extension of consumer credit in any form other than a single-payment payday loan, multiple-payment payday loan, single payment auto title loan, or multiple-payment auto title loan; (3) provide that each day of a continuing violation of a provision related to state notice and disclosure requirements or state licensing and regulation requirements by a credit services organization constitutes a separate offense; (4) provide that the general limitations on payday and auto title loans in the bill apply to any consumer physically located in this state at the time the loan is made, regardless of whether the loan was made in person in this state; (5) require a credit access business to require certain types of documentation to establish a consumer’s income for purposes of extending credit; (6) provide specific limitations on the structure of single-payment and multiple-payment payday and auto title loans; (7) require any refinance of a payday or auto title loan to: (a) be authorized by state law; (b) be in the same form as the original loan; and (c) meet all requirements applicable to the original loan; and (8) require a credit access business to maintain a complete set of records of all loans and retain the records until the third anniversary of the date of the loan.

S.B. 46 (Zaffirini) – Homelessness: would provide that: (1) a city zoning or land use ordinance may not prohibit a religious organization from using the organization’s facility as housing for

homeless individuals, or from having housing units for the homeless on the organization's property; and (2) a city may adopt or enforce an ordinance that imposes reasonable health and safety regulations on housing for homeless individuals provided on a religious organization's property, including requirements that the organization provide electricity and heat for each housing unit, and at least one kitchen and bathroom on the property.

Elections

H.B. 22 (Swanson) – Polling Place Parking: would require: (1) that a polling place have two parking spaces reserved for the use of a voter who is unable to enter the polling place without personal assistance or likelihood of injuring the voter's health; and (2) that each parking space must be clearly marked with a sign indicating that the space is reserved for use by a voter who is unable to enter the polling place and displaying, in large font, a telephone number that a voter may call to request assistance from an election official at the polling place.

H.B. 25 (Swanson) – Early Voting Ballot Application: would prohibit an officer or employee of the state or a political subdivision from distributing an official application form for an early voting ballot to a person, except for reasons already defined in current law.

H.B. 32 (Fierro) – Voting Outside Polling Place: would, on the voter's request, require an election officer to deliver a ballot to the voter at the polling place entrance or curb if a voter is: (1) physically unable to enter the polling place without personal assistance or likelihood of injuring the voter's health (Note: (1) is current law); or (2) a parent or legal guardian accompanied by the parent's or legal guardian's child (Note: this is new law added by the bill).

H.B. 46 (Fierro) – Vote by Mail Application: would: (1) provide that the officially prescribed application form for an early voting ballot must include, among other things, a space for entering an applicant's email address; (2) require the early voting clerk, before rejecting an application for a ballot to be voted by mail, to make a reasonable effort to contact the applicant by e-mail, at any e-mail address provided on the application, to ask questions about the application; (3) provide that if the early voting clerk does not receive a response before the fourth day after the date the clerk tries to contact an applicant as described in (2), the clerk may reject the application; (4) authorize an applicant for an application for a ballot to be voted by mail to make clerical corrections to the application by email; (5) require the early voting clerk to attach to and maintain with the original application submissions and corrections provided by email; and (6) prohibit an applicant from changing the address or county of residence submitted on the original application to a different address or county of residence by email.

H.B. 61 (Swanson) – Early Voting by Mail: would, among other things: (1) require that an application for an early voting ballot to be voted by mail be signed by the applicant using ink on paper; and (2) provide that an electronic signature or photocopied signature is not permitted.

H.B. 76 (Meza) – Early Voting by Mail: would, among many other things, authorize early voting by mail for any qualified voter and provide for implementing procedures. (Companion bill is **S.B. 95 by Menéndez.**)

H.B. 110 (Reynolds) – Voter Identification: would, among other things, eliminate the photo identification requirement and expand the types of documentation that are considered acceptable forms of identification for purposes of voting.

H.B. 123 (Meza) – Countywide Polling Place: would authorize the secretary of state to select any county, not just certain pilot program counties, to participate in the countywide polling place program.

H.B. 142 (Meza) – Voter Registration: would, among other things: (1) require the voter registrar to appoint at least one election officer serving each polling place as a regular deputy registrar; and (2) provide that a person may register to vote at the polling place located in the precinct of the person's residence if the person submits a voter registration application and presents adequate proof of identification on the day the person offers to vote.

H.B. 160 (Zwiener) – Voter Identification: would provide that an identification card issued by a public institution of higher education in the state that contains the person's photograph, full legal name, and a date of expiration that has not expired or that expired no earlier than four years before the date of presentation, is an acceptable form of identification for voting.

H.J.R. 18 (Canales) – Resign to Run: would amend the Texas Constitution to allow judges of the county courts at law, county criminal courts, county probate courts, and county domestic relations courts to become candidates for another office without automatically resigning from the office already held.

Emergency Management

H.B. 26 (Swanson) – Weapons: would eliminate the governor's authority to: (1) limit the sale, dispensing, or transportation of firearms during a state of disaster; and (2) issue directives on the control of the sale, transportation, and use of weapons during a state of emergency.

H.B. 173 (Springer) – Emergency Powers Board: would: (1) establish the Emergency Powers Board to provide oversight during a declared state of disaster, including a declared public health disaster; (2) provide that the Board is made up of the governor, lieutenant governor, the speaker of the house, the chair of the Senate State Affairs Committee; and the chair of the House State Affairs Committee; (3) provide that after the eighth day after the date the governor issues an executive order, proclamation, or regulation related to a declared state of disaster or public health disaster, the Board, by a majority vote, may set an expiration date for the order, proclamation, or regulation; (4) the board may meet by telephone conference, videoconference, or other similar telecommunication method provided that the requirements of the Open Meetings Act are met; and (5) if an executive order, proclamation, or regulation issued by the governor has an expiration date set by the governor and not modified by the Board that is on or after the 22nd day after the date the order, proclamation, or regulation is issued, the governor shall convene a special legislative session to determine whether any legislation is necessary to implement, modify, or repeal the order, proclamation, or regulation.

H.J.R. 15 (Springer) – Emergency Special Session: would provide that: (1) the governor shall convene a special session of the legislature: (a) if a state of disaster or emergency declared by the governor continues for more than 21 days; or (b) on receipt of a petition from any member of the legislature requesting legislative review of a declared state of disaster or emergency if the petition is signed by at least two-thirds of the members of the house of representatives and at least two-thirds of the members of the senate; (2) in such convened special session, the Legislature may: (a) review an order, proclamation, or other instrument issued by the governor during the 90 days before the special session begins declaring a state of disaster or emergency or in response to an emergency declared by any federal, state, or local official or entity; (b) terminate or modify an order, proclamation, or other instrument described in (2)(a), above, by passage of a resolution approved by a majority voted of the members of the members present in each house of the legislature; (c) respond to the state of disaster or emergency, including by passing laws and resolutions related to the state of disaster or emergency; and (d) consider any other subjects stated in the governor’s proclamation convening the legislature.

Municipal Courts

H.B. 80 (J. Johnson) – Municipal Court: would provide, when fines and costs are being imposed on a defendant under the conservatorship of the Department of Family and Protective Services or in extended foster care, that a municipal judge: (1) may not require a defendant to pay any amount of fines and costs; and (2) shall require the defendant to perform community services to discharge fines and costs if the fines and costs are not waived.

H.B. 210 (Meza) – Family Violence Cases: would: (1) require a court, in regard to a person convicted of certain family violence offenses or subject to a family violence protective order, to provide written notice to the person that he/she is prohibited from acquiring, possessing, or controlling a firearm, and order the person to surrender all firearms; and (2) provide various ways a person in (1) may surrender a firearm, including surrender to a law enforcement agency.

Open Government

No open government bills were summarized this week.

Other Finance and Administration

H.B. 29 (Swanson) – Temporary Weapon Storage: would authorize several methods to temporarily store firearms and certain other weapons for a person who enters a building used by a political subdivision in which carrying the weapon is prohibited by law or the political subdivision.

H.B. 35 (Swanson) – Local Debt: would, among other things: (1) provide that an election held by a political subdivision to authorize the issuance of bonds or a tax increase has no effect regarding the issuance of the bonds or the tax increase unless more than 25 percent of the registered voters of the political subdivision vote in the election; (2) require an election for the issuance of bonds or a tax increase by a political subdivision to be held on the November uniform election date, except for an automatic election to approve a tax rate; (3) provide that in an election held by a political subdivision for which the ballot includes a proposition seeking voter approval of the issuance of

bonds or a tax increase, a temporary branch polling place must: (a) remain at the same location for the entire period during which early voting by personal appearance is conducted in the district; and (b) allow for early voting by personal appearance to be conducted during the same days and hours as voting is conducted at the main early voting polling place; (4) require an election authorizing the issuance of bonds or a tax increase by a political subdivision to be held as a joint election, and provide that a single ballot containing all the offices or propositions stating measures to be voted on at a particular polling place must be used in a joint election; (5) **require a political subdivision to hold an election prior to issuing all bonds, including revenue bonds**; and (6) provide that refunding bonds and bonds issued in an amount less than \$2,000 to repair a building or structure that may be built using the proceeds of bonds are subject to the election and notice requirements applicable to other bond issuances.

H.B. 36 (J. Johnson) – Abolish Confederate Heroes Day: would abolish Confederate Heroes Day as a state holiday. (Companion bill is **H.B. 219** by **Thierry**.)

H.B. 66 (Fierro) – Election Day Holiday: would designate every day on which a statewide election, including a primary election, is held as a state holiday.

H.B. 67 (Toth) – Restrictive Covenants: would prevent a property owners' association from enforcing a restrictive covenant prohibiting a property owner from installing a swimming pool enclosure that conforms to applicable state or local requirements.

H.B. 83 (Toth) – Firework Sales: would extend the ending date when a retail fireworks permit holder may sell fireworks to the public for the 4th of July holiday from midnight on July 4 to midnight on July 5.

H.B. 112 (Toth) – Firearm Regulation: would: (1) prohibit a city from adopting a rule, order, ordinance, or policy under which the city enforces certain federal provisions enacted after January 1, 2021, that regulate a firearm, a firearm accessory, or firearm ammunition; and (2) provide that a violation of the prohibition in (1) may be enforced: (a) by denying state grant funds to the city; (b) through court action by the attorney general; and (c) by imposing criminal penalties against officials, employees, and persons acting under control of the city.

H.B. 167 (Ortega) – Common Nuisance: would authorize a court to issue a temporary restraining order in a suit to abate certain common nuisances.

H.B. 188 (Bernal) – Discrimination: would, among other things: (1) prohibit a person, other than certain religious organization, from denying an individual full and equal accommodation in any place of public accommodation or otherwise discriminating against or segregating the person because of or based on the individual's sexual orientation or gender identity or expression; (2) allow a person described in (1), above, who is aggrieved to file a civil cause of action in district court to recover actual and punitive damages, attorney's fees, and injunctive relief, provided that such action is brought not later than the second anniversary of the occurrence or termination of the alleged discriminatory practice; (3) prohibit discrimination in employment on the basis of an individual's sexual orientation or gender identity or expression; and (4) prohibit a person from

refusing to sell or rent a dwelling to an individual because of such individual's sexual orientation or gender identity or expression.

H.J.R. 12 (Meza) – Constitutional Amendments: would amend the Texas Constitution to provide that an election on a proposed amendment to the Texas Constitution must be held in November of even-numbered years.

S.B. 61 (Zaffirini) – Unfunded Mandates: would establish an unfunded mandate interagency workgroup and require the group to, among other things, publish an advisory list of mandates for which the legislature has not provided reimbursement following each regular or special session of the legislature.

S.B. 65 (Miles) – Official Oppression: would make the offense of official oppression a second degree felony if the public servant, at the time of the offense, is a licensed peace officer and: (1) causes bodily injury to another or threatens another with imminent bodily injury; and (2) while engaging in the conduct described in (1), causes serious bodily injury to another, or uses or exhibits a deadly weapon.

S.B. 73 (Miles) – Local Health Departments: would provide that the executive commissioner of Health and Human Services Commission shall establish a separate provider type for local health departments, including health service regional offices acting in the capacity of local health departments, for purposes of enrollment as a provider for and reimbursement under the medical assistance program.

Personnel

H.B. 21 (Neave) – Sexual Harassment: would expand the deadline by which an employee must file a complaint alleging sexual harassment with the Texas Workforce Commission from not later than the 180th day of the date the unlawful employment practice occurred to not later than the 300th day after the date the alleged sexual harassment occurred.

H.B. 34 (Canales) – Disease Presumption: would, among other things, add a diagnosis of SARS-CoV-2 or COVID-19 by a test approved by the CDC to the workers' compensation disease presumption statute.

H.B. 48 (Zwiener) – Sexual Harassment: would provide that an employer, including a city or a person who acts directly in the interests of an employer in relation to an employee, commits an unlawful employment practice if sexual harassment of an employee occurs and the employer or the employer's agents or supervisors: (1) know or should have known that the conduct constituting sexual harassment was occurring; and (2) fail to take immediate and appropriate corrective action. (Companion bill is **S.B. 45** by **Zaffirini**.)

H.B. 60 (Reynolds) – Minimum Wage: would increase the minimum wage to not less than the greater of \$15 an hour or the federal minimum wage (currently at \$7.25).

H.B. 87 (Reynolds) – Paid Sick Leave: would: (1) require certain employers to provide annual paid sick leave to each employee, accruing on the date the employee is hired at a rate of one hour paid sick leave for each 30 hours worked by the employee; and (2) provide that an employee may use such leave for specific reasons, including to attend: (a) to the employee’s or the employee’s family member’s health condition; (b) to family violence related matters; and (c) a meeting at a child family member’s school.

H.B. 145 (Rodriguez) – Unemployment Benefits: would, among other things, eliminate the requirement that an individual have been totally or partially unemployed for a waiting period of at least seven consecutive days before being eligible for unemployment benefits.

S.B. 32 (Zaffirini) – Student Loan Repayment: would direct the Texas Higher Education Coordinating Board to establish a student loan repayment assistance program for certain eligible frontline workers (including peace officers, fire fighters, and emergency medical technicians) for exceptional service to the State of Texas during the pandemic.

S.B. 45 (Zaffirini) – Sexual Harassment: would provide that an employer, including a city or a person who acts directly in the interests of an employer in relation to an employee, commits an unlawful employment practice if sexual harassment of an employee occurs and the employer or the employer’s agents or supervisors: (1) know or should have known that the conduct constituting sexual harassment was occurring; and (2) fail to take immediate and appropriate corrective action. (Companion bill is **H.B. 48** by **Zwiener**.)

Purchasing

S.B. 58 (Zaffirini) – Cloud Computing Services: would add cloud computing services to the definition of the term “personal property” for purposes of the Public Property Finance Act.

S.B. 59 (Zaffirini) – Comptroller Purchasing Program: would authorize the comptroller to advertise its state purchasing program for local governments in any available media or otherwise promote the purchasing program.

Transportation

H.B. 114 (Toth) – High-Speed Rail: would restrict certain state agency actions in relation to high-speed rail projects.

Utilities and Environment

H.B. 37 (Zwiener) – Oil and Gas Pipeline Routing: would, among other things: (1) provide that, with certain exceptions, a person may not begin construction of a pipeline before the person obtains a permit from the Public Utility Commission (PUC) that authorizes the route of the pipeline; (2) provide that the PUC may only approve an application and grant a permit if the PUC determines that the route of the pipeline moderates negative effects on the affected community and landowners after the consideration of: (a) community values; (b) recreational and park areas; (c) historical and aesthetic values; (d) environmental integrity; (e) public safety; and (f) economic development; (3)

require the PUC to grant or deny a permit not later than the first anniversary of the date the application for the permit is filed; (4) provide that the PUC and the attorney general may enforce the routing permit requirements through judicial review and by imposing administrative penalties; and (5) authorize a procedure for a person to complain to the PUC of a claimed violation of the pipeline routing process.

H.B. 50 (J. Johnson) – Concrete Plants: would limit the state law under which the Texas Commission on Environmental Quality may issue an air quality permit for a concrete plant located in an area of a city not subject to zoning regulations, and require that such a plant comply with certain notice and hearing requirements.

H.B. 56 (J. Johnson) – Concrete Plants: would extend the distance within which a concrete plant or crushing facility must be from a single- or multi-family residence, school, or place of worship from 440 yards to 880 yards.

H.B. 65 (J. Johnson) – Concrete Plants: would require that an applicant for a standard permit for certain concrete plants mail notice of the application to each household within 880 yards of the proposed plant.

H.B. 176 (Zwiener) – Plastic Bag Regulation: would delete the provision in the Texas Health and Safety Code that the Texas Supreme Court held preempts city plastic bag regulations.

Coronavirus (COVID-19) Updates

The Texas Municipal League is open for business. The building is closed to all but essential personnel and most staff is working remotely, but the League remains open for business and is fully ready to serve. Cities are encouraged to call or email for legal assistance, help with ordinances, or for general advice or assistance. Let us know how we can assist you and your city.

Call TML staff at 512-231-7400, or email the legal department for legal assistance at legalinfo@tml.org; Rachael Pitts for membership support at RPitts@tml.org; and the training team for questions about conferences and workshops at training@tml.org.

The League has prepared a coronavirus clearinghouse [web page](#) to keep cities updated. In addition, everyone who receives the *Legislative Update* should receive an email update each Tuesday and Thursday with information on new developments. The email updates will be our primary means of communication during the pandemic. Those emails are being archived [chronologically](#) as well as by [subject matter](#).

TML member cities may use the material herein for any purpose. No other person or entity may reproduce, duplicate, or distribute any part of this document without the written authorization of the Texas Municipal League.

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 9/17/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Ordinance No. T2020-33: First reading of an ordinance amending the Code of Ordinances of the City of Friendswood, Texas, Appendix C – "Zoning," by amending the zoning classification for a tract or parcel located at 801 West Parkwood Avenue containing 6.3951 acres of land being the remainder of a 19 acre tract of land being the Northwest ½ of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County map records and being all of a 2.009 acre homestead tract of land described in Galveston County Clerk's File No. 8204830 in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas; amending the zone classification from Single-Family Residential (SFR) to Community Shopping Center (CSC; 4.3025 acres) and Office Park District (OPD; 2.0926 acres); providing for amendment of the Official Zoning Map; providing a penalty in an amount not to exceed \$2,000 for each day of violation of any provision hereof; and providing for severability. (Tabled 09/14/20)

Originating Department: Community Development

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

This item was tabled on September 14, 2020.

The property owner is requesting to change the zoning on this tract from Single Family Residential (SFR) to Community Shopping Center (CSC) and Office Park District (OPD) for future commercial development.

This property fronts FM 528 and is located between another commercial development and Chigger Creek.

The rear of the tract would be zoned OPD to allow for less intense uses that are closer to the residential properties that are adjacent to the subject property. Additionally, it is the intent of the developer to place the detention pond at the back of the property to also serve as a buffer.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

The Vision 2020 plan determined that a balance of 80 percent residential zoning would need to be supported by 20 percent commercial zoning. That plan also identified the need for more retail and office zoning, rather than industrial zoning.

The FM 528 Strategy Final Report states, "The FM 528 Corridor provides more opportunities for future

commercial development, particularly for retail businesses, than any other place in the City. Retail businesses' preferred location is usually influenced by high traffic areas, corner sites, pedestrian foot traffic, neighboring retailers nearby, and community demographics."

RECOMMENDATIONS

The Planning and Zoning Commission voted 4 to 1 (Commissioner Clark opposed; Commissioners Hinckley and Perry were absent) to approve the zone change request referenced above.

ATTACHMENTS

1. Ord 2020-33 801 W Parkwood Ave Zone Change
2. Ord 2020-33 Exhibit A
3. Aerial Map

ORDINANCE NO. T2020-33

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FRIENDSWOOD, TEXAS, APPENDIX C – “ZONING,” BY AMENDING THE ZONING CLASSIFICATION FOR A TRACT OR PARCEL LOCATED AT 801 WEST PARKWOOD AVENUE CONTAINING 6.3951 ACRES OF LAND BEING THE REMAINDER OF A 19 ACRE TRACT OF LAND BEING THE NORTHWEST ½ OF LOTS 2 & 3, WHITNEY SUBDIVISION, ACCORDING TO THE MAP OR PLAT RECORDED IN PLAT REC. 5, MAP NO. 6 OF THE GALVESTON COUNTY MAP RECORDS AND BEING ALL OF A 2.009 ACRE HOMESTEAD TRACT OF LAND DESCRIBED IN GALVESTON COUNTY CLERK’S FILE NO. 8204830 IN THE SARAH MCKISSICK LEAGUE, ABSTRACT NO. 151, CITY OF FRIENDSWOOD, GALVESTON COUNTY, TEXAS; AMENDING THE ZONE CLASSIFICATION FROM SINGLE-FAMILY RESIDENTIAL (SFR) TO COMMUNITY SHOPPING CENTER (CSC; 4.3025 ACRES) AND OFFICE PARK DISTRICT (OPD; 2.0926 ACRES); PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY.

* * * * *

WHEREAS, Manison Family Living Trust represented by Ruth Ann Manison, is the Owner of the tract located at 801 West Parkwood Avenue, also known as a 6.3951 acre tract of land being the remainder of a 19 acre tract of land being the Northwest ½ of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County Map Records and being all of a 2.009 acre Homestead tract of land described in Galveston County Clerk’s File No. 8204830 in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas, as also depicted in Exhibit “A” incorporated herein by reference, (the “Property”); and

WHEREAS, the Owner previously made application to the City to change the zoning

classification of the Property from Single-Family Residential (SFR) to Community Shopping Center (CSC; 4.3025 acres) and Office Park District (OPD; 2.0926 acres); and

WHEREAS, the Planning and Zoning Commission and the City Council have conducted, in the time and manner required by law and the City Code of Ordinances, public hearings on such request, allowing all persons attending to be heard on the question of whether the changes of the uses being requested would affect the public health, safety, or general welfare of the citizens of Friendswood; and

WHEREAS, the Planning and Zoning Commission has filed its written report with City Council, which recommends approval of the application, subject to any certain conditions made the subject of said recommendation; and

WHEREAS, the City Council deems it appropriate to grant such request, subject to applicable regulations, restrictions, exceptions and conditions; and

WHEREAS, City Council has determined that all public notices have been posted and published, all required hearings on this matter have been held, and that this Ordinance complies with the applicable provisions of the City Charter, City Code and all other applicable laws;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, STATE OF TEXAS:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct and incorporated by reference, including the representations of Applicant, (as referenced in its Zone Change Application), the final report from the Planning & Zoning Commission, and the minutes of City Council, which City Council is specifically relying upon in adopting this Ordinance, as provided hereafter.

Section 2. The Friendswood City Code, Appendix C, “Zoning,” Section 3, “Provision

for Official Zoning Map,” is hereby amended, rezoning the Property identified in the attached Exhibit “A”, from Single-Family Residential (SFR) to Community Shopping Center (CSC; 4.3025 acres) and Office Park District (OPD; 2.0926 acres), but otherwise consistent and subject to the current Zoning Code, and related conditions contained therein.

Section 3. The Zoning District Map of the City of Friendswood shall be revised and amended to show the designation of the Property, as described and as provided in Section 2 above, with the appropriate reference thereon to the number and effective date of this Ordinance, and a brief description of the nature of the change.

Section 4. This Ordinance shall in no manner amend, change, supplement or revise any provision of any ordinance of the City of Friendswood, save and except the change in zoning classification of said Property as conditioned and described above.

Section 5. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Friendswood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 6. Any person who shall willfully, intentionally, or with criminal negligence violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

PASSED AND APPROVED on first reading this 7th day of December, 2020.

PASSED, APPROVED, and ADOPTED on second and final reading this 11th day of January, 2021.

Mike Foreman
Mayor

ATTEST:

Melinda Welsh, TRMC
City Secretary

Exhibit "A"

1. Application
2. Deed
3. Metes & Bounds Description
4. Rezoning Exhibit
5. Aerial Map
6. Location Map
7. Zoning Map



City of Friendswood – Community Development

910 S. Friendswood Drive

Friendswood, TX 77546

Phone: 281-996-3201 Fax: 281-996-3260

www.ci.friendswood.tx.us

Zone Change Application

CURRENT ZONE OF PROPERTY: Single Family Residential

TYPE OF ZONE CHANGE (check one):

☒ Land Use Change to Zone: CSC & OPD

☐ Specific Use Permit Option 1

☐ Planned Unit Development Option 1

☐ Specific Use Permit Option 2

☐ Planned Unit Development Option 2

SUP for Use(s) #: _____

PROPERTY IDENTIFICATION:

Address: 801 W. Parkwood Ave

Platted Land – Plat Name: _____ Lot: _____ Block: _____

Unplatted Land – Attach a certified metes and bounds description

OWNER NAME: Manison Family Living Trust Phone: 713-882-4655

Owner's Mailing Address: 105 Hunters Lane, Ste 108A

City: Friendswood State: TX Zip: 77546 Fax: _____

Owner's Email Address: ruthann@prince-properties.com

AGENT'S NAME : Kelly Best Phone: 713-510-9411

Agent's Mailing Address: 11700 Katy Freeway, Suite 800

City: Houston State: TX Zip: 77079 Fax: _____

Agent's Email Address: kelly.best@kimley-horn.com

In authorizing an agent to represent the owner, the owner attests that his/her agent may make verbal or written representations and/or declarations on the owner's behalf and the owner understands and acknowledges that the City of Friendswood shall rely upon the agent's representations in matters pertaining to the above described property. The designation of an agent in this matter in no way absolves the owner of any of the owner's responsibilities outlined by the City of Friendswood. The owner must be the legal owner of record of the property at the time of submittal of the application.

The undersigned hereby request approval by the City Council on the above identified zone change.

Owner's Signature: *Ruth Ann Manison, Successor Trustee* Date: 07/09/2020

Agent's Signature: *Kelly Best* Date: 07/19/2020

Received By: <u><i>Becky Bunnitt</i></u>	Application Number: <u>2020-0029</u>
Date of Public Hearing: <u>8-13 + 9-7</u>	Received Date: <u>7-10-2020</u>
Property Owner Notices: <u>7-31</u>	Newspaper Notice: <u>7-20</u>
	Sign on Property: <u>7-31</u>

Submittal Requirements for Zone Change Applications

ALL APPLICATIONS - PUD and SUP Options 1 and 2, Land Use Changes

☐ Application Fee of \$300 (PUD \$500)

(Changes in/to Downtown District may be eligible for fee waiver)

☐ Current Deed of Record

☐ Most recent plat OR Certified Metes and Bounds Description (including name, address and telephone number of surveyor)

PUD Option 1

This option allows all plans, including the site plan, to be approved as a part of the zone change request and is a one-time submittal. See Zoning Ordinance Section 7.J. for more specific plan requirements.

5 – 24" x 36" sets of collated plans including a cover sheet, overall site plan, landscape plan, building elevations, and photometric plan

2 – 24" x 36" sets of collated plans including Engineered drainage, utility, grading and storm water plans (per the City of Friendswood Design Criteria Manual)

2 – 24" x 36" sets architectural plans including mechanical, electrical and plumbing plans

PUD Option 2

This option will require the applicant to apply for site plan approval from the Planning and Zoning Commission at a later date if the zone change to PUD is approved. At the time of site plan approval all information contained in the conceptual plan shall be certified by an engineer and/or surveyor.

5 – 24" x 36" sets of collated plans including a cover sheet or letter describing the project, an overall site plan and building elevations

See Zoning Ordinance Section 7.J. for more specific plan requirements.

Specific Use Permit Option 1

This option allows all plans, including the site plan, to be approved as a part of the SUP request and is a one-time submittal. See Zoning Ordinance Section 9.G.3. for more specific plan requirements.

5 – 24" x 36" sets of collated plans including a cover page, site plan, landscape plan, photometric plan, building elevations, tree survey and mitigation plan

2 – 24" x 36" sets of collated plans including Engineered drainage, utility, grading and storm water plans (per the City of Friendswood Design Criteria Manual)

2 – 24" x 36" sets architectural plans including mechanical, electrical and plumbing plans

Specific Use Permit Option 2

This option allows utility and drainage plans be submitted with the building permit application at a later date if the SUP is approved.

5 – 24" x 36" sets of collated plans including a cover sheet, site plan, landscape plan, photometric plan, building elevations, tree survey and mitigation plan

See Zoning Ordinance Section 9.G.3. for more specific plan requirements.

THE STATE OF TEXAS
COUNTY OF HARRIS

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Rex Clawson, Trustee, of Harris County, Texas, hereinafter called Grantor, for and in consideration of Ten Dollars (\$10.00) and other good and valuable considerations to Grantor paid by Thomas A. Manison, hereinafter called Grantee, have granted, sold and conveyed, and by these presents do grant, sell and convey unto the said Grantee, of Galveston County, Texas, all that certain tract or parcel of land situated in Galveston County, Texas, described as follows:

Part of the Northwest 1/2 of Lots 2 and 3 of the Whitney Subdivision, a subdivision of a portion of the Sarah McKissick or J. R. Williams League, in Galveston County, Texas, and being more particularly described by metes and bounds as follows: BEGINNING at a point in the Southwest line of said Lot 3, which point is North 45 deg. West, a distance of 625.05 feet from the South corner of said Lot 3; THENCE from said beginning point North 45 deg. West, along the Southwest line of said Lot 3, a distance of 625.05 feet to a point in the Southeast right of way line of Farm Road 528; THENCE North 45 deg. East, along the Southeast right of way line of said FM 528, a distance of 1327 feet to a point for corner in the Northeast line of said Lot 2; THENCE South 45 deg. East, along the Northeast line of said Lot 2, a distance of 625.05 feet to a point for corner; THENCE South 45 deg. West and parallel to the Southeast line of said Lots 2 and 3, a distance of 1327 feet to the place of beginning; said land being the same land conveyed to Rex Clawson, Trustee, by deed dated the 12th day of April, 1971;

and all of which said land was purchased by the undersigned as Trustee solely for the use and benefit of the said Thomas A. Manison, Grantor herein; to have and to hold the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said Grantee, his heirs and assigns forever; and I do hereby in my capacity as Trustee, and not individually, agree to warrant and forever defend all and singular, the said premises unto the said Grantee, his heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this 12th day of May, 1971.

Rex Clawson
REX CLAWSON, Trustee

THE STATE OF TEXAS
COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Rex Clawson, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 12th day of May, 1971.

How A. Shelton (How A. N. Shelton)
Notary Public in and for
Harris County, Texas

2

WAL 14623-09-00073

AFFIDAVIT OF HEIRSHIP

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS.

COUNTY OF GALVESTON

§

BEFORE ME, the undersigned authority, on this day personally appeared Brad Wolfe ("Affiant") who, being first duly sworn upon his oath states:

1 "My name is Brad Wolfe, and I live at 404 Stonewall, League City, Texas 77573 I am personally familiar with the family and marital history of Thomas Arthur Manison ("Decedent"), and I have personal knowledge of the facts stated in this affidavit.

2. I knew Decedent from May, 1970 until September, 2000. Decedent died on September 3, 2000. Decedent's place of death was at his residence. At the time of Decedent's death, Decedent's residence was 401 W. Parkwood Drive n/k/a 801 W Parkwood Drive, Friendswood, Galveston County, Texas

3 Decedent's marital history was as follows: Decedent married one time Decedent married Marjorie J Robinson Manison on November 26, 1961 and remained married to her until Decedent's death on September 3, 2000

4. Decedent and Marjorie J Robinson Manison had the following three children. Ruth Ann Manison Prince, Karen Sue Manison Daly and Thomas Arthur Manison, Jr (deceased).

5 Decedent did not have or adopt any other children and did not take any other children into Decedent's home or raise any other children

6 The following persons have knowledge regarding the Decedent, the identity of Decedent's children, if any, parents, or siblings, if any

7 The Decedent died without leaving a written will.

8 There has been no administration of Decedent's estate.

9. The Decedent left no debts that are unpaid.

10. There are no unpaid estate or inheritance taxes due

11 Decedent owned an interest in the following real property

Lot 10, Block 1, Replat of Annalea, Section One, a subdivision in Galveston County, Texas, according to the map recorded in Volume 1616, Page 21, Map/Plat Records, Galveston County, Texas

12 The following were the heirs of Decedent Marjorie Robinson Manison



2 PGS

200901779

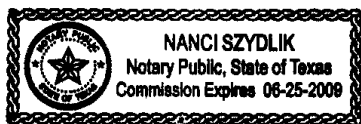
13 Affiant makes this Affidavit with full knowledge that it will be relied upon by others as to the truth of the matters stated herein "

Executed this 18th day of March, 2009

Brad Wolfe
Brad Wolfe

STATE OF TEXAS §
COUNTY OF Galveston §

SUBSCRIBED AND SWORN TO BEFORE ME by Brad Wolfe, on March 18, 2009, to certify which witness my hand and seal of office.



Nanci Szydluk
NOTARY PUBLIC, STATE OF TEXAS
Nanci Szydluk
PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES

06-25-2009

Return To:
North American Title Company
230 Westway Place, Suite 111
Arlington, TX 76018

FILED AND RECORDED



OFFICIAL PUBLIC RECORDS

Mary Ann Daigle

2009017779

April 03, 2009 10 17 56 AM

FEE \$20 00

Mary Ann Daigle, County Clerk
Galveston County, TEXAS

AFFIDAVIT OF HEIRSHIP – Page 2
Dallas_1\5346227\1
27011-26 3/16/2009

2
HALL 14623-09-00073

AFFIDAVIT OF HEIRSHIP



2 PGS

2009017780

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF GALVESTON

§

§

BEFORE ME, the undersigned authority, on this day personally appeared Leonor Olivares ("Affiant") who, being first duly sworn upon her oath states

1. "My name is Leonor Olivares, and I live at 206 Rachael Lane, Friendswood, Texas. I am personally familiar with the family and marital history of Thomas Arthur Manison ("Decedent"), and I have personal knowledge of the facts stated in this affidavit

2 I knew Decedent from May, 1972 until _____, _____
Decedent died on September 3, 2000. Decedent's place of death was at his residence. At the time of Decedent's death, Decedent's residence was 401 W Parkwood Drive n/k/a 801 W Parkwood Drive, Friendswood, Galveston County, Texas

3 Decedent's marital history was as follows. Decedent married one time. Decedent married Marjorie J. Robinson Manison on November 26, 1961 and remained married to her until Decedent's death on September 3, 2000

4 Decedent and Marjorie J. Robinson Manison had the following three children: Ruth Ann Manison Prince, Karen Sue Manison Daly and Thomas Arthur Manison, Jr (deceased)

5 Decedent did not have or adopt any other children and did not take any other children into Decedent's home or raise any other children.

6 The following persons have knowledge regarding the Decedent, the identity of Decedent's children, if any, parents, or siblings, if any _____

7 The Decedent died without leaving a written will

8 There has been no administration of Decedent's estate

9 The Decedent left no debts that are unpaid

10 There are no unpaid estate or inheritance taxes due

11 Decedent owned an interest in the following real property

Lot 10, Block 1, Replat of Annalea, Section One, a subdivision in Galveston County, Texas, according to the map recorded in Volume 1616, Page 21, Map/Plat Records, Galveston County, Texas

12 The following were the heirs of Decedent: Marjorie Robinson Manison.

13 Affiant makes this Affidavit with full knowledge that it will be relied upon by others as to the truth of the matters stated herein "

Executed this 24 day of March, 2009

Leonor P Olivares
Leonor Olivares

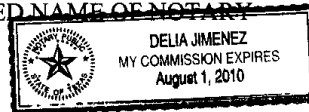
STATE OF TEXAS §
COUNTY OF Harris §

SUBSCRIBED AND SWORN TO BEFORE ME by Leonor Olivares, on 03 24 09, 2009, to certify which witness my hand and seal of office

Delia Jimenez
NOTARY PUBLIC, STATE OF TEXAS

MY COMMISSION EXPIRES

PRINTED NAME OF NOTARY



Return To:
North American Title Company
230 Westway Place, Suite 111
Arlington, TX 76018

FILED AND RECORDED



OFFICIAL PUBLIC RECORDS

Mary Ann Daigle

2009017780

April 03, 2009 10 17 56 AM

FEE \$20 00

Mary Ann Daigle, County Clerk
Galveston County, TEXAS

AFFIDAVIT OF HEIRSHIP – Page 2
Dallas_1\5346214\1
27011-26 3/16/2009

**6.3951 acres of land in the Sarah McKissick League, Abstract No. 151,
City of Friendswood, Galveston County, Texas**

A FIELD NOTE DESCRIPTION of a 6.3951 acre (278,570 square feet) tract of land in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas; said 6.3951 acre tract being the remainder of a 19 acre tract of land being the northwest 1/2 of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County Map Records, conveyed to Thomas A. Manison, as recorded in Volume 2183, Page 390 of the Galveston County Deed Records and being all of a 2.009 acre Homestead tract of land described in Galveston County Clerk's File No. 8204830; said tract being more particularly described by metes-and-bounds as follows with the bearings being based on Texas State Plane Coordinate System, South Central Zone (NAD83) per GPS Observations using National Geodetic Survey Continuously Operating Reference Stations:

COMMENCING FOR REFERENCE at a 5/8-inch iron rod found in the southeast right-of-way line of F.M. 528 (Parkwood Avenue) (width varies), as recorded in Galveston County Clerk's File No. 9128468 and in the northeast line of Replat of Fox Meadows Section One, according to the map or plat recorded in Plat Rec. 15, Map No. 12 of the Galveston County Map Records for the west corner of a 1.6875 acre tract of land conveyed to Clear Creek Drainage District of Galveston County, as recorded in Galveston County Clerk's File No. 9141431;

THENCE, North 41° 40' 25" East – 162.05 feet with the southeast right-of-way line of said F.M. 528 and with the northwest line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for the north corner of said 1.6875 acre tract and for the west corner and POINT OF BEGINNING of this tract; from which a 5/8-inch iron rod found bears South 77° 11' 09" West – 1.55 feet;

THENCE, North 41° 40' 25" East - 222.16 feet with the southeast right-of-way line of said F.M. 528 to a 5/8-inch iron rod with cap stamped "TEAM" set for the beginning of a non-tangent curve to the right;

THENCE, in a northeasterly direction with the southeast right-of-way line of said F.M. 528 and with said curve to the right having a radius of 22,843.31 feet, a central angle of 00° 44' 31", a length of 295.86 feet, and a chord bearing North 42° 01' 21" East - 295.86 feet to a 5/8-inch iron rod with cap stamped "TEAM" set for the west corner of Lot 1, Block 1, South Friendswood Plaza, according to the map or plat recorded in Plat Rec. 2005A, Map No. 107 of the Galveston County Map Records for the north corner of this tract; from which a 5/8-inch iron rod spinner bears South 66° 48' 15" West – 5.85 feet; also from which a 5/8-inch iron rod spinner found bears North 12° 45' 33" West – 3.32 feet;

THENCE, South 48° 16' 47" East - 49.10 feet with a southwest line of said Lot 1 to a 5/8-inch iron rod with cap found for angle point of said Lot 1 and for an angle point of this tract;

THENCE, South 69° 17' 24" East - 124.99 feet with a southwest line of said Lot 1 to a 5/8-inch iron rod with cap stamped "TEAM" set for an interior corner of said Lot 1 and for an east corner of this tract;

THENCE, South 41° 41' 10" West - 10.36 feet with a northwest line of said Lot 1 to a 5/8-inch iron rod found for a southwest corner of said Lot 1, for a north corner of said 2.009 acre tract and for an interior corner of this tract;

THENCE, South 83° 10' 45" East - 72.27 feet with a southwest line of said Lot 1 and with the northeast line of said 2.009 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for an angle point of said Lot 1, for an angle point of said 2.009 acre tract and for an angle point of this tract;

THENCE, South 47° 11' 12" East – 267.40 feet with the southwest line of said Lot 1, with a southwest line of Hunters Creek Estates Private, according to the map or plat recorded in Plat Rec. 2009A, Map No. 11 of the Galveston County Map Records and with the northeast line of said 2.009 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for the north corner of Lot 24, Block 2, of said Hunters Creek Estates Private, for the east corner of said 2.009 acre tract and for the east corner of this tract;

THENCE, South 41° 39' 13" West – 297.95 feet with the northwest line of Block 2 of said Hunters Creek Estates Private and with the southeast line of said 2.009 acre tract to a 5/8-inch iron rod found for an angle point of said Block 2, for the south corner of said 2.009 acre tract, and for an angle point of this tract;

THENCE, South 49° 21' 02" West – 282.29 feet with the northwest line of said Block 2 to a 5/8-inch iron rod found for the east corner of said 1.6875 acre tract and for the south corner of this tract;

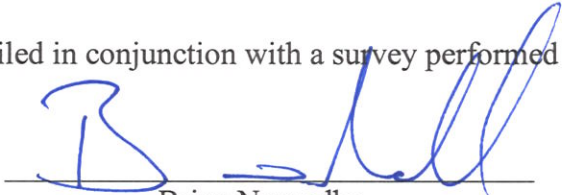
THENCE, in a northwesterly direction with the northeast line of said 1.6875 acre tract and with a curve to the right having a radius of 2,993.83 feet, a central angle of 06° 27' 50", a length of 337.75 feet, and a chord bearing North 53° 56' 16" West - 337.57 feet to a 5/8-inch iron rod with cap stamped "TEAM" set for an interior corner of said 1.6875 acre tract and for a west corner of this tract;

THENCE, North 39° 17' 39" East - 25.00 feet with a southeast line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for an east corner of said 1.6875 acre tract and for an interior corner of this tract;

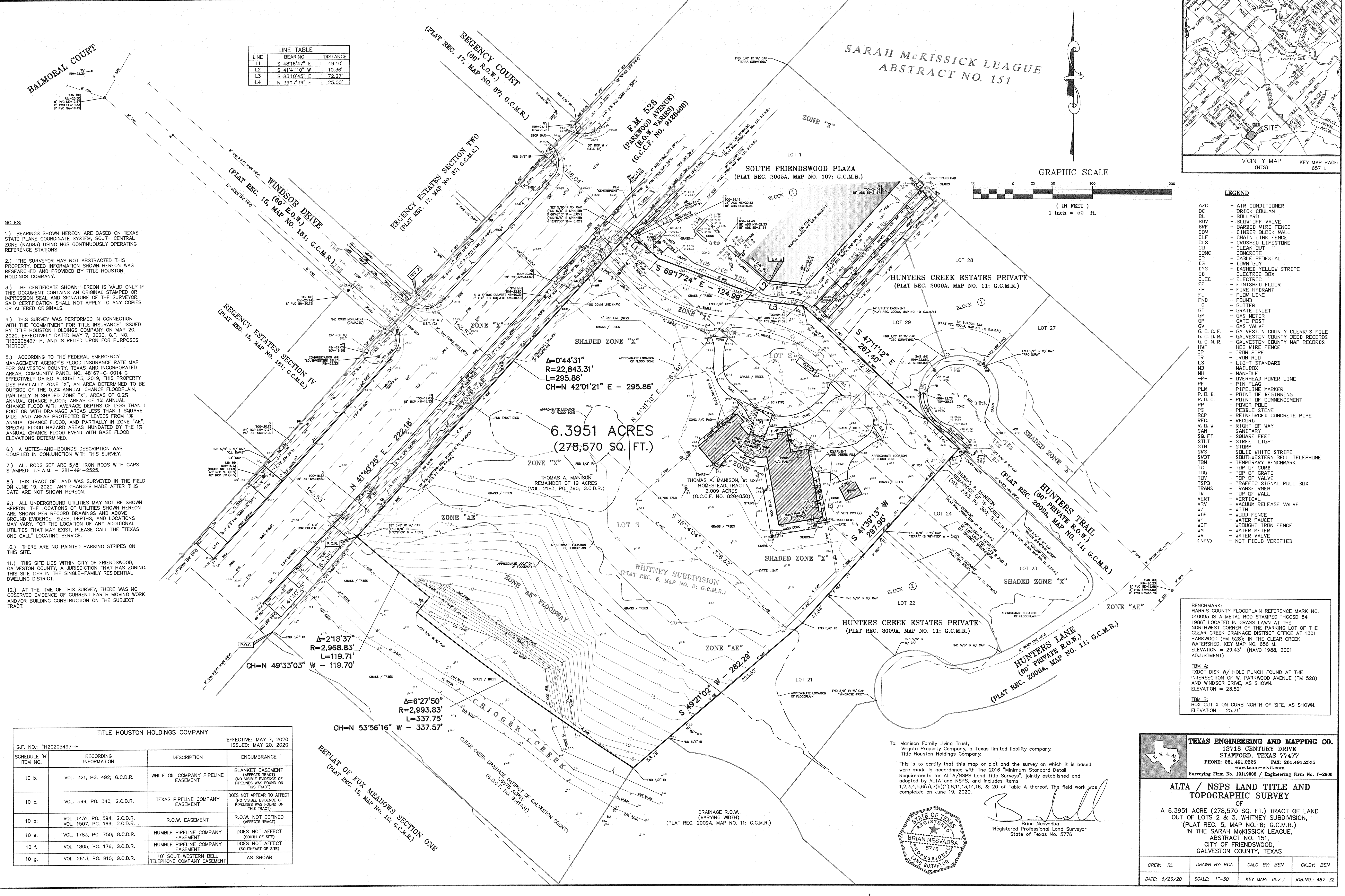
THENCE, in a northwesterly direction with a northeast line of said 1.6875 acre tract and with a curve to the right having a radius of 2,968.83 feet, a central angle of 02° 18' 37", a length of 119.71 feet, and a chord bearing North 49° 33' 03" West - 119.70 feet to the POINT OF BEGINNING and containing 6.3951 acres (278,570 square feet) of land.

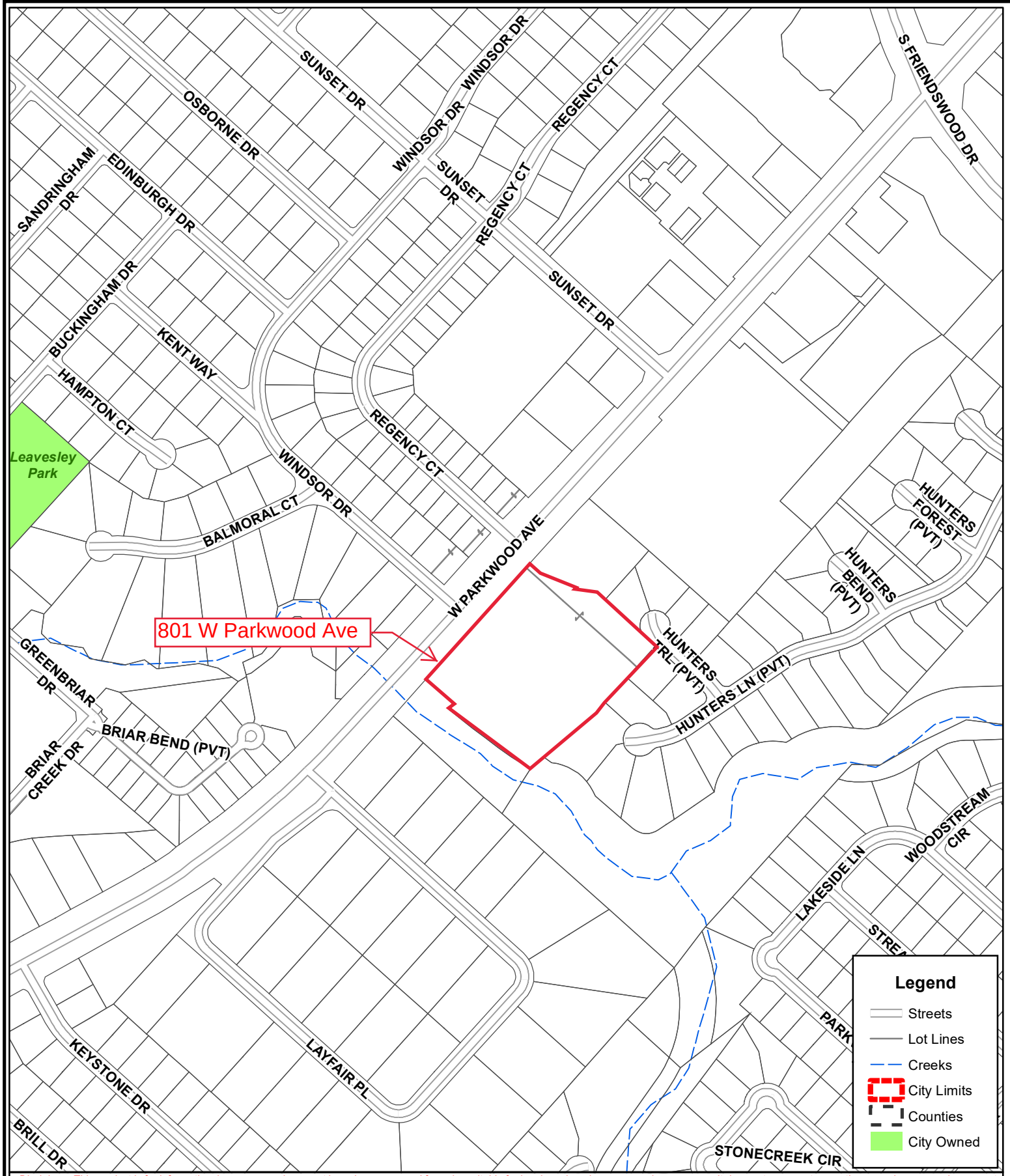
Note: This metes-and-bounds description was compiled in conjunction with a survey performed on even date.

COMPILED BY:
TEXAS ENGINEERING AND MAPPING CO.
Civil Engineers - Land Surveyors
Stafford, Texas
Firm Registration No. 10119000
Job No. 487-32
W:\487-32_TRACT.docx


Brian Nesvadba
Registered Professional Land Surveyor
State of Texas No. 5776







801 W Parkwood Ave

Legend

- Streets
- Lot Lines
- Creeks
- City Limits
- Counties
- City Owned

Disclaimer: This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. Gov. C. §2501.102. The user is encouraged to independently verify all information contained in this product. The City of Friendswood makes no representation or warranty as to the accuracy of this product or to its fitness for a particular purpose. The user: (1) accepts the product AS IS, WITH ALL FAULTS; (2) assumes all responsibility for the use thereof; and (3) releases the City of Friendswood from any damage, loss, or liability arising from such use.



City of Friendswood
 910 South Friendswood Drive
 Friendswood, Texas 77546
 (281) 996-3200
www.ci.friendswood.tx.us

Friendswood GIS Mapping





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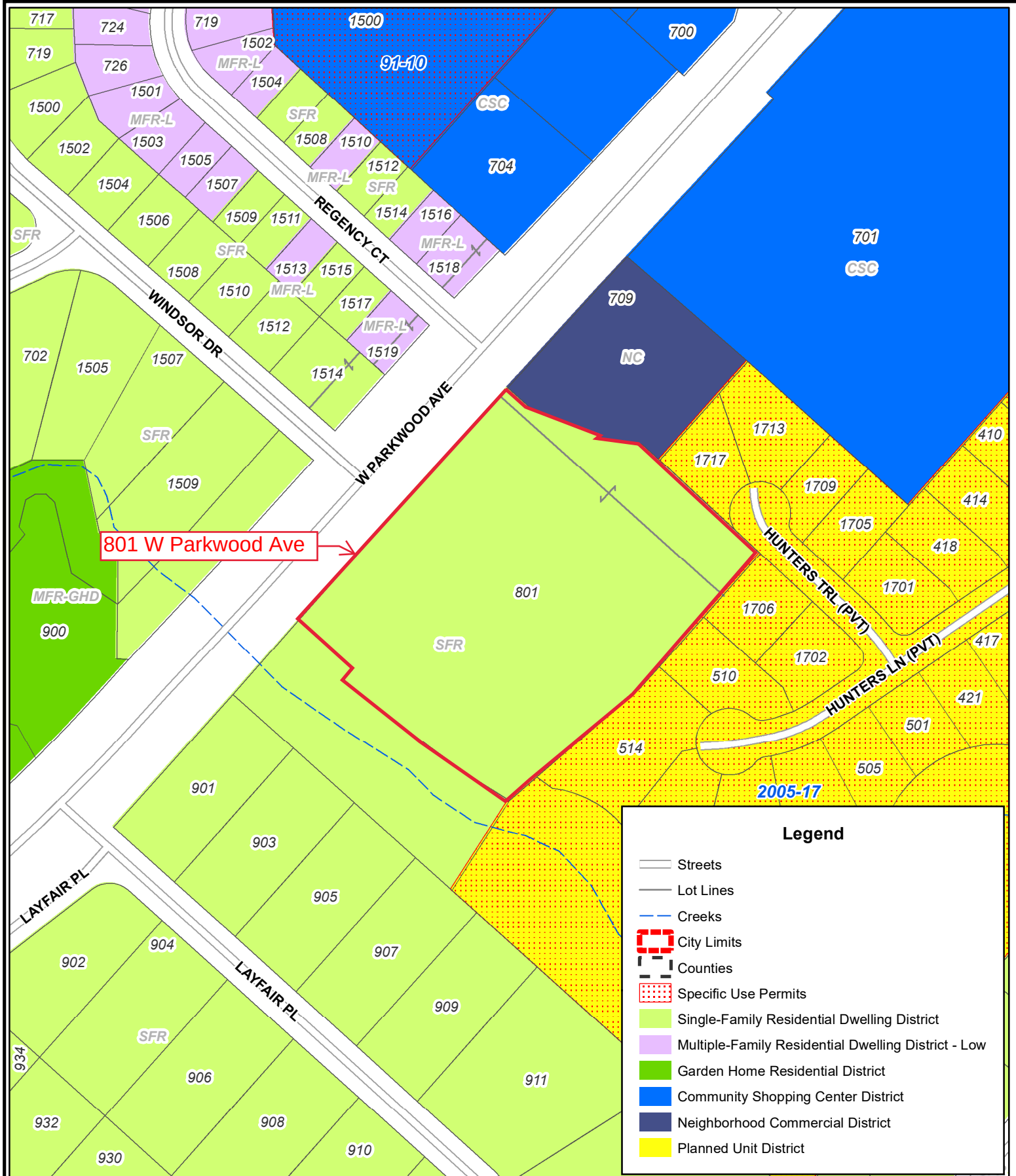


City of Friendswood
 910 South Friendswood Drive
 Friendswood, Texas 77546
 (281) 996-3200
www.ci.friendswood.tx.us

Friendswood GIS Mapping



1" = 207'
 Page 124 of 262



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Friendswood GIS Mapping

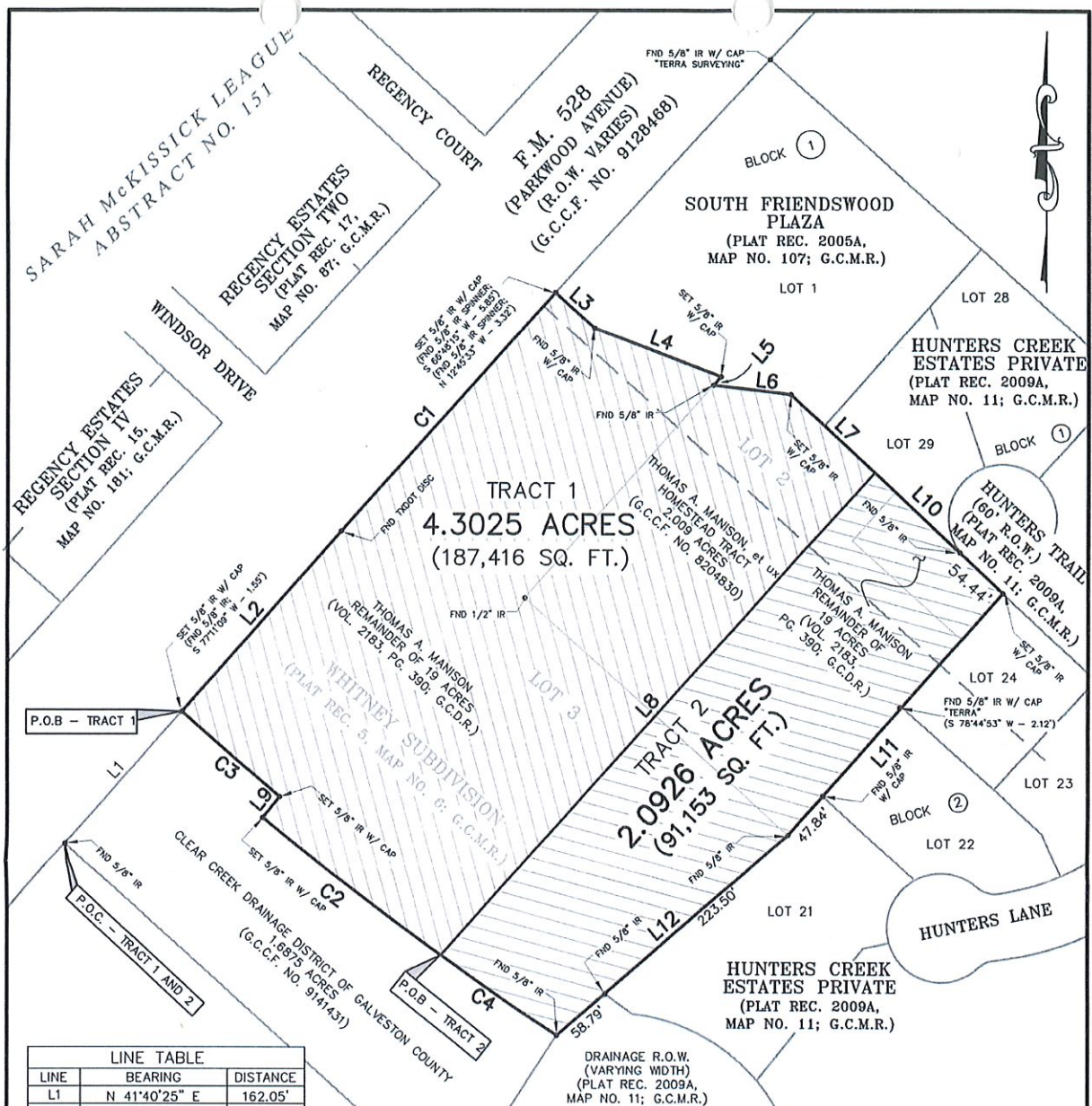


1" = 207'
 Page 125 of 262

Kimley»Horn

VIRGATA-PARKWOOD
REZONING EXHIBIT
7/1/2020





LINE TABLE		
LINE	BEARING	DISTANCE
L1	N 41°40'25" E	162.05'
L2	N 41°40'25" E	222.16'
L3	S 48°16'47" E	49.10'
L4	S 69°17'24" E	124.99'
L5	S 41°41'10" W	10.36'
L6	S 83°10'45" E	72.27'
L7	S 47°11'12" E	105.29'
L8	S 42°07'10" W	598.18'
L9	N 39°17'39" E	25.00'
L10	S 47°11'12" E	162.11'
L11	S 41°39'13" W	297.95'
L12	S 49°21'02" W	282.29'

CURVE TABLE				
CURVE	DELTA	RADIUS	LENGTH	CHORD
C1	0°44'31"	22,843.31'	295.86'	N 42°01'21" E - 295.86'
C2	3°58'14"	2,993.83'	207.47'	N 52°41'28" W - 207.43'
C3	2°18'37"	2,968.83'	119.71'	N 49°33'03" W - 119.70'
C4	2°29'36"	2,993.83'	130.28'	N 55°55'23" W - 130.27'

I, Brian Nesvadba, a Registered Professional Land Surveyor of the State of Texas, hereby certify that the above plat correctly represents the facts found at the time of the survey made on the ground under my supervision. This survey substantially complies with the current Texas Society of Professional Surveyors' Standards and Specifications for a Category 1B, Condition II, Survey.



Brian Nesvadba
Registered Professional Land Surveyor
State of Texas No. 5776

- LEGEND**
- FND - FOUND
 - G.C.C.F. - GALVESTON COUNTY CLERK'S FILE
 - G.C.D.R. - GALVESTON COUNTY DEED RECORDS
 - G.C.H.R. - GALVESTON COUNTY MAP RECORDS
 - IP - IRON PIPE
 - IR - IRON ROD
 - P.O.B. - POINT OF BEGINNING
 - P.O.C. - POINT OF COMMENCEMENT
 - REC. - RECORD
 - R.O.V. - RIGHT OF WAY
 - S.O.F.T. - SQUARE FEET
 - W/ - WITH

- NOTES:**
- 1.) BEARINGS SHOWN HEREON ARE BASED ON TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE (NAD83) USING NGS CONTINUOUSLY OPERATING REFERENCE STATIONS.
 - 2.) METES-AND-BOUNDS DESCRIPTIONS WERE COMPILED IN CONJUNCTION WITH THIS SURVEY.
 - 3.) ALL RODS SET ARE 5/8" IRON RODS WITH CAPS STAMPED: T.E.A.M. - 281-491-2525.
 - 4.) IMPROVEMENTS ARE NOT SHOWN HEREON.

STANDARD LAND SURVEY
OF
A 4.3025 ACRE (187,416 SQ. FT.) TRACT OF LAND
AND A 2.0926 ACRE (91,153 SQ. FT.) TRACT OF LAND
OUT OF LOTS 2 & 3, WHITNEY SUBDIVISION,
(PLAT REC. 5, MAP NO. 6; G.C.M.R.)
IN THE SARAH MCKISSICK LEAGUE,
ABSTRACT NO. 151,
CITY OF FRIENDSWOOD, GALVESTON COUNTY, TEXAS



TEXAS ENGINEERING AND MAPPING CO.
12718 CENTURY DRIVE
STAFFORD, TEXAS 77477
PHONE: 281.491.2525 FAX: 281.491.2535
www.team-civil.com
Surveying Firm No. 10110000 / Engineering Firm No. F-2008

DATE: 07/08/20 JOB NO.: 487-32 SCALE: 1"=100'

July 8, 2020

Tract 1

**4.3025 acres of land in the Sarah McKissick League, Abstract No. 151,
City of Friendswood, Galveston County, Texas**

A FIELD NOTE DESCRIPTION of a 4.3025 acre (187,416 square feet) tract of land in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas; said 4.3025 acre tract being out of the remainder of a 19 acre tract of land being the northwest 1/2 of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County Map Records, conveyed to Thomas A. Manison, as recorded in Volume 2183, Page 390 of the Galveston County Deed Records; said tract being more particularly described by metes-and-bounds as follows with the bearings being based on Texas State Plane Coordinate System, South Central Zone (NAD83) per GPS Observations using National Geodetic Survey Continuously Operating Reference Stations:

COMMENCING FOR REFERENCE at a 5/8-inch iron rod found in the southeast right-of-way line of F.M. 528 (Parkwood Avenue) (width varies), as recorded in Galveston County Clerk's File No. 9128468 and in the northeast line of Replat of Fox Meadows Section One, according to the map or plat recorded in Plat Rec. 15, Map No. 12 of the Galveston County Map Records for the west corner of a 1.6875 acre tract of land conveyed to Clear Creek Drainage District of Galveston County, as recorded in Galveston County Clerk's File No. 9141431;

THENCE, North 41° 40' 25" East – 162.05 feet with the southeast right-of-way line of said F.M. 528 and with the northwest line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for the north corner of said 1.6875 acre tract and for the west corner and POINT OF BEGINNING of this tract; from which a 5/8-inch iron rod found bears South 77° 11' 09" West – 1.55 feet;

THENCE, North 41° 40' 25" East - 222.16 feet with the southeast right-of-way line of said F.M. 528 to a 5/8-inch iron rod with cap stamped "TEAM" set for the beginning of a non-tangent curve to the right;

THENCE, in a northeasterly direction with the southeast right-of-way line of said F.M. 528 and with said curve to the right having a radius of 22,843.31 feet, a central angle of 00° 44' 31", a length of 295.86 feet, and a chord bearing North 42° 01' 21" East - 295.86 feet to a 5/8-inch iron rod with cap stamped "TEAM" set for the west corner of Lot 1, Block 1, South Friendswood Plaza, according to the map or plat recorded in Plat Rec. 2005A, Map No. 107 of the Galveston County Map Records for the north corner of this tract; from which a 5/8-inch iron rod spinner bears South 66° 48' 15" West – 5.85 feet; also from which a 5/8-inch iron rod spinner found bears North 12° 45' 33" West – 3.32 feet;

THENCE, South 48° 16' 47" East - 49.10 feet with a southwest line of said Lot 1 to a 5/8-inch iron rod with cap found for angle point of said Lot 1 and for an angle point of this tract;

THENCE, South 69° 17' 24" East - 124.99 feet with a southwest line of said Lot 1 to a 5/8-inch iron rod with cap stamped "TEAM" set for an interior corner of said Lot 1 and for an east corner of this tract;

THENCE, South 41° 41' 10" West - 10.36 feet with a northwest line of said Lot 1 to a 5/8-inch iron rod found for a southwest corner of said Lot 1, for a north corner of said 2.009 acre tract and for an interior corner of this tract;

THENCE, South 83° 10' 45" East - 72.27 feet with a southwest line of said Lot 1 and with the northeast line of said 2.009 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for an angle point of said Lot 1, for an angle point of said 2.009 acre tract and for an angle point of this tract;

THENCE, South 47° 11' 12" East - 105.29 feet with the southwest line of said Lot 1, Hunters Creek Estates Private, according to the map or plat recorded in Plat Rec. 2009A, Map No. 11 of the Galveston County Map Records and with the northeast line of said 2.009 acre tract to a point for the east corner of this tract

THENCE, South 42° 07' 10" West - 598.18 feet to a point in the northeast line of said 1.6875 acre tract for the south corner of this tract;

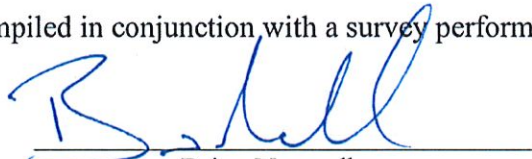
THENCE, in a northwesterly direction with the northeast line of said 1.6875 acre tract and with a curve to the right having a radius of 2,993.83 feet, a central angle of 03° 58' 14", a length of 207.47 feet, and a chord bearing North 52° 41' 28" West - 207.43 feet to a 5/8-inch iron rod with cap stamped "TEAM" set for an interior corner of said 1.6875 acre tract and for a west corner of this tract;

THENCE, North 39° 17' 39" East - 25.00 feet with a southeast line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for an east corner of said 1.6875 acre tract and for an interior corner of this tract;

THENCE, in a northwesterly direction with a northeast line of said 1.6875 acre tract and with a curve to the right having a radius of 2,968.83 feet, a central angle of 02° 18' 37", a length of 119.71 feet, and a chord bearing North 49° 33' 03" West - 119.70 feet to the POINT OF BEGINNING and containing 4.3025 acres (187,416 square feet) of land.

Note: This metes-and-bounds description was compiled in conjunction with a survey performed on even date.

COMPILED BY:
TEXAS ENGINEERING AND MAPPING CO.
Civil Engineers - Land Surveyors
Stafford, Texas
Firm Registration No. 10119000
Job No. 487-32
W:\487-32_Rezone_CSC_NW.docx


Brian Nesvadba
Registered Professional Land Surveyor
State of Texas No. 5776



July 8, 2020

Tract 2

**2.0926 acres of land in the Sarah McKissick League, Abstract No. 151,
City of Friendswood, Galveston County, Texas**

A FIELD NOTE DESCRIPTION of a 2.0926 acre (91,153 square feet) tract of land in the Sarah McKissick League, Abstract No. 151, City of Friendswood, Galveston County, Texas; said 2.0926 acre tract being out of the remainder of a 19 acre tract of land being the northwest 1/2 of Lots 2 & 3, Whitney Subdivision, according to the map or plat recorded in Plat Rec. 5, Map No. 6 of the Galveston County Map Records, conveyed to Thomas A. Manison, as recorded in Volume 2183, Page 390 of the Galveston County Deed Records and being part of a 2.009 acre Homestead tract of land described in Galveston County Clerk's File No. 8204830; said tract being more particularly described by metes-and-bounds as follows with the bearings being based on Texas State Plane Coordinate System, South Central Zone (NAD83) per GPS Observations using National Geodetic Survey Continuously Operating Reference Stations:

COMMENCING FOR REFERENCE at a 5/8-inch iron rod found in the southeast right-of-way line of F.M. 528 (Parkwood Avenue) (width varies), as recorded in Galveston County Clerk's File No. 9128468 and in the northeast line of Replat of Fox Meadows Section One, according to the map or plat recorded in Plat Rec. 15, Map No. 12 of the Galveston County Map Records for the west corner of a 1.6875 acre tract of land conveyed to Clear Creek Drainage District of Galveston County, as recorded in Galveston County Clerk's File No. 9141431;

THENCE, North 41° 40' 25" East – 162.05 feet with the southeast right-of-way line of said F.M. 528 and with the northwest line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for the north corner of said 1.6875 acre tract; from which a 5/8-inch iron rod found bears South 77° 11' 09" West – 1.55 feet;

THENCE, in a southeasterly direction with a northeast line of said 1.6875 acre tract and with a curve to the left having a radius of 2,968.83 feet, a central angle of 02° 18' 37", a length of 119.71 feet, and a chord bearing North 49° 33' 03" West - 119.70 feet to a 5/8-inch iron rod with cap stamped "TEAM" set for an east corner of said 1.6875 acre tract;

THENCE, South 39° 17' 39" West - 25.00 feet with a southeast line of said 1.6875 acre tract to a 5/8-inch iron rod with cap stamped "TEAM" set for an interior corner of said 1.6875 acre tract;

THENCE, in a southeasterly direction with the northeast line of said 1.6875 acre tract and with a curve to the left having a radius of 2,993.83 feet, a central angle of 03° 58' 14", a length of 207.47 feet, and a chord bearing South 52° 41' 28" East - 207.43 feet to a point for the west corner and POINT OF BEGINNING of this tract;

THENCE, North 42° 07' 10" East - 598.18 feet to a point in the southwest line of Lot 29, Block 1, Hunters Creek Estates Private, according to the map or plat recorded in Plat Rec. 2009A, Map No. 11 of the Galveston County Map Records and for the north corner of this tract;

THENCE, South 47° 11' 12" East - 162.11 feet with said Lot 29 to a 5/8-inch iron rod with cap stamped "TEAM" set in the southwest right-of-way line of Hunters Trail (60 feet wide), according to the map or plat recorded in Plat Rec. 2009A, Map No. 11 of the Galveston County Map Records for the north corner of Lot 24, Block 2 of said Hunters Creek Estates Private, for the east corner of said 2.009 acre tract and for the east corner of this tract;

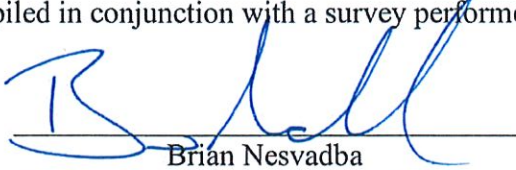
THENCE, South $41^{\circ} 39' 13''$ West – 297.95 feet with the northwest line of Block 2 of said Hunters Creek Estates Private and with the southeast line of said 2.009 acre tract to a 5/8-inch iron rod found for an angle point of said Block 2 for the south corner of said 2.009 acre tract and for an angle point of this tract;

THENCE, South $49^{\circ} 21' 02''$ West – 282.29 feet with the northwest line of said Block 2 to a 5/8-inch iron rod found for the east corner of said 1.6875 acre tract and for the south corner of this tract;

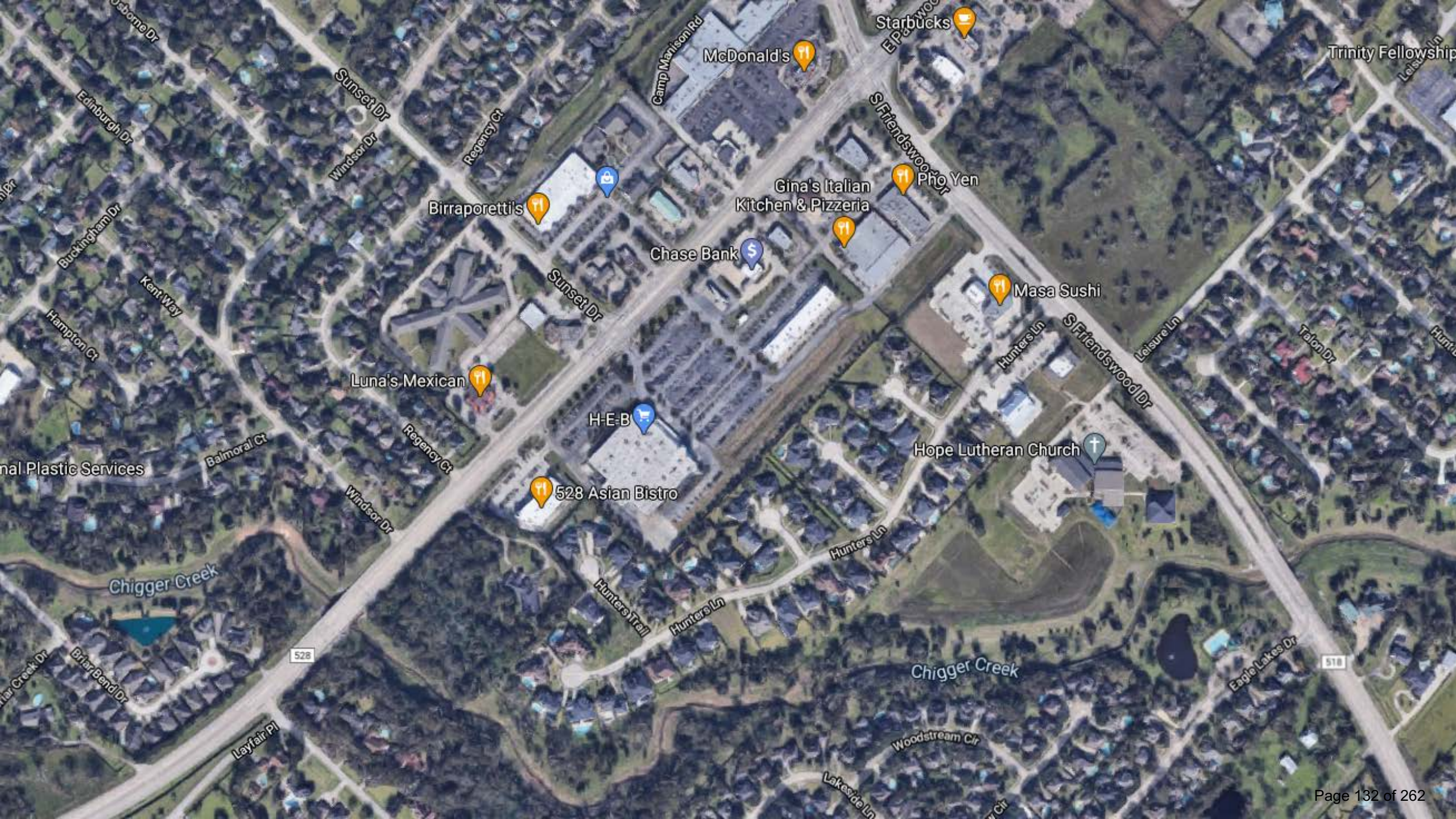
THENCE, in a northwesterly direction with the northeast line of said 1.6875 acre tract and with said curve to the right having a radius of 2,993.83 feet, a central angle of $02^{\circ} 29' 36''$, a length of 130.28 feet, and a chord bearing North $55^{\circ} 55' 23''$ West - 130.27 feet to the POINT OF BEGINNING and containing 2.0926 acres (91,153 square feet) of land.

Note: This metes-and-bounds description was compiled in conjunction with a survey performed on even date.

COMPILED BY:
TEXAS ENGINEERING AND MAPPING CO.
Civil Engineers - Land Surveyors
Stafford, Texas
Firm Registration No. 10119000
Job No. 487-32
W:\487-32_Rezone_OPD_SE.docx


Brian Nesvadba
Registered Professional Land Surveyor
State of Texas No. 5776





FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/28/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Ordinance No. T2020-44: Second and Final reading of an ordinance amending Appendix C – “Zoning,” “Section 7.Q. District Area and Height Regulations” to amend and clarify the height regulations and exceptions in all commercial zoning districts and “Section 20. Definitions.” to remove a duplicate requirement; providing a penalty for violation in an amount not to exceed \$2000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

Originating Department: Community Development

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Proposed amendments to the Zoning Ordinance that will allow First Baptist Church to construct the new sanctuary with a tower as well as a cross on top of the tower that exceeds the current allowable building height by 18 feet.

Historical Timeline:

Jan 2020 - First Baptist Church submitted SUP application with structure, tower and cross exceeding maximum building height of DD.

June 2020 - First Baptist Church received approval of SUP 2020-25, which included the stipulation that the cross comply with the regulations of DD zoning district. City Council also requested P&Z Commission to review the ordinance and make a recommendation.

July 6, 2020 - At the Joint Work Session between City Council and the Planning and Zoning Commission presented their recommendation to keep the DD requirements as-is and require the church to comply. City Council communicated that they would like for First Baptist Church to be allowed to construct their building, tower and steeple combination of 90 feet 10 inches.

First Baptist Church lowered the tower height to comply with the DD building height maximum of 70 feet, decreasing the height of the cross to 18 feet above the allowable building height.

July 23, 2020 - Following the Joint Work Session, staff provided two options to the Commission that would allow the church to move forward - change the ordinance or amend SUP 2020-25. Following that meeting, staff received more detailed direction requesting the Commission to change the Zoning Ordinance, rather than allowing the church to amend their SUP.

Now: Staff and the Planning and Zoning Commission drafted an amendment to the Zoning Ordinance to allow exceptions to the maximum allowable building height in the DD, as well as clarified the exceptions in the other commercial districts. The intent was to make the exception list as narrow as possible.

Summary of Ordinance Amendments:

Relocation of the height maximum (subnote k to the Commercial Regulation Matrix) clarifies that belfries, chimneys, cooling towers, elevator bulkheads, fire towers, storage towers, monuments, ornamental towers and spires, stage towers and scenery lofts, tanks and water towers are subject to the Height Maximum.

Exceptions are then clarified for all commercial zoning districts - finial, crosses and other religious symbols are allowed to exceed the building height or the height maximum in all commercial zoning districts. Properties zoned CSC, OPD, NC, LI, I and BP have an additional relief in that they can increase setbacks in order to build higher than 40 feet provided they meet the requirements.

Communication towers, free standing and attached to buildings, were separated into their own section.

Planned Unit Developments (PUDs) are exempt because they write their own regulations or designate an existing City zoning district by which they will abide.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Changing the ordinance will allow finial, crosses, and other religious symbols to exceed the building height or the height maximum in all commercial zoning districts, including the Downtown District (DD).

RECOMMENDATIONS

ATTACHMENTS

- 1. Ord 2020-44 Zoning Ordinance Building Height Amendments

ORDINANCE NO. T2020-44

**AN ORDINANCE AMENDING APPENDIX C – “ZONING,”
“SECTION 7.Q. DISTRICT AREA AND HEIGHT
REGULATIONS” TO AMEND AND CLARIFY THE
HEIGHT REGULATIONS AND EXCEPTIONS IN ALL
COMMERCIAL ZONING DISTRICTS AND “SECTION 20.
DEFINITIONS.” TO REMOVE A DUPLICATE
REQUIREMENT; PROVIDING A PENALTY FOR
VIOLATION IN AN AMOUNT NOT TO EXCEED \$2000, OR
AS OTHERWISE PROVIDED BY LAW; REPEALING ALL
ORDINANCES OR PARTS OF ORDINANCES
INCONSISTENT OR IN CONFLICT HEREWITH; AND
PROVIDING FOR SEVERABILITY.**

* * * * *

WHEREAS, the City Council of the City of Friendswood is continually reviewing the provisions of the City Code of Ordinances, specifically including Appendix C of the Friendswood City Code, (“Zoning”) relating to land use and other circumstances, and;

WHEREAS, the Planning and Zoning Commission of the City of Friendswood has conducted a public hearing, received input from staff and has issued its final report recommending the amendments referenced hereafter; and

WHEREAS, the Planning and Zoning Commission and the City Council have conducted public hearings in the time and manner required by law; and

WHEREAS, City Council has determined that all public notices have been posted and published, all required hearings on this matter have been held, and that this Ordinance complies with the applicable provisions of the City Charter, City Code and all other applicable laws;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, STATE OF TEXAS:

Section 1. That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. That the City of Friendswood Code of Ordinances, Appendix C, “Zoning”, “Section 7.Q. District area and height regulations.” is hereby amended to read as follows:

Section 7. Q. District area and height regulations.

1. No lot, parcel, premises or tract of land shall be created and no building permit shall be issued for any request that does not meet the appropriate minimum lot area, width, depth, yard and height regulations as set forth in the following tables.
2. See regulation matrix.

REGULATION MATRIX - COMMERCIAL DISTRICTS

Circled letters (letters in parentheses) refer to paragraphs in section 7-Q.3.

Zoning District	Lot Area Minimum Square Feet	Lot Width Minimum Feet	Lot Depth Minimum Feet	Yards—Minimum Feet				Height Maximum Feet (b, e and k)	Landscape Requirements	Exception Notes	Maximum Lot Coverage		
				Front	Rear (a)	Side							
						Interior						Exterior	
						When Abutting Property in a Residential District or Garden Home District	When Abutting Property in a Nonresidential District					When Backing Up to an Abutting Side Yard	When Backing Up to an Abutting Rear Yard

						t							
CSC	15,000	100	150	30	15	25	10	25	10	40	Yes		30%
NC	12,000	100	120	30	15 D	25	10	25	10	40	Yes	D, H	30% H
LNC	10,000	100	100	30	15 D	25	10	25	10	40	Yes	D, I	30%; cc
DD	15,000 E	0	0	0	0 G 15 F	15	0	0	0	70 (max. 4 stories)	Yes	E, F, G	60%
OPD	10,000	100	100	30	15	25	10	25	10	40	Yes	H	30%
BP	10,000	100	100	30	25	25	10 J	25	10 J	40	Yes	J	40%
LI	15,000	100	100	30 A	25	25	10	25	10	40	Yes	A	50%
I	20,000	100	100	30 B	25 C	40 C	10	25 C	10 C	40	Yes	B, C	60%

- A. When LI district is across the street from a residential district, front yard shall be a minimum of 40 feet from street R.O.W.
- B. When I district is across the street from a residential district, front yard setback shall be a minimum of 50 feet from street R.O.W.
- C. When industrial district abuts side and/or rear residential district, setback shall be a minimum of 90 feet.
- D. When rear yard of an NC or LNC district abuts a nonresidential district, rear yard setback shall be a minimum of 15 feet.

- E. Lots within the downtown district (DD) in existence prior to the creation of the DD shall be deemed as lawfully existing and shall be allowed to develop under DD regulations. Further, tracts of any size in existence prior to the creation of the DD may be combined into larger tracts and developed, even if the aggregate size is less than 15,000 square feet. Further, no lot classified as within the DD zone may be subdivided to less than the minimum size of 15,000 square feet.
- F. When DD rear yard abuts a residential district (residential district or garden home district), rear yard setback shall be a minimum of 15 feet.
- G. When DD rear yard abuts a non-residential district, rear yard shall be a minimum of zero feet.
- H. In NC and OPD, building site coverage, consisting of all buildings, structures and all paved surfaces, shall not exceed 90 percent of the total lot area, per subsections G.5 and H.8 of this section.
- I. In LNC, building site coverage, consisting of all buildings, structures and all paved surfaces, shall not exceed 80 percent of the total lot area, per subsection G-1.6 of this section.
- J. In BP, no structure shall be located within 25 feet of an exterior BP boundary. An exterior BP boundary is one that abuts a zone other than BP, per subsection O.1 of this section.
- K. Height maximum includes belfries, chimneys, cooling towers, elevator bulkheads, fire towers, storage towers, monuments, ornamental towers and spires, stage towers and scenery lofts, tanks and water towers.

...

- 3. Area and height exceptions. ~~a. Unattached accessory buildings or structures less than 25 feet in height, as measured from the adjacent grade to the highest point of any portion of such building or structure, may be located in required rear or side yards within residential districts, provided they are set back not less than five feet from any interior side lot line, 20 feet from any side lot line adjacent to a side street, and ten feet from any rear lot line.~~
 - ~~b. A building or structure may not exceed 40 feet in height measured from the minimum habitable floor elevation; provided, however, that:~~
 - ~~a. 1. Buildings or structures Height maximum in Community Shopping Center (CSC), Neighborhood Commercial (NC), Office Park District (OPD), Light Industrial (LI), Industrial (I), and Business Park (BP) districts; may exceed 40 feet in height when:~~
 - ~~a. T May exceed 40 feet in height when the building setback from the nearest property line is equal to the building height. Further, the building or structure shall fit under an imaginary line that is not greater than 45.0 degrees at the property line from a horizontal line established at the minimum habitable~~

floor elevation, provided, however, no building or structure on property adjacent to a residential zone shall have a height that exceeds 50 feet ~~unless a specific use permit shall have been granted therefore in accordance with section 9.G.~~

b. Exceptions for Community Shopping Center (CSC), Neighborhood Commercial (NC), Office Park District (OPD), Light Industrial (LI), Industrial (I), and Business Park (BP) districts:

1. On buildings or structures located in these districts, finials, crosses, and other religious symbols shall not extend more than 10 feet above the building or extend more than 10 feet above the allowable building height; and

2. Finials, crosses and other religious symbols shall not be accessible and shall not be illuminated above the roofline.

c. Exceptions for the Downtown District (DD):

1. On buildings or structures located in the Downtown District (DD), finials, crosses and other religious symbols shall not extend more than 18 feet above the building or extend more than 18 feet above the allowable building height; and

2. Finials, crosses, and other religious symbols shall not be accessible and shall not be illuminated above the roofline.

d. Communications towers height criteria.

1. *Height limitations of communication towers.* The maximum communication tower height, including antennae, lightning rods and accessories, in residential districts shall not exceed 40 feet and in non-residential districts shall not exceed 200 feet, unless otherwise approved by City Council.

2. *Height limitations for communication towers placed on existing buildings.* Communication towers and antennae, which are located on top of buildings or structures shall not be more than 30 percent of the structure height above the structure.

3. This section applies to telecommunication towers, ham radio and television antennas, microwave relay, radio and television transmission towers.

~~b. Buildings or structures of 40 feet or less in height shall meet the setback requirements as defined in this appendix.~~

2.— e. Exceptions: Buildings or structures located in a Planned Unit Development (PUD):

~~Buildings and Sstructures located with in a general Planned Unit Development (PUD) or PUD-mixed use district shall be exempt from the height limitations contained herein. Height limitations for buildings or structures located within a general-PUD or PUD-mixed use application~~

will be as established in the ordinance authorizing and approving the PUD planned unit development.

- ~~3. The maximum height allowed for structures within the downtown district (DD) is 70 feet, as measured in accordance with the method prescribed in section 20, definitions.~~

f. Accessory buildings or structures in residential districts:

Unattached accessory buildings or structures less than 25 feet in height, as measured from the adjacent grade to the highest point of any portion of such building or structure, may be located in required rear or side yards within residential districts, provided they are set back not less than five feet from any interior side lot line, 20 feet from any side lot line adjacent to a side street, and ten feet from any rear lot line.

- ge. Interior side yards shall not be required for abutting properties in the same zoning district if both properties are developed as a unit under a common development plan.
- he. When individual attached townhouses or condominiums are to be sold separately, there shall be no minimum lot area requirements, provided that the total land area of the project, including the land on which the units are located and the land held in common ownership by the unit owners, is equal to the total minimum land area required per dwelling unit or lot in the district in which the project is located.
- ~~e. The height regulations of this section shall not apply to belfries, chimneys, church spires, conveyors, cooling towers, elevator bulkheads, fire towers, storage towers, flagpoles, monuments, ornamental towers or spires, cranes, construction equipment, smokestacks, stage towers and scenery lofts, tanks, water towers, ham radio and television antennas, microwave relay, radio and television transmission towers and items similar to those listed herein. The total combined maximum height for these items and the structure is 50 feet overall height, measured from the first finished floor to the highest point, unless otherwise approved by the planning and zoning commission.~~
- if. Minimum front yard setbacks for lots with predominant frontage on the curved radius of a cul-de-sac shall be 15 feet.
- ig. Stairs in certain situations. In residential zoning districts that have minimum front yard requirements, uncovered stairways associated with a residential use may project into the required front yard but shall remain a minimum of ten feet from the front property line, if:
1. A building is being elevated or reconstructed on an existing foundation to meet or exceed current city floodplain standards; and
 2. The stairway projection into the required front yard is limited to the minimum area required to meet elevation standards; and the stairway, at its widest point, shall not exceed ten feet.

Section 3. That the City of Friendswood Code of Ordinances, Appendix C, “Zoning”, “Section 20. Definitions” is hereby amended to read as follows:

Section 20. - Definitions.

...

Height.

- a. The height of a building shall be measured to:
 - (1) The top of ridge of the highest roof of a sloped roof (i.e., gable);
 - (2) The top of the highest deck of a mansard roof; or
 - (3) The top of the highest parapet wall of a flat roof.
- b. For buildings not located in the floodplain, height is measured from the top of the finished first floor of the building which can be no more than two feet above the finished grade at the site. Finished grade shall mean the highest grade elevation within five feet of the foundation or wall of the building, said grade having been established by means of an approved grading and/or drainage plan. Finished grade may also be the existing grade elevation when no terrain alteration is proposed, or where otherwise applicable. Any fill which is not required to achieve positive site drainage or slope stabilization, or which is otherwise proposed to raise the finished first floor elevation for any other purpose, shall not be considered to be finished grade for the purpose of measuring building height.
- c. For buildings located in the floodplain, height is measured from the top of the first finished floor which shall be two feet above the average base flood elevation at the site, as established by the latest available flood elevation maps for the city.
- d. ~~No part of a building or structure is allowed to exceed the maximum height allowed in a specific zoning district except for the following:~~
 - ~~(1) Elements inclusive of, but not limited to, chimneys, vents, and roof-top mechanical equipment, provided that the maximum allowed building or structure height is not exceeded by more than four feet; or~~
 - ~~(2) Elements inclusive of, but not limited to, radio or television antennae or aerials (but not including microwave receivers, transmitters, repeaters, or satellite receivers), provided that the maximum allowed building or structure height is not exceeded by more than ten feet.~~

...

Section 4. That this Ordinance is hereby incorporated and made a part of the Friendswood City Code of Ordinances. Violation of this Ordinance is subject to the penalty provisions contained in such Code under Section 1-14 “General penalty for violations of Code; continuing violations”, and as otherwise provided by law. Any person who shall willfully, intentionally, or with criminal

negligence violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

Section 5. That all ordinances or parts of ordinances in conflict or inconsistent with this Ordinance are hereby expressly repealed.

Section 6. That in the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Friendswood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 7. That the City Secretary shall give notice of the enactment of this Ordinance by promptly publishing it or its descriptive caption and penalty after final passage in the official newspaper of the City; the Ordinance to take effect upon publication.

PASSED AND APPROVED on first reading this 2nd day of November, 2020.

PASSED, APPROVED, AND ADOPTED on second and final reading this 7th day of December, 2020.

Mike Foreman
Mayor

ATTEST:

Melinda Welsh, TRMC
City Secretary

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/28/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Ordinance No. T2020-45: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 34, Floods, Article II. Flood Damage Prevention, Division 1. Generally, by amending Sections 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, and by adding Section 34-35; and amending Division 2. Flood Hazard Reduction, by amending Sections 34-60 through 34-64; providing a penalty for violation in an amount not to exceed \$2,000 for each violation, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability, publication and effective date.

Originating Department: Engineering

Degree of importance: Critical

SUMMARY / ORIGINATING CAUSE

Historical rainfall data is used to understand flood risk. In 2017, the National Oceanic Atmospheric Administration released its Atlas 14 frequency analysis, which increased the historical rainfall data for the Friendswood area.

As a result of this update, the City's effective Flood Insurance Rate Maps (FIRMs) became outdated due to their use of older rainfall frequency data. Updates to FIRMs take years to complete through FEMA.

An analysis of area watersheds using the new Atlas 14 rainfall data indicates that a new 100-year floodplain would be similar to what is now the 500-year floodplain. In a push to begin adopting the higher rainfall data and to enforce the future 100-year floodplain, Harris County and the Harris County Flood Control District (HCFCD) has recommended that communities within Harris County and the immediate surrounding area adopt higher standards to their current flood ordinances to reflect future maps.

To further reinforce participation in the higher standards, the Harris County Engineering Department and HCFCD recommended to Harris County Commissioners that no partnership projects, including flood control or county roadway projects, be constructed in communities which fail to adopt these standards by December 31, 2020.

City Engineering Staff has been working directly with the Galveston County Consolidated Drainage District (GCCDD) to ensure higher standards would not be in conflict with any of their requirements. The GCCDD is currently in the process of updating its Drainage Design Criteria Manual and adopting similar standards. The City's Engineering Staff has assisted GCCDD in this process.

Once the GCCDD has finalized its Drainage Criteria Manual updates in the coming weeks, the City will be updating its own Design Criteria Manual to reflect changes made by GCCDD.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Adoption of higher standards will result in the following:

- Use Atlas 14 rainfall rates for sizing storm water conveyance and detention systems.
- Require a minimum detention rate of 0.55 acre-feet per acre of detention for new developments one acre or larger in size. Single family residential structure and accessory buildings on existing lots are exempt.
- Prohibit the use of hydrograph timing as a substitute for detention.
- Require no net fill in the current mapped 500-year floodplain.
- Require the minimum Finished Floor Elevation (FFE) of new habitable structures be established at or waterproofed to the 500-year flood elevation as shown on the City's effective Flood Insurance Study.

RECOMMENDATIONS

Approve the ordinance amending the City's Flood Damage Prevention ordinance and adopting higher standards.

ATTACHMENTS

1. Ord 2020-45 Flood Ordinance Revisions
2. Red-Lined Version Ord 2020-XX Flood Ordinance Revisions
3. HCCC_Letter-Recommended_Minimum_Standards

ORDINANCE NO. 2020-XX

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 34, FLOODS, ARTICLE II. FLOOD DAMAGE PREVENTION, DIVISION 1. GENERALLY, BY AMENDING SECTIONS 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, AND BY ADDING SECTION 34-35; AND AMENDING DIVISION 2. FLOOD HAZARD REDUCTION, BY AMENDING SECTIONS 34-60 THROUGH 34-64; PROVIDING A PENALTY FOR VIOLATION IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION, OR AS OTHERWISE PROVIDED BY LAW; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING FOR SEVERABILITY, PUBLICATION AND EFFECTIVE DATE.

* * * * *

WHEREAS, flooding poses risk to property and residents in the City of Friendswood, and;

WHEREAS, the City's effective Flood Insurance Rate Maps (FIRMs) do not accurately define flood risks because they are based on rainfall information which has since been updated subsequent to the release of information in the National Oceanic Atmospheric Administration (NOAA) Atlas 14 frequency analysis; and

WHEREAS, the City is a partner with Harris County and the Harris County Flood Control District in local flood control efforts; and

WHEREAS, the Commissioners Court of Harris County has recommended to communities within Harris County to adopt certain minimum standards pertaining to drainage and flood control;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, STATE OF TEXAS:

SECTION 1. That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2. That the City of Friendswood Code of Ordinances, Chapter 34. Floods, Article II. Flood Damage Protection, Division 1. Generally, is hereby amended to read as follows:

“DIVISION 1. GENERALLY.

Sec. 34-19. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

0.2 percent flood elevation means the elevation above mean sea level that floodwaters have been calculated to have a 0.2 percent chance of reaching in any given year.

Appeal means a request for a review of the floodplain administrator's interpretation of any provision of this article or a request for a variance.

Atlas 14 rainfall means rainfall frequency data published in the National Oceanic and Atmospheric Administration (NOAA) Atlas 14, Volume 11 Precipitation-Frequency Atlas of the United States, Texas.

Base flood means the flood having a one percent chance of being equaled or exceeded in any given year.

Critical feature means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

Development means any manmade change in improved and unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

Elevated building means a non-basement building built, in the case of a building in zones A1-30, AE, A, A99, AO, AH, B, C, X and D, to have the top of the elevated floor or, in the case of a building in zones V1-30, VE or V, to have the bottom of the lowest horizontal structural member of the elevated floor elevated above the ground level by means of pilings, columns (posts and piers) or shear walls parallel to the flow of the water and adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the 500-year flood. In the case of zones A1-30, AE, A, A99, AO, AH, B, C, X and D, the term "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwaters. In the case of zones V1-30, VE or V, the term "elevated building" also includes a building otherwise meeting the definition of "elevated building," even though the lower area is enclosed by means of breakaway walls, if the breakaway walls meet the standards of section 60.3(e)(5) of the National Flood Insurance Program regulations.

Existing construction or existing structures means, for the purposes of determining rates, structures for which the start of construction commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date.

FEMA means the Federal Emergency Management Agency.

Flood or flooding means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of inland or tidal waters; or
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

Fill means any material that is placed in an area and increases the elevation of that area or displaces water volume.

Flood hazard boundary map (FHBM) means an official map of a community on which the Federal Emergency Management Agency has delineated the boundaries of the flood, mudslide (i.e., mudflow) and related erosion areas having special hazards and which have been designated as zones A, M and/or E.

Flood insurance rate map (FIRM) means an official map of the city, on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the city.

Flood protection system means those physical structural works for which funds have been authorized, appropriated and expended, and which have been constructed specifically to modify flooding in order to reduce the extent of the areas within a community subject to flood risk the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood-modifying works are those constructed in conformance with sound engineering standards.

Floodplain or flood prone area means any land area susceptible to being inundated by water from any source (see *Flooding*).

Floodway or regulatory floodway means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

Floodway conveyance offset volume means the volume of material that must be excavated and removed from the special flood hazard area to provide an equivalent storage volume necessary to reduce loss of conveyance associated with development within the floodway.

Friendswood special flood hazard area as defined in Section 34-25, Flood Zones Defined.

Levee means a manmade structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control or divert the flow of water so as to provide protection from temporary flooding.

Levee system means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

Lowest floor means the lowest floor of the lowest enclosed area, including basement. An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage, in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable nonelevation design requirements of section 60.3 of the National Flood Insurance Program regulations.

Manufactured home means a structure transportable in one or more sections, which is built on a permanent chassis, and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes, the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

Mean sea level means, for purposes of the National Flood Insurance Program, the North American Vertical Datum (NAVD) of 1988, or other datum to which base flood elevations shown on a community's flood insurance rate map are referenced.

New construction means, for floodplain management purposes, structures for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community.

Start of construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (PL 97-348)) includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, placement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slabs or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. The term "permanent construction" does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basements, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds, not occupied as dwelling units or not part of the main structure.

Structure means anything constructed or erected with a fixed location on the ground or attached to something having a fixed location on the ground.

Substantial damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damage condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

Substantial improvement means any repair, reconstruction or improvement of a structure over a period of 10 years, the cost of which equals or exceeds 50 percent of the market value of the structure either before the improvement or repair is started, or, if the structure has been damaged and is being restored, before the damage occurred. For the purpose of this definition, the term "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term "substantial improvement" does not,

however, include either any project for improvement of a structure to comply with existing state or local health, sanitary or safety code specifications which are solely necessary to ensure safe living conditions or any alteration of a structure listed on the national Register of Historic Places or a state inventory of historic places.

Variance means a grant of relief to a person from the requirements of this article when specific enforcement would result in unnecessary hardship. A variance, therefore, permits construction or development in a manner otherwise prohibited by this article. (For full requirements, see section 60.6 of the National Flood Insurance Program regulations.)

Violation means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications or other evidence of compliance required in section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4) or (e)(5) of the National Flood Insurance Program regulations is presumed to be in violation until such time as that documentation is provided.

Water surface elevation means the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

Sec. 34-20. - Statutory authorization.

The legislature of the state has in V.T.C.A., Water Code § 16.311 et seq., delegated the responsibility to local governmental units to adopt regulations designed to minimize flood losses. Therefore, the city council does ordain the provisions set out in this article to be its regulations governing flood damage prevention.

Sec. 34-21. - Findings of fact.

The city finds that:

- (1) The Friendswood special flood hazard areas of the city are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.
- (2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

Sec. 34-22. - Statement of purpose.

It is the purpose of this article to promote the public health, safety and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood prone areas in such a manner as to minimize future flood blight areas;
- (7) Ensure that potential buyers are notified that property is in a flood area; and
- (8) Preserve floodplain storage through mitigation.

Sec. 34-23. - Lands to which this article applies.

This article shall apply to all areas within the jurisdiction of the city.

Sec. 34-24. - Basis for establishing the areas of special flood hazard and other flood areas.

The areas of special flood hazard and other flood areas identified by FEMA in a scientific and engineering report entitled, "The Flood Insurance Study for Galveston County, Texas and Incorporated Areas," dated August 15, 2019 with accompanying Flood Insurance Rate Map and Flood Boundary-Floodway Maps (FIRM and FBFM) are hereby adopted by reference and declared to be a part of this article. Incorporated Areas includes both Galveston and Harris Counties.

Sec. 34-25. Flood Zones Defined.

Moderate to Low Risk Areas, also known as "other flood areas" or the 500-year floodplain – In communities that participate in the NFIP, flood insurance is available to all property owners and renters in these zones:

Zones B and X (Shaded) means areas subject to a 0.2 percent chance of flooding in any given year; areas of 1 percent annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1 percent annual chance flood.

Zones C and X (Unshaded) means areas of minimal flood hazard, outside of the 0.2 percent chance of flood.

High Risk Areas, also known as “special flood hazard area” or the 100-year floodplain – In communities that participate in the NFIP, mandatory flood insurance purchase requirements apply to all of these zones:

Zones A, AE, AI-30, AH, AO, AR, A99 means the land in the floodplain within the City, that is subject to a one percent or greater chance of flooding in any given year

High Risk – Coastal Areas – In communities that participate in the NFIP, mandatory flood insurance purchase requirements apply to all of these zones.

Zones V, VE, VI-30 means coastal areas with a 1% or greater chance of flooding and an additional hazard associated with storm waves.

Friendswood Special Flood Hazard area is hereby established and means the land in the special flood hazard area and in the floodplain within the City that is subject to a 0.2 percent or greater chance of flooding in any given year and is designated as unnumbered A Zones, AE Zones, AO Zones, AH Zones, A1 through A99 Zones, VO Zones, V1 through V30 Zones, VE Zones, V Zones, or X Shaded Zones.

Sec. 34-26. - Compliance.

No structure or land shall be located, altered or have its use changed without full compliance with the terms of this article and other applicable regulations.

Sec. 34-27. - Abrogation and greater restrictions.

This article is not intended to repeal, abrogate or impair any existing easements, covenants or deed restrictions. However, where this article and another ordinance or regulation conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

Sec. 34-28. - Interpretation.

In the interpretation and application of this article, all provisions shall be:

- (1) Considered as minimum requirements;
- (2) Liberally construed in favor of the city council; and
- (3) Deemed neither to limit nor repeal any other powers granted under state statutes.

Sec. 34-29. - Warning and disclaimer of liability.

The degree of flood protection required by this article is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions, greater floods can and will occur, and flood heights may be increased by manmade or natural causes. This article does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This article shall not create liability on the part of the city or any official or employee thereof for any flood damages that result from reliance on this article or any administrative decision lawfully made thereunder.

Sec. 34-30. - Floodplain administrator—Designation.

The city manager is hereby appointed the floodplain administrator to administer and implement the provisions of this article and other appropriate sections of 44 CFR (National Flood Insurance Program regulations) pertaining to floodplain management.

Sec. 34-31. - Same—Duties and responsibilities.

Duties and responsibilities of the floodplain administrator shall include, but not be limited to, the following:

- (1) Maintain and hold open for public inspection all records pertaining to the provisions of this article.
- (2) Review permit applications to determine whether proposed building sites will be reasonably safe from flooding.
- (3) Review, approve or deny all applications for development permits required by adoption of this article.
- (4) Review permits for proposed development to ensure that all necessary permits have been obtained from those federal, state or local governmental agencies (including section 404 of the Federal Water Pollution Control Act amendments of 1972, 33 USC 1344) from which prior approval is required.
- (5) Make the necessary interpretation where interpretation is needed as to the exact location of the boundaries of the areas of Friendswood special flood hazard areas (for example, where there appears to be a conflict between a mapped boundary and actual field conditions).
- (6) Notify, in riverine situations, adjacent communities and the state coordinating agency, which is the state water commission, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to FEMA.
- (7) Ensure that the flood-carrying capacity within the altered or relocated portion of any watercourse is maintained.

- (8) When base flood elevation and Zone X (Shaded) data has not been provided in accordance with section 34-24, obtain, review and reasonably utilize any base flood elevation data, Zone X (Shaded) data and floodway data available from a federal, state or other source in order to administer the provisions of division 2 of this article.

Sec. 34-32. - Development permit—Establishment.

A development permit shall be required to ensure conformance with the provisions of this article. The permit fee shall be set by resolution and printed in Appendix D to this Code. A development permit is required for all development-related activity in the floodplain, including, but not limited to:

- (1) Construction of new structures;
- (2) Modifications or improvements to existing structures;
- (3) Excavation;
- (4) Filling;
- (5) Paving;
- (6) Drilling;
- (7) Driving of piles; and
- (8) Grading.

Sec. 34-33. - Same—Procedures.

- (a) Application for a development permit shall be presented to the floodplain administrator on a form furnished by him and may include, but not be limited to, plans in duplicate, drawn to scale, showing the location, dimensions and elevation or proposed landscape alterations, existing and proposed structures, and the location of the foregoing in relation to areas of Friendswood special flood hazard areas. Additionally, the following information is required:
 - (1) Elevation, in relation to mean sea level, of the lowest floor, including basement, of all new and substantially improved structures.
 - (2) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed.
 - (3) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of section 34-61(2).
 - (4) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development.
 - (5) Maintenance of a record of all such information in accordance with section 34-30(1).

- (6) A mitigation plan identifying all cut and fill activities occurring within the areas of Friendswood special flood hazard areas. This mitigation plan will include all necessary calculations and shall be signed and sealed by a registered professional engineer.
 - (7) Mitigation activities shall be fully implemented prior to any other development-related activities commenced on any given site.
- (b) Approval or denial of a development permit by the floodplain administrator shall be based on all of the provisions of this article and the following relevant factors:
- (1) The danger to life and property due to flooding or erosion damage.
 - (2) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
 - (3) The danger that materials may be swept onto other lands to the injury of others.
 - (4) The compatibility of the proposed use with existing and anticipated development.
 - (5) The safety of access to the property in times of flood for ordinary and emergency vehicles.
 - (6) The costs of providing governmental services during and after flood conditions, including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems.
 - (7) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.
 - (8) The necessity to the facility of a waterfront location, where applicable.
 - (9) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.
 - (10) The relationship of the proposed use to the comprehensive plan for the area.

Sec. 34-34. - Variance procedures.

The following shall regulate variances from the provisions of this article:

- (1) The appeal board, as established by the city, shall hear and render judgment on requests for variances from the requirements of this article.
- (2) The appeal board shall hear and render judgment on an appeal only when it is alleged there is an error in any requirement, decision or determination made by the floodplain administrator in the enforcement or administration of this article.
- (3) Any person aggrieved by the decision of the appeal board may appeal such decision in the courts of competent jurisdiction.
- (4) The floodplain administrator shall maintain a record of all actions involving an appeal and shall report variances to FEMA upon request.

- (5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or a state inventory of historic places without regard to the procedures set forth in the remainder of this section.
- (6) Variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided the relevant factors in section 34-32(b) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- (7) Upon consideration of the factors noted in this section and the intent of this article, the appeal board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this article.
- (8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (9) Prerequisites for granting variances are as follows:
 - a. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
 - b. Variances shall only be issued upon:
 1. Showing a good and sufficient cause;
 2. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 3. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, or extraordinary public expense, or create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
 - c. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
- (10) Variances may be issued by the city for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use, provided that the criteria outlined in subsections (1) through (9) of this section are met, and the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

Sec. 34-35. - Stormwater management.

- (a) Prior to the issuance of any development permit, except for permits for developments in areas wholly outside areas of Friendswood special flood hazard areas where it is determined

by the city engineer as unnecessary due to the existence of sufficient available data, the applicant shall submit a hydrological analysis showing the impact and potential adverse effects of increased runoff attributable to such proposed development from an Atlas –14 100-year frequency storm on downstream areas. Drainage improvements shall be required in accordance with the following:

- (1) Where new developments do not aggravate downstream flooding problems, they shall not be required to provide either on-site storage or off-site improvements. (2) Where new developments may aggravate downstream flooding, the developer shall compensate for the increased flood flows by providing downstream improvements which provide capacity to handle the increased flows.
- (3) Where downstream improvements may be so extensive as to be uneconomical for the proposed development or not be feasible because of right-of-way or other limitations, new developments may provide on-site storage improvements sized and constructed as to eliminate any adverse drainage impact downstream.
- (4) If it is not feasible for new development to analyze all downstream conditions, such new development may provide on-site storage of sufficient capacity to limit the developed peak discharge from the storage systems to that which would have flowed from the development in its natural undeveloped state. The stormwater runoff rate from a development after its completion shall not exceed the runoff rate for the land area prior to its development as determined by the 100-year frequency storm. Drainage calculations modeled to accomplish this purpose and the inflow-outflow hydrographs supplied for the area will be supplied with construction drawings and along with all other calculations for drainage.
- (5) Hydrograph timing may not be used as a substitution for providing detention.

The storage systems designed to accomplish this purpose shall not be closer to any water-bearing strata than one foot and shall have soil borings from a certified laboratory to substantiate this fact, and these results will be supplied with the design engineer's stamp on them to the city engineer before construction can begin. The type and geometrical shape of the storage system is independent and left to the design of the developer's engineer, but should include a cross section for flow up to a five-year frequency storm and the second cross section should be for the storage of additional stormwater to the 100-year interval. The area used for this purpose is to be maintained by the developer.

- (b) No development shall proceed until approval has been granted by the city engineer for the plans, specifications and flood control measures for such development as required under this section.”

SECTION 3. That the City of Friendswood Code of Ordinances, Chapter 34. Floods, Article II. Flood Damage Protection, Division 2. Flood Hazard Reduction, is hereby amended to read as follows:

“DIVISION 2. - FLOOD HAZARD REDUCTION

Sec. 34-59. - Methods of reducing flood losses.

In order to accomplish its purposes, this division uses the following methods:

- (1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities.
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction.
- (3) Control the alteration of natural floodplains, stream channels and natural protective barriers which are involved in the accommodation of floodwaters.
- (4) Control filling, grading, dredging and other development which may increase flood damage.
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards to other lands.

Sec. 34-60. - General standards.

In all Friendswood special flood hazard areas, the following provisions are required for all new construction and substantial improvements:

- (1) All new construction or substantial improvements shall be designed or modified and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;
- (2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;
- (3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;
- (4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;
- (5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;

- (6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the system into floodwaters; and
- (7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

Sec. 34-61. - Specific standards.

In all Friendswood special flood hazard areas where base flood elevation and 0.2 percent flood elevation data has been provided as set forth in section 34-33, the following provisions are required:

- (1) *Residential construction.* New construction and substantial improvement of any residential structures shall have the lowest floor, including basement, elevated to 24 inches above the base flood elevation or at or above the 0.2 percent flood elevation, whichever is greater.. A registered professional engineer, architect or land surveyor shall submit a certification to the floodplain administrator that the standard of this subsection, as proposed in article, is satisfied.
- (2) *Nonresidential construction.* New construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor, including basement, elevated to 24 inches above the base flood level at or above the .2 percent flood elevation, whichever is greater, or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review the structural design, specifications and plans for the construction and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification, which includes the specific elevation in relation to mean sea level to which such structures are floodproofed, shall be maintained by the floodplain administrator.
- (3) *Manufactured homes.*
 - a. All manufactured homes to be placed within zone A shall be installed using methods and practices which minimize flood damage. For the purpose of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.
 - b. All manufactured homes shall be in compliance with subsection (1) of this section.

Sec. 34-62. - Maintenance of on-site stormwater storage facilities.

- (a) In each case where an on-site stormwater storage facility is provided pursuant to this article, the developer shall furnish evidence of acceptance for maintenance of such storage facility to the Galveston County Consolidated Drainage District (GCCDD), having authority to perform such service. The Galveston County Consolidated Drainage District (GCCDD) will agree to assume such responsibility, provided the developer:
 - (1) Dedicates to the city and GCCDD an easement over and across such facility;
 - (2) Dedicates an access easement to such facility to the city and GCCDD; and
 - (3) Pays to the entity who is maintaining such facilities, whether the city or GCCDD, the estimated cost of maintaining such storage facility for a period of ten years, as stated on the fee schedule in the Drainage Criteria Manual.

Provided further, if the on-site stormwater storage facility is designed to be a "dry" facility and not an amenity or a private recreational facility. Amenity ponds shall be defined as any pond whose land area has been deeded to the homeowners/landowners for the benefit of the homeowners/landowners and are to be maintained by the homeowners'/landowners' association. These ponds shall include "wet ponds" and ponds used for recreational purposes.

- (b) For the purposes of this section, the term "stormwater storage facility" means a stormwater storage facility serving primarily as a collection device and not as a transmission system, and which is designed and constructed for the purpose of providing on-site detention for the benefit of a multiparcel development, and not for a single lot or single parcel development.

Sec. 34-63. - Special lowest floor elevation requirements.

- (a) Notwithstanding any other provision contained in this article to the contrary, in zone AE, lowest floor elevations shall be a minimum of 24 inches above the elevation given on the latest FEMA FIRM panel for the city or at or at or above the 0.2 percent flood elevation whichever is greater. When building location falls between elevations, the elevation may be interpolated to the nearest one-half foot.
- (b) Notwithstanding any other provision contained in this article to the contrary, in zone AO, lowest floor elevations shall be 36 inches higher than the centerline of the road in curb and gutter streets, or the high bank of a roadside ditch on streets with open ditch drainage or at or above the 0.2 percent flood elevation, whichever is greater.
- (c) Notwithstanding any other provision contained in this article to the contrary, in zone X shaded, lowest floor elevations shall be a minimum of 24 inches higher than the adjacent natural grade or at or above the 0.2 percent flood elevation, whichever is greater.
- (d) Notwithstanding any other provision contained in this article to the contrary, in zone X unshaded, lowest floor elevation shall be as follows:
 - (1) On curb and gutter streets, the elevation shall be a minimum of 18 inches above the top of curb or a minimum of 12 inches above the adjacent natural grade or at or above the 0.2 percent flood elevation, whichever is greater.

- (2) On streets with open ditches, slab elevations shall be a minimum of 18 inches higher than the center of the street or a minimum of 12 inches higher than the adjacent natural grade or at or above the 0.2 percent flood elevation,, whichever is greater.
- (e) For the purposes of this section, the term "adjacent natural grade" means the natural ground adjacent to the slab at its centerline paralleling the front of the structure. Natural ground is assumed to be the ground surface existing prior to placement of the building pad.
- (f) Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor.

Sec. 34-64. - Standards for subdivision proposals.

- (a) All subdivision proposals, including manufactured home parks and subdivisions, shall be consistent with sections 34-21, 34-22 and 34-59.
- (b) All proposals for the development of subdivisions, including manufactured home parks and subdivisions, shall meet the development permit requirements of sections 34-32 and 34-26, and the provisions of this division.
- (c) Base flood elevation data and 0.2 percent flood elevation data shall be generated for subdivision proposals and other proposed development, including manufactured home parks and subdivisions, which is greater than 50 lots or five acres, whichever is lesser, if not otherwise provided pursuant to section 34-24.
- (d) All subdivision proposals, including manufactured home parks and subdivisions, shall have adequate drainage provided to reduce exposure to flood hazards.
- (e) All subdivision proposals, including manufactured home parks and subdivisions, shall have public utilities and facilities, such as sewer, gas, electrical and water systems, located and constructed to minimize or eliminate flood damage.

Sec. 34-65. - Floodways.

Property located within areas of special flood hazard as established in section 34-24 are areas designated as floodways. The council finds that floodways are extremely hazardous areas due to the velocity of floodwaters which carry debris, potential projectiles and erosion potential, and the following provisions shall therefore apply to these areas in order to protect the public health, safety, and welfare and to protect private property:

- (1) Encroachments into the floodway shall be prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through a no-rise certificate using hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

- (2) If subsection (1) of this section is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of sections 34-60 through 34-64, and other applicable regulations of the city or provisions of this article.
- (3) Under the provisions of 44 CFR 65.12 of the National Flood Insurance Program regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community first applies for a conditional FIRM and floodway revision through FEMA.

SECTION 4. That this Ordinance is hereby incorporated and made a part of the Friendswood City Code of Ordinances.

SECTION 5. That a person who violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

SECTION 6. That this Ordinance shall become effective upon publication as required by the City Charter.

SECTION 7. That all ordinances or parts of ordinances in conflict or inconsistent with this Ordinance are hereby expressly repealed.

SECTION 8. That in the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Friendswood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

SECTION 9. That the City Secretary shall give notice of the enactment of this Ordinance by publication as required by the City Charter.

PASSED AND APPROVED on first reading this 2nd day of November, 2020.

PASSED, APPROVED, AND ADOPTED on second and final reading this 7th day of December, 2020.

Mike Foreman
Mayor

ATTEST:

Melinda Welsh, TRMC
City Secretary

ORDINANCE NO. 2020-XX

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 34, FLOODS, ARTICLE II. FLOOD DAMAGE PREVENTION, DIVISION 1. GENERALLY, BY AMENDING SECTIONS 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, AND BY ADDING SECTION 34-35; AND AMENDING DIVISION 2. FLOOD HAZARD REDUCTION, BY AMENDING SECTIONS 34-60 THROUGH 34-64; PROVIDING A PENALTY FOR VIOLATION IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION, OR AS OTHERWISE PROVIDED BY LAW; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING FOR SEVERABILITY, PUBLICATION AND EFFECTIVE DATE.

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WHEREAS, flooding poses risk to property and residents in the City of Friendswood, and;

WHEREAS, the City's effective Flood Insurance Rate Maps (FIRMs) do not accurately define flood risks because they are based on rainfall information which has since been updated subsequent to the release of information in the National Oceanic Atmospheric Administration (NOAA) Atlas 14 frequency analysis; and

WHEREAS, the City is a partner with Harris County and the Harris County Flood Control District in local flood control efforts; and

WHEREAS, the Commissioners Court of Harris County has recommended to communities within Harris County to adopt certain minimum standards pertaining to drainage and flood control;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, STATE OF TEXAS:

SECTION 1. That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2. That the City of Friendswood Code of Ordinances, Chapter 34. Floods, Article II. Flood Damage Protection, Division 1. Generally, is hereby amended to read as follows:

“DIVISION 1. GENERALLY.

Sec. 34-19. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

0.2 percent flood elevation means the elevation above mean sea level that floodwaters have been calculated to have a 0.2 percent chance of reaching in any given year.

Appeal means a request for a review of the floodplain administrator's interpretation of any provision of this article or a request for a variance.

~~*Area of special flood hazard means the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as zone A on the flood hazard boundary map (FHBM). After detailed ratemaking has been completed in preparation for publication of the flood insurance rate map (FIRM), zone A usually is refined into zones A, AE, AH, AO, A1-99, VO, V1-30, VE and/or V.*~~

Atlas 14 rainfall means rainfall frequency data published in the National Oceanic and Atmospheric Administration (NOAA) Atlas 14, Volume 11 Precipitation-Frequency Atlas of the United States, Texas.

Base flood means the flood having a one percent chance of being equaled or exceeded in any given year.

Critical feature means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

Development means any manmade change in improved and unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

Elevated building means a non-basement building built, in the case of a building in zones A1-30, AE, A, A99, AO, AH, B, C, X and D, to have the top of the elevated floor or, in the case of a building in zones V1-30, VE or V, to have the bottom of the lowest horizontal structural member of the elevated floor elevated above the ground level by means of pilings, columns (posts and piers) or shear walls parallel to the flow of the water and adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the 500-year flood base flood. In the case of zones A1-30, AE, A, A99, AO, AH, B, C, X and D, the term "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwaters. In the case of zones V1-30, VE or V, the term "elevated building" also includes a building

otherwise meeting the definition of "elevated building," even though the lower area is enclosed by means of breakaway walls, if the breakaway walls meet the standards of section 60.3(e)(5) of the National Flood Insurance Program regulations.

Existing construction or existing structures means, for the purposes of determining rates, structures for which the start of construction commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date.

FEMA means the Federal Emergency Management Agency.

Flood or flooding means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of inland or tidal waters; or
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

Fill means any material that is placed in an area and increases the elevation of that area or displaces water volume.

Flood hazard boundary map (FHBM) means an official map of a community on which the Federal Emergency Management Agency has delineated the boundaries of the flood, mudslide (i.e., mudflow) and related erosion areas having special hazards and which have been designated as zones A, M and/or E.

Flood insurance rate map (FIRM) means an official map of the city, on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the city.

Flood protection system means those physical structural works for which funds have been authorized, appropriated and expended, and which have been constructed specifically to modify flooding in order to reduce the extent of the areas within a community subject to a ~~"special flood hazard"~~ "flood risk" the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood-modifying works are those constructed in conformance with sound engineering standards.

Floodplain or flood prone area means any land area susceptible to being inundated by water from any source (see *Flooding*).

Floodway or regulatory floodway means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

Floodway conveyance offset volume means the volume of material that must be excavated and removed from the special flood hazard area to provide an equivalent storage volume necessary to reduce loss of conveyance associated with development within the floodway.

Friendswood special flood hazard area as defined in Section 34-25, Flood Zones Defined.

Levee means a manmade structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control or divert the flow of water so as to provide protection from temporary flooding.

Levee system means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

Lowest floor means the lowest floor of the lowest enclosed area, including basement. An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage, in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable nonelevation design requirements of section 60.3 of the National Flood Insurance Program regulations.

Manufactured home means a structure transportable in one or more sections, which is built on a permanent chassis, and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes, the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

Mean sea level means, for purposes of the National Flood Insurance Program, the North American Vertical Datum (NAVD) of 1988, or other datum to which base flood elevations shown on a community's flood insurance rate map are referenced.

New construction means, for floodplain management purposes, structures for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community.

Other flood areas means the area between the limits of the base flood and the 0.2-percent annual chance (or 500-year) flood. These areas are labeled Zone B or Zone X (Shaded) on the FEMA FIRM map

Special flood hazard area means the land in the floodplain within the City, that is subject to a one percent or greater chance of flooding in any given year and is designated as unnumbered A Zones, AE Zones, AH Zones, A1 through A99 Zones, VO Zones, V1 through V30 Zones, VE Zones or V Zones.

Start of construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (PL 97-348)) includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, placement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slabs or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. The term "permanent construction" does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basements, footings, piers or foundations or the erection of

temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds, not occupied as dwelling units or not part of the main structure.

Structure means ~~a walled and roofed building, including a gas or liquid storage tank, that is principally aboveground, as well as a manufactured home anything constructed or erected with a fixed location on the ground or attached to something having a fixed location on the ground.~~

Substantial damage means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damage condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

Substantial improvement means any repair, reconstruction or improvement of a structure ~~over a period of 10 years~~, the cost of which equals or exceeds 50 percent of the market value of the structure either before the improvement or repair is started, or, if the structure has been damaged and is being restored, before the damage occurred. For the purpose of this definition, the term "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term "substantial improvement" does not, however, include either any project for improvement of a structure to comply with existing state or local health, sanitary or safety code specifications which are solely necessary to ensure safe living conditions or any alteration of a structure listed on the national Register of Historic Places or a state inventory of historic places.

Variance means a grant of relief to a person from the requirements of this article when specific enforcement would result in unnecessary hardship. A variance, therefore, permits construction or development in a manner otherwise prohibited by this article. (For full requirements, see section 60.6 of the National Flood Insurance Program regulations.)

Violation means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications or other evidence of compliance required in section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4) or (e)(5) of the National Flood Insurance Program regulations is presumed to be in violation until such time as that documentation is provided.

Water surface elevation means the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

~~*Zone X (Shaded)* means areas subject to a 0.2 percent chance of flooding in any given year; areas of 1 percent% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1 percent% annual chance flood.~~

~~*Zone X (Unshaded)* means areas of minimal flood hazard, outside of the 0.2 percent chance of flood.~~

Sec. 34-20. - Statutory authorization.

The legislature of the state has in V.T.C.A., Water Code § 16.311 et seq., delegated the responsibility to local governmental units to adopt regulations designed to minimize flood losses. Therefore, the city council does ordain the provisions set out in this article to be its regulations governing flood damage prevention.

Sec. 34-21. - Findings of fact.

The city finds that:

- (1) The Friendswood special flood hazard areas of the city are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.
- (2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

Sec. 34-22. - Statement of purpose.

It is the purpose of this article to promote the public health, safety and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood prone areas in such a manner as to minimize future flood blight areas;
- (7) Ensure that potential buyers are notified that property is in a flood area; and
- (8) Preserve floodplain storage through mitigation.

Sec. 34-23. - Lands to which this article applies.

This article shall apply to all areas within the jurisdiction of the city.

Sec. 34-24. - Basis for establishing the areas of special flood hazard and other flood areas.

The areas of special flood hazard and other flood areas identified by ~~the Federal Emergency Management Agency~~ FEMA in a scientific and engineering report entitled, "The Flood Insurance Study for Galveston County, Texas and Incorporated Areas," dated August 15, 2019 with accompanying Flood Insurance Rate Map and Flood Boundary-Floodway Maps (FIRM and FBFM); ~~"The Flood Insurance Study for Harris County, Texas and Incorporated Areas," dated January 6, 2017, with accompanying Flood Insurance Rate Maps and Flood Boundary-Floodway Maps (FIRM and FBFM) and any revisions thereto, and "The Flood Insurance Study for Harris County, Texas and Incorporated Areas," dated June 18, 2007, with accompanying Flood Insurance Rate Maps and Flood Boundary-Floodway Maps (FIRM and FBFM) and any revisions thereto,~~ are hereby adopted by reference and declared to be a part of this article. Incorporated Areas includes both Galveston and Harris Counties.

Sec. 34-25. Flood Zones Defined.

Moderate to Low Risk Areas, also known as "other flood areas" or the 500-year floodplain – In communities that participate in the NFIP, flood insurance is available to all property owners and renters in these zones:

Zones B and X (Shaded) means areas subject to a 0.2 percent chance of flooding in any given year; areas of 1 percent annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1 percent annual chance flood.

Zones C and X (Unshaded) means areas of minimal flood hazard, outside of the 0.2 percent chance of flood.

High Risk Areas, also known as "special flood hazard area" or the 100-year floodplain – In communities that participate in the NFIP, mandatory flood insurance purchase requirements apply to all of these zones:

Zones A, AE, AI-30, AH, AO, AR, A99 means the land in the floodplain within the City, that is subject to a one percent or greater chance of flooding in any given year

High Risk – Coastal Areas – In communities that participate in the NFIP, mandatory flood insurance purchase requirements apply to all of these zones.

Zones V, VE, VI-30 means coastal areas with a 1% or greater chance of flooding and an additional hazard associated with storm waves.

Friendswood Special Flood Hazard area is hereby established and means the land in the special flood hazard area and in the floodplain within the City that is subject to a 0.2 percent or greater chance of flooding in any given year and is designated as unnumbered A Zones, AE Zones, AO Zones, AH Zones, A1 through A99 Zones, VO Zones, V1 through V30 Zones, VE Zones, V Zones, or X Shaded Zones.

Sec. 34-265. - Compliance.

No structure or land shall be located, altered or have its use changed without full compliance with the terms of this article and other applicable regulations.

Sec. 34-276. - Abrogation and greater restrictions.

This article is not intended to repeal, abrogate or impair any existing easements, covenants or deed restrictions. However, where this article and another ordinance or regulation conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

Sec. 34-287. - Interpretation.

In the interpretation and application of this article, all provisions shall be:

- (1) Considered as minimum requirements;
- (2) Liberally construed in favor of the city council; and
- (3) Deemed neither to limit nor repeal any other powers granted under state statutes.

Sec. 34-298. - Warning and disclaimer of liability.

The degree of flood protection required by this article is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions, greater floods can and will occur, and flood heights may be increased by manmade or natural causes. This article does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This article shall not create liability on the part of the city or any official or employee thereof for any flood damages that result from reliance on this article or any administrative decision lawfully made thereunder.

Sec. 34-3029. - Floodplain administrator—Designation.

The city manager is hereby appointed the floodplain administrator to administer and implement the provisions of this article and other appropriate sections of 44 CFR (National Flood Insurance Program regulations) pertaining to floodplain management.

Sec. 34-319. - Same—Duties and responsibilities.

Duties and responsibilities of the floodplain administrator shall include, but not be limited to, the following:

- (1) Maintain and hold open for public inspection all records pertaining to the provisions of this article.
- (2) Review permit applications to determine whether proposed building sites will be reasonably safe from flooding.
- (3) Review, approve or deny all applications for development permits required by adoption of this article.
- (4) Review permits for proposed development to ensure that all necessary permits have been obtained from those federal, state or local governmental agencies (including section 404 of the Federal Water Pollution Control Act amendments of 1972, 33 USC 1344) from which prior approval is required.
- (5) Make the necessary interpretation where interpretation is needed as to the exact location of the boundaries of the areas of Friendswood special flood hazards- areas (for example, where there appears to be a conflict between a mapped boundary and actual field conditions).
- (6) Notify, in riverine situations, adjacent communities and the state coordinating agency, which is the state water commission, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management AgencyFEMA.
- (7) Ensure that the flood-carrying capacity within the altered or relocated portion of any watercourse is maintained.
- (8) When base flood elevation and Zone X (Shaded) data has not been provided in accordance with section 34-24, obtain, review and reasonably utilize any base flood elevation data, Zone X (Shaded) data and floodway data available from a federal, state or other source in order to administer the provisions of division 2 of this article.

Sec. 34-321. - Development permit—Establishment.

A development permit shall be required to ensure conformance with the provisions of this article. The permit fee shall be set by resolution and printed in Appendix D to this Code. A development permit is required for all development-related activity in the floodplain, including, but not limited to:

- (1) Construction of new structures;
- (2) Modifications or improvements to existing structures;
- (3) Excavation;
- (4) Filling;
- (5) Paving;
- (6) Drilling;
- (7) Driving of piles; and
- (8) Grading.

Sec. 34-332. - Same—Procedures.

- (a) Application for a development permit shall be presented to the floodplain administrator on a form furnished by him and may include, but not be limited to, plans in duplicate, drawn to scale, showing the location, dimensions and elevation or proposed landscape alterations, existing and proposed structures, and the location of the foregoing in relation to areas of Friendswood special flood hazard areas. Additionally, the following information is required:
 - (1) Elevation, in relation to mean sea level, of the lowest floor, including basement, of all new and substantially improved structures.
 - (2) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed.
 - (3) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of section 34-61(2).
 - (4) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development.
 - (5) Maintenance of a record of all such information in accordance with section 34-30(1).
 - (6) A mitigation plan identifying all cut and fill activities occurring within the areas of Friendswood special flood hazard areas. This mitigation plan will include all necessary calculations and shall be signed and sealed by a registered professional engineer.
 - (7) Mitigation activities shall be fully implemented prior to any other development-related activities commenced on any given site.
- (b) Approval or denial of a development permit by the floodplain administrator shall be based on all of the provisions of this article and the following relevant factors:
 - (1) The danger to life and property due to flooding or erosion damage.
 - (2) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
 - (3) The danger that materials may be swept onto other lands to the injury of others.

- (4) The compatibility of the proposed use with existing and anticipated development.
- (5) The safety of access to the property in times of flood for ordinary and emergency vehicles.
- (6) The costs of providing governmental services during and after flood conditions, including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems.
- (7) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.
- (8) The necessity to the facility of a waterfront location, where applicable.
- (9) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.
- (10) The relationship of the proposed use to the comprehensive plan for the area.

Sec. 34-343. - Variance procedures.

The following shall regulate variances from the provisions of this article:

- (1) The appeal board, as established by the city, shall hear and render judgment on requests for variances from the requirements of this article.
- (2) The appeal board shall hear and render judgment on an appeal only when it is alleged there is an error in any requirement, decision or determination made by the floodplain administrator in the enforcement or administration of this article.
- (3) Any person aggrieved by the decision of the appeal board may appeal such decision in the courts of competent jurisdiction.
- (4) The floodplain administrator shall maintain a record of all actions involving an appeal and shall report variances to ~~the Federal Emergency Management Agency~~ FEMA upon request.
- (5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or a state inventory of historic places without regard to the procedures set forth in the remainder of this section.
- (6) Variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided the relevant factors in section 34-32(b) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- (7) Upon consideration of the factors noted in this section and the intent of this article, the appeal board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this article.

- (8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (9) Prerequisites for granting variances are as follows:
 - a. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
 - b. Variances shall only be issued upon:
 - 1. Showing a good and sufficient cause;
 - 2. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 - 3. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, or extraordinary public expense, or create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
 - c. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
- (10) Variances may be issued by the city for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use, provided that the criteria outlined in subsections (1) through (9) of this section are met, and the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

Sec. 34-354. - Stormwater management.

- (a) Prior to the issuance of any development permit, except for permits for developments in areas wholly outside areas of Friendswood special flood hazard areas where it is determined by the city engineer as unnecessary due to the existence of sufficient available data, the applicant shall submit a hydrological analysis showing the impact and potential adverse effects of increased runoff attributable to such proposed development from an Atlas -14 100-year frequency storm on downstream areas. Drainage improvements shall be required in accordance with the following:
 - (1) Where new developments do not aggravate downstream flooding problems, they shall not be required to provide either on-site storage or off-site improvements. (2) Where new developments may aggravate downstream flooding, the developer shall compensate for the increased flood flows by providing downstream improvements which provide capacity to handle the increased flows.
 - (3) Where downstream improvements may be so extensive as to be uneconomical for the proposed development or not be feasible because of right-of-way or other limitations,

new developments may provide on-site storage improvements sized and constructed as to eliminate any adverse drainage impact downstream.

- (4) If it is not feasible for new development to analyze all downstream conditions, such new development may provide on-site storage of sufficient capacity to limit the developed peak discharge from the storage systems to that which would have flowed from the development in its natural undeveloped state. The stormwater runoff rate from a development after its completion shall not exceed the runoff rate for the land area prior to its development as determined by the 100-year frequency storm. Drainage calculations modeled to accomplish this purpose and the inflow-outflow hydrographs supplied for the area will be supplied with construction drawings and along with all other calculations for drainage.

(5) Hydrograph timing may not be used as a substitution for providing detention.

The storage systems designed to accomplish this purpose shall not be closer to any water-bearing strata than one foot and shall have soil borings from a certified laboratory to substantiate this fact, and these results will be supplied with the design engineer's stamp on them to the city engineer before construction can begin. The type and geometrical shape of the storage system is independent and left to the design of the developer's engineer, but should include a cross section for flow up to a five-year frequency storm and the second cross section should be for the storage of additional stormwater to the 100-year interval. The area used for this purpose is to be maintained by the developer.

- (b) No development shall proceed until approval has been granted by the city engineer for the plans, specifications and flood control measures for such development as required under this section.”

SECTION 3. That the City of Friendswood Code of Ordinances, Chapter 34. Floods, Article II. Flood Damage Protection, Division 2. Flood Hazard Reduction, is hereby amended to read as follows:

“DIVISION 2. - FLOOD HAZARD REDUCTION

Sec. 34-59. - Methods of reducing flood losses.

In order to accomplish its purposes, this division uses the following methods:

- (1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities.
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction.

- (3) Control the alteration of natural floodplains, stream channels and natural protective barriers which are involved in the accommodation of floodwaters.
- (4) Control filling, grading, dredging and other development which may increase flood damage.
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards to other lands.

Sec. 34-60. - General standards.

In all ~~areas of Friendswood~~ special flood hazard areas, the following provisions are required for all new construction and substantial improvements:

- (1) All new construction or substantial improvements shall be designed or modified and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;
- (2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;
- (3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;
- (4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;
- (5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
- (6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the system into floodwaters; and
- (7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

Sec. 34-61. - Specific standards.

In all ~~areas of Friendswood~~ special flood hazard areass where base flood elevation and 0.2 percent% flood elevation data has been provided as set forth in section 34-33, the following provisions are required:

- (1) *Residential construction.* New construction and substantial improvement of any residential structures shall have the lowest floor, including basement, elevated to 24 inches above the base flood elevation or at or above the 0.2 percent% flood elevation, whichever is greater. A registered professional engineer, architect or land surveyor shall

submit a certification to the floodplain administrator that the standard of this subsection, as proposed in article, is satisfied.

- (2) *Nonresidential construction.* New construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor, including basement, elevated to 24 inches above the base flood level at or above the -.2 percent% flood elevation, whichever is greater, or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review the structural design, specifications and plans for the construction and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification, which includes the specific elevation in relation to mean sea level to which such structures are floodproofed, shall be maintained by the floodplain administrator.
- (3) *Manufactured homes.*
 - a. All manufactured homes to be placed within zone A shall be installed using methods and practices which minimize flood damage. For the purpose of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.
 - b. All manufactured homes shall be in compliance with subsection (1) of this section.

Sec. 34-62. - Maintenance of on-site stormwater storage facilities.

- (a) In each case where an on-site stormwater storage facility is provided pursuant to this article, the developer shall furnish evidence of acceptance for maintenance of such storage facility to the Galveston County Consolidated Drainage District (GCCDD), having authority to perform such service. The Galveston County Consolidated Drainage District (GCCDD) will agree to assume such responsibility, provided the developer:
 - (1) Dedicates to the city and GCCDD an easement over and across such facility;
 - (2) Dedicates an access easement to such facility to the city and GCCDD; and
 - (3) Pays to the entity who is maintaining such facilities, whether the city or GCCDD, the estimated cost of maintaining such storage facility for a period of ten years, as stated on the fee schedule in the Drainage Criteria Manual.

Provided further, if the on-site stormwater storage facility is designed to be a "dry" facility and not an amenity or a private recreational facility. Amenity ponds shall be defined as any pond whose land area has been deeded to the homeowners/landowners for the benefit of the homeowners/landowners and are to be maintained by the homeowners'/landowners' association. These ponds shall include "wet ponds" and ponds used for recreational purposes.

- (b) For the purposes of this section, the term "stormwater storage facility" means a stormwater storage facility serving primarily as a collection device and not as a transmission system, and which is designed and constructed for the purpose of providing on-site detention for the benefit of a multiparcel development, and not for a single lot or single parcel development.

Sec. 34-63. - Special lowest floor elevation requirements.

- (a) Notwithstanding any other provision contained in this article to the contrary, in zone AE, lowest floor elevations shall be a minimum of 24 inches above the elevation given on the latest FEMA FIRM panel for the city or at or at or above the 0.2 percent% flood elevation whichever is greater. When building location falls between elevations, the elevation may be interpolated to the nearest one-half foot.
- (b) Notwithstanding any other provision contained in this article to the contrary, in zone AO, lowest floor elevations shall be 36 inches higher than the centerline of the road in curb and gutter streets, or the high bank of a roadside ditch on streets with open ditch drainage or at or above the 0.2 percent% flood elevation, whichever is greater.
- (c) Notwithstanding any other provision contained in this article to the contrary, in zone X shaded, lowest floor elevations shall be a minimum of 24 inches higher than the adjacent natural grade or at or above the 0.2 percent% flood elevation, whichever is greater.
- (d) Notwithstanding any other provision contained in this article to the contrary, in zone X unshaded, lowest floor elevation shall be as follows:
 - (1) On curb and gutter streets, the elevation shall be a minimum of 18 inches above the top of curb or a minimum of 12 inches above the adjacent natural grade or at or above the 0.2 percent% flood elevation, whichever is greater.
 - (2) On streets with open ditches, slab elevations shall be a minimum of 18 inches higher than the center of the street or a minimum of 12 inches higher than the adjacent natural grade or at or above the 0.2 percent% flood elevation, whichever is greater.
- (e) For the purposes of this section, the term "adjacent natural grade" means the natural ground adjacent to the slab at its centerline paralleling the front of the structure. Natural ground is assumed to be the ground surface existing prior to placement of the building pad.
- (f) Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor.

Sec. 34-64. - Standards for subdivision proposals.

- (a) All subdivision proposals, including manufactured home parks and subdivisions, shall be consistent with sections 34-21, 34-22 and 34-59.
- (b) All proposals for the development of subdivisions, including manufactured home parks and subdivisions, shall meet the development permit requirements of sections 34-32 and 34-26, and the provisions of this division.

- (c) Base flood elevation data and 0.2 percent% flood elevation data shall be generated for subdivision proposals and other proposed development, including manufactured home parks and subdivisions, which is greater than 50 lots or five acres, whichever is lesser, if not otherwise provided pursuant to section 34-24.
- (d) All subdivision proposals, including manufactured home parks and subdivisions, shall have adequate drainage provided to reduce exposure to flood hazards.
- (e) All subdivision proposals, including manufactured home parks and subdivisions, shall have public utilities and facilities, such as sewer, gas, electrical and water systems, located and constructed to minimize or eliminate flood damage.

Sec. 34-65. - Floodways.

Property located within areas of special flood hazard as established in section 34-24 are areas designated as floodways. The council finds that floodways are extremely hazardous areas due to the velocity of floodwaters which carry debris, potential projectiles and erosion potential, and the following provisions shall therefore apply to these areas in order to protect the public health, safety, and welfare and to protect private property:

- (1) Encroachments into the floodway shall be prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through a no-rise certificate using hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.
- (2) If subsection (1) of this section is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of sections 34-60 through 34-64, and other applicable regulations of the city or provisions of this article.
- (3) Under the provisions of 44 CFR 65.12 of the National Flood Insurance Program regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community first applies for a conditional FIRM and floodway revision through FEMA.

SECTION 4. That this Ordinance is hereby incorporated and made a part of the Friendswood City Code of Ordinances.

SECTION 5. That a person who violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

SECTION 6. That this Ordinance shall become effective upon publication as required by the City Charter.

SECTION 7. That all ordinances or parts of ordinances in conflict or inconsistent with this Ordinance are hereby expressly repealed.

SECTION 8. That in the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Friendswood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

SECTION 9. That the City Secretary shall give notice of the enactment of this Ordinance by publication as required by the City Charter.

PASSED AND APPROVED on first reading this 2nd day of November, 2020.

PASSED, APPROVED, AND ADOPTED on second and final reading this 7th day of December, 2020.

Mike Foreman
Mayor

ATTEST:

Melinda Welsh, TRMC
City Secretary

HARRIS COUNTY
OFFICE OF THE COUNTY ENGINEER

**1001 Preston, Suite 500
Houston, Texas 77002
(713) 755-5370**

May 12, 2020

Honorable County Judge
& Commissioners

SUBJECT: Recommendation on Minimum Standards for Communities in Harris County and Draining to Harris County

Dear Court Members:

At the April 28, 2020, Commissioners Court, we were directed to recommend minimum standards for adoption by communities located in Harris County to ensure the benefits achieved by the 2018 Harris County Flood Control Bond Program are protected.

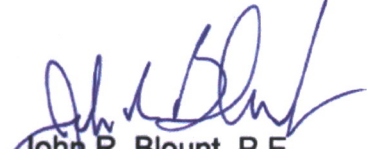
Our recommendation is that all cities within Harris County, and those entities located outside of Harris County but drain to Harris County, adopt the following minimum standards by December 31, 2020, and be effective within their municipal boundaries and extraterritorial jurisdiction:

- Use Atlas 14 rainfall rates for sizing storm water conveyance and detention systems.
- Require a minimum detention rate of 0.55 acre feet per acre of detention for any new development on tracts one acre or larger in size. However, a single family residential structure and accessory buildings proposed on an existing lot is exempt from providing detention.
- Prohibit the use of hydrograph timing as a substitution for detention on any project, unless it directly outfalls into Galveston Bay.
- Require no net fill in the current mapped 500-year floodplain, except in areas identified as coastal zones only
- Require the minimum Finished Floor Elevation (FFE) of new habitable structures be established at or waterproofed to the 500-year flood elevation as shown on the effective Flood Insurance Study.

It is further recommended that the County Engineer extend the current agreement with EHRA Engineering to assist communities in evaluating and updating their policies and ordinances upon their request at no cost to the community. As part of this process, these communities may identify additional requirements or criteria to implement depending on their flood risk and storm water infrastructure capacity.

To help reinforce participation, we also recommend that no partnership projects, including flood control or county roadway projects, be constructed in these communities after December 31, 2020, until such time their criteria is updated to reflect the above minimum standards. Partnership projects that are currently scheduled for construction in these communities before December 31, 2020, may continue as scheduled provided the communities are actively working with us to update their criteria. It should be noted that this effort is part of a larger Fix Flooding First initiative that will be presented to Commissioners Court for an official roll out in June 2020.

Sincerely,



John R. Blount, P.E.
County Engineer



Russell A. Poppe, P.E.
Executive Director
Harris County Flood Control District

JRB/RP/ed

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/28/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Ordinance No. T2020-47: First and Final reading of an ordinance amending City of Friendswood, Texas, Ordinance No. 2020-35, passed and approved September 14, 2020, same being an ordinance approving and adopting the City's General Budget for Fiscal Year 2020-2021 by approving "Budget Amendment II" to the "Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2020-2021"; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.

Originating Department: Administrative Services

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

By its nature, our budget is an estimate of the revenues and expenditures needed to accomplish the City Council and Staff goals for the year. Throughout the year events occur that require adjustments to the budget. These adjustments may be needed for various reasons, such as the recognition of extraordinary revenues or expenditures, new projects that are authorized by Council or providing funding for expenditures resulting from extraordinary events like natural disasters. As the need arises, items for budget appropriations are accumulated and then submitted for approval at the City Council meeting each month. The budget adjustments covered by this ordinance comprise the second set for fiscal year 2020-2021.

We have attempted to provide as much explanation of the adjustments as possible through two sets of exhibits. Exhibit A provides a narrative explanation of each budget amendment. Exhibit B provides the detail of each accounting transaction.

Ordinance and exhibits are reviewed and approved by the City Attorney prior to inclusion on a City Council meeting agenda.

Expenditure Required: \$12,884,036

Amount Budgeted: \$0

Appropriation Required: \$12,884,036

Source of Funds: General Fund Unassigned Fund Balance, General Fund Revenue, Water and Sewer working capital, HMGP Grant Fund, TWBD Grant Fund, Park Land Dedication Fund, Street Improvements Fund, Friendswood Downtown Economic Development, 2017 G.O. Bond Fund, Vehicle Replacement Fund, 2016 & 2018 Water & Sewer Construction Bond Fund, Police Investigation Fund

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Approval of this budget amendment will allow for timely procurement of program supplies and limit delays in the progress of capital improvement projects.

RECOMMENDATIONS

Recommend approval of the ordinance and exhibits covering Budget Amendment II 2020–21.

ATTACHMENTS

1. Ord 2020-47 BA II 2020-21
2. FY21 BA II Exhibit A 12-07-2020
3. FY21 BA II Exhibit B 12-07-2020

ORDINANCE NO. T2020-47

AN ORDINANCE AMENDING CITY OF FRIENDSWOOD, TEXAS, ORDINANCE NO. 2020-35, PASSED AND APPROVED SEPTEMBER 14, 2020, SAME BEING AN ORDINANCE APPROVING AND ADOPTING THE CITY'S GENERAL BUDGET FOR FISCAL YEAR 2020-2021 BY APPROVING "BUDGET AMENDMENT II" TO THE "ORIGINAL GENERAL BUDGET OF THE CITY OF FRIENDSWOOD, TEXAS, FOR THE FISCAL YEAR 2020-2021"; PROVIDING FOR SUPPLEMENTAL APPROPRIATION AND/OR TRANSFER OF CERTAIN FUNDS; PROVIDING FOR SEVERABILITY; AND PROVIDING OTHER MATTERS RELATED TO THE SUBJECT.

* * * * *

WHEREAS, by Ordinance No. 2020-35, the City Council of the City of Friendswood, Texas, adopted its "Original General Budget for Fiscal Year 2020-2021"; and

WHEREAS, the City Council has determined that revenues and/or reserves are available for supplemental appropriation, and/or that the transfer of certain funds interdepartmentally is economically feasible and in the best interest of prudent budgeting and for municipal purposes; and

WHEREAS, Section 8.04 of The City Charter provides for amendments after adoption of the budget; and

WHEREAS, the City Council desires to amend said Original General Budget to reflect such supplemental appropriation and/or transfer in the fiscal year 2020-2021;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, STATE OF TEXAS:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2020-2021,” is hereby amended for municipal purposes as shown on “Budget Amendment II” to the “Original Budget of the City of Friendswood, Texas, for the Fiscal year 2020-2021” attached hereto. Said Budget Amendment II shall be attached to and made a part of such Original General Budget by the City Secretary and shall be filed as required by state law, a true and correct copy of which is attached hereto as Exhibits “A” and “B” and made a part hereof for all purposes.

Section 3. In the event any clause, phrase, provision, sentence, or part of this ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Friendswood, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED AND APPROVED this 7th day of December, 2020.

Mike Foreman
Mayor

ATTEST:

Melinda Welsh, TRMC
City Secretary

**City of Friendswood
Budget Amendment Summary
Fiscal Year 2020 – 2021
Budget Amendment II
December 7, 2020**

1. **Prior Year Encumbrance, \$8,050,193.69.** Appropriate funds for purchase orders issued in fiscal year 2019-20 and outstanding at fiscal year-end, September 30, 2020. Goods and services for these purchase orders will be received and expensed in fiscal year 2021.
2. **Unencumbered Capital, \$4,495,163.** Re-appropriate funds budgeted for capital expenditures in fiscal year 2019-20; but not expensed at fiscal year-end September 30, 2020. Goods and services will be received and expensed in fiscal year 2020-21. Section 8.06 of the City Charter allows for funds appropriated for capital expenditure to remain in force for up to three years if unencumbered or until the intended purpose is accomplished.
3. **PEG Channel Equipment Maintenance, \$4,060.** Appropriate PEG Channel funds for operating equipment to stream City Council meetings and other PEG channel content in City Hall offices. The funding source will be restricted general fund balance from PEG Channel revenue.
4. **Chapter 380 Economic Development Grant (Tannos Land Holding III, LLC), \$100,000.** Appropriate \$100,000 from unassigned general fund balance for payment to Tannos Land Holding III, LLC for the Chapter 380 Economic Development Grant. The economic development agreement between the City of Friendswood and Tannos Land Holding III, LLC was entered into on May 7, 2018 for reimbursement of building fees following the issuance of the certificate of occupancy. The occupancy certification was issued on October 29, 2020.
5. **Chapter 380 Economic Development Incentive Grant, \$13,000.** Appropriate funds for the future reimbursement of building fees to Texas Behavioral Health Holding Group, LLC. At the August 3, 2020 council meeting, Council approved the Chapter 380 Economic Development agreement between the City of Friendswood and Texas Behavioral Health Holding Group, LLC. The reimbursement amount shall not exceed \$13,000 following the issuance of the certificate of occupancy. The funding source will be unassigned general fund balance.
6. **Parks & Recreation-Parks and Trails Master Plan Update, \$146,200.** Appropriate funds for services related to updating the Park and Trails Master Plan. The plan will include an inventory of the City's existing parks and trail facilities that have been purchased, constructed, acquired, or added since the original master plan was created in 2010. The updated plan will assess the needs to meet the level-of-service goals. A requirement for applying for grants is to submit an updated Parks Master plan. It is also

a requirement with the Texas Parks and Wildlife to have a new plan every 10 years. The funding source will be 2016 G.O. Bonds.

7. **Parks & Recreation Donation \$1,000.** Appropriate a donation received from Carol George on November 10, 2020. The donation will go towards the purchase of a metal park bench in memory of John G. George, Sr. that will be placed in Stevenson Park. Funds will be appropriated to the Parks and Recreation Department's Parks division operating equipment budget.
8. **Parks & Recreation Donation \$1,465.** Appropriate a donation received from Gerald Grethen on October 31, 2020. The donation will go towards purchasing two park benches that will be placed at Lake Friendswood. Funds will be appropriated to the Parks and Recreation Department's Parks division operating equipment budget.
9. **Parks & Recreation Department Mowing Contract Increase, \$27,216.** Appropriate funds to cover mowing costs for additional buyout lots recently purchased due to Hurricane Harvey and temporary mowing at Renwick park and the dog park. The funding source will be unassigned general fund balance.
10. **Parks & Recreation Utility Terrain Vehicle, \$4,000.** Appropriate funds received from the trade-in value of replacing a utility terrain vehicle in the Park's department. The former UTV was beyond its useful life and in need constant need of repairs. The cost of the UTV after the trade-in value was \$3,223.61. Funds were used from the Park's division operating equipment account.
11. **Police Department Vehicle Insurance Reimbursement, \$10,245.** Appropriate insurance reimbursements received from TML-IRP. Funding will be appropriated to the Police Department Patrol division vehicle maintenance account for repairs made to unit P401.
12. **FISD Interlocal Contract, \$20,000.** Appropriate funds to help to offset FISD COVID related expenses. The interlocal agreement was entered into with FISD on September 21, 2020 for bulk-purchase of chromebooks towards the district's distance-learning technology initiative. The funding source will be unassigned general fund balance.
13. **Public Works Vehicle Unit PW91, \$370.** Appropriate funds to cover additional costs to replace Public Works Vehicle Unit PW50. Unit PW50 is included in the FY21 adopted budget to be replaced as scheduled. The total cost for replacing the vehicle and equipment was \$370 more than the amount estimated for replacement. The funding source will be from unassigned Vehicle Replacement Fund balance.
14. **Public Works TML-IRP Insurance Reimbursement, \$198.** Appropriate supplemental insurance reimbursement received from TML-IRP. Funding will be appropriated to the Public Works street division vehicle maintenance account for repairs made to unit PW82.

15. Harris County Mayors' & Councils' Association Membership, \$1,000. Appropriate unassigned general fund balance for fiscal year 2020 – 2021 Harris County Mayors' & Councils' Association membership dues.

16. GPS Public Safety Positioning System and Scene Lighting, \$9,916. Appropriate funds to purchase a GPS positioning system hardware, software and lights for the Police Department to use in conjunction with its drone equipment for accident scene mapping and evidence documentation. The funding source will be unassigned Police Investigation Fund balance.

City of Friendswood
December 7, 2020
2020-2021 Budget Amendment II - Exhibit B

BA Number	Account Number	Project Number	PO Number	Vendor	Description	Amount
1	001-0000-30200			Prior Year Encumbrances - General Fund		(417,134.10)
1	001-0303-419.7491		20001438	France Publications	Advertising/Public Notice	2,100.00
1	001-0401-415.7120		20000364	Whitley Penn	Audit Services	1,535.73
1	001-0416-419.7720		20002762	SHI Government Solutions	Software Support Services	101,400.00
1	001-0416-419.8800		20003260	Network Cabling	Capital Equipment	14,989.59
1	001-2120-421.5200		20003741	Precision Delta Corp	Personnel Supplies	1,116.72
1	001-2120-421.5200		20003687	Galls, LLC	Personnel Supplies	1,023.00
1	001-2120-421.5200		20003641	Line Of Fire Defence Systems	Personnel Supplies	2,611.64
1	001-2120-421.5800		20003786	Watchguard, Inc	Operating Equipment<\$5000	141.43
1	001-2120-421.5800		20003448	Watchguard, Inc	Operating Equipment<\$5000	634.00
1	001-2120-421.6300		20003649	Siddons Martin Emergency Group	Vehicle Maintenance	850.00
1	001-2130-421.5800		20003786	Watchguard, Inc	Operating Equipment<\$5000	56.57
1	001-2130-421.5800		20003523	Dell Marketing	Operating Equipment<\$5000	892.99
1	001-2150-441.5200		20003437	Galls, LLC	Personnel Supplies	744.00
1	001-2515-422.5501		20003836	Binswanger Glass	Emergency-Materials/Supplies	12,589.40
1	001-2515-422.5501		20003560	Stanley Security Solutions	Emergency-Materials/Supplies	1,533.82
1	001-2515-422.5501		20003561	Stanley Security Solutions	Emergency-Materials/Supplies	14,059.00
1	001-2515-422.5501		20003562	Binswanger Glass	Emergency-Materials/Supplies	1,569.50
1	001-2515-422.5501		20003563	Binswanger Glass	Emergency-Materials/Supplies	3,175.50
1	001-2515-422.5501		20003770	Moore Supply Co	Emergency-Materials/Supplies	7,165.86
1	001-2515-422.5501		20003771	WW Grainger	Emergency-Materials/Supplies	9,010.50
1	001-2515-422.5501		20003867	Binswanger Glass	Emergency-Materials/Supplies	3,396.60
1	001-2515-422.5501		20003379	Binswanger Glass	Emergency-Materials/Supplies	3,879.01
1	001-3610-431.8800		20003828	Austin Truck & Equipment	Capital Equipment	103,633.00
1	001-3770-431.7400		20001607	RJN Group Inc	Operating Services	4,400.00
1	001-3770-431.8800		20003751	Linkedall Products Inc	Capital Equipment	555.00
1	001-6310-459.5400		20003707	Thermal Solutions International	Operating Supplies	230.85
1	001-6310-459.5482		20003145	Baker & Taylor	Books	285.04
1	001-6310-459.5482		20003706	Baker & Taylor	Books	1,959.89
1	001-6310-459.5482		20003577	Baker & Taylor	Books	688.18
1	001-6310-459.5482		20003572	Baker & Taylor	Books	398.06
1	001-6310-459.5482		20003454	Baker & Taylor	Books	799.32
1	001-6310-459.5482		20003267	Baker & Taylor	Books	233.61
1	001-6310-459.5482		20003174	Baker & Taylor	Books	252.48
1	001-6310-459.5482		20003752	Baker & Taylor	Books	1,300.00
1	001-6310-459.5482		20002988	Baker & Taylor	Books	48.13
1	001-6310-459.5482		20003800	Baker & Taylor	Books	870.03
1	001-6310-459.5482		20002685	Baker & Taylor	Books	370.07
1	001-6310-459.5482		20002553	Baker & Taylor	Books	214.39
1	001-6310-459.5482		20002200	Baker & Taylor	Books	110.13
1	001-6310-459.5482		20002149	Baker & Taylor	Books	93.39
1	001-6310-459.5484		20003666	Baker & Taylor	Videos	38.50
1	001-6310-459.5485		20003732	Blackstone Audio	Audio Books	163.78
1	001-6310-459.5485		20003373	Blackstone Audio	Audio Books	26.94
1	001-6310-459.5487		20002622	Baker & Taylor	CDs	36.12
1	001-6310-459.5487		20003268	Baker & Taylor	CDs	9.57
1	001-6310-459.5487		20002215	Baker & Taylor	CDs	15.11
1	001-6310-459.5487		20003583	Baker & Taylor	CDs	65.83
1	001-6310-459.5487		20002945	Baker & Taylor	CDs	46.73
1	001-6310-459.5488		20003086	EBSCO Information Services	Electronic Resources	1,300.00
1	001-6310-459.7400		20002754	Advantage Archives LLC	Operating Services	13,201.25
1	001-6310-459.7910		20003445	Amazon Business	Community Events/Programs	39.75

City of Friendswood
December 7, 2020
2020-2021 Budget Amendment II - Exhibit B

BA Number	Account Number	Project Number	PO Number	Vendor	Description	Amount
1	001-6424-458.7400		21000552	Professional Development Academy	Operating Services	800.00
1	001-6430-456.5200		20003371	Delane's Ad Specialties	Personnel Supplies	209.23
1	001-6430-456.5800		20003271	K Hanes Incorporated	Operating Equipment<\$5000	2,277.76
1	001-6430-456.6210		20003647	Manor Maintenance Inc	Landscaping	2,520.38
1	001-6430-456.6210		20003285	Manor Maintenance Inc	Landscaping	2,371.72
1	001-6430-456.6400		20002925	Impact Fire Services	Operating Maintenance	2,630.00
1	001-6430-456.7400		20003401	Hassan Moghaddam	Operating Services	19,900.00
1	001-6460-419.6600		20003856	Pyramid Waterproofing	Facility Maintenance	500.00
1	001-6460-419.7400		19003549-R1	Paul Engineering	Operating Services	30,000.00
1	001-6460-419.7832		20002614	15355 Blackhawk LLC	Building Lease	22,000.00
1	001-7001-431.8512		19003938-R1	Generocity Services	Asphalt Streets	18,065.00
1	120-0000-30200			Prior Year Encumbrances - HMGP Acquisition & Demolition Project Grant Fund		(48,780.00)
1	120-3770-419.7800		20001759	Jeffery S. Ward & Associates	Contract Services	40,400.00
1	120-7001-419.7800		20002302	Incontrol Technologies	Contract Services	8,380.00
1	121-0000-30200			Prior Year Encumbrances - TWBD Flood Mitigation Acquisition Grant Project Fund		(2,100.00)
1	121-3770-419.7800		20001976	Jeffery S. Ward & Associates	Contract Services	520.00
1	121-7001-419.7800		20002301	Incontrol Technologies	Contract Services	1,580.00
1	164-0000-30200			Prior Year Encumbrances - Park Land Dedication Fund	Prior Year Encumbrances	(14,545.00)
1	164-7001-456.8240		20002083	Three Wise Men Enterprises	Fence	14,545.00
1	170-0000-30200			Prior Year Encumbrances - Street Improvements Fund		(411,962.67)
1	170-7001-431.8512		20001667	Angel Brothers Enterprises	Asphalt Streets	411,962.67
1	175-0000-30200			Prior Year Encumbrances - Friendswood Downtown Economic Development Improvements Fund		(7,710.00)
1	175-0303-419.7800		21000530	Gandy Squared Lighting Design	Contract Services	7,710.00
1	255-0000-30200			Prior Year Encumbrances - 2017 G. O. Bond Fund		(1,400.14)
1	255-7001-431.8582		17002678-R3	HDR Engineering, Inc	Design Engineering	1,400.14
1	301-0000-30200			Prior Year Encumbrances - Vehicle Replacement Fund		(337,444.00)
1	301-0501-421.8300		20000403	Rockdale Country Ford	Vehicles	270,826.00
1	301-0501-421.8300		20003626	Siddons Martin Emergency Group	Vehicles	15,823.00
1	301-0501-421.8300		20003459	Siddons Martin Emergency Group	Vehicles	19,973.00
1	301-0501-421.8300		20003355	Siddons Martin Emergency Group	Vehicles	30,822.00
1	401-0000-30200			Prior Year Encumbrances - Water & Sewer Operating Fund		(4,575,337.99)
1	401-0401-415.7120		20000364	Whitley Penn	Audit Services	863.27
1	401-3650-434.5800		20003656	Lansdowne-Moody Co	Operating Equipment<\$5000	6,525.00
1	401-3655-434.6543		20003500	Jersey Equipment Company of Houston	Water Plant Maintenance	1,305.00
1	401-3655-434.6543		20003686	WW Grainger	Water Plant Maintenance	308.44
1	401-3655-434.6543		19004376-R1	Jersey Equipment Company of Houston	Water Plant Maintenance	27,759.00
1	401-3655-434.9343		20003841	City of Houston	COH-SEWPP Capital Improvements	411,002.00
1	401-3656-433.6552		20003499	Precision Pump Systems	Lift Station Maintenance	21,720.00
1	401-3656-433.6552		20003311	Precision Pump Systems	Lift Station Maintenance	21,720.00
1	401-3656-433.6552		19004110-R1	K2 Services LLC	Lift Station Maintenance	20,345.35
1	401-3656-433.6801		20003793	Garner Environmental Services	Emergency Generator Maintenance	6,831.00
1	401-3656-433.7473		20003840	Gulf Coast Authority	Blackhawk WW Operations	348,795.00
1	401-3656-433.7473		20003844	City of Houston	Blackhawk WW Operations	2,569,413.00
1	401-7001-433.6551		20003633	LPR South Central	Collection Line Maintenance	500,000.00
1	401-7001-433.8552		20003230	Fiveengineering	Lift Station Improvements	638,750.93
1	420-0000-30200			Prior Year Encumbrances - 2016 Water & Sewer Construction Bond Fund		(32,901.89)
1	420-7001-433.8552		18005464-R2	Lockwood, Andrews & Newnam	Lift Station Improvements	17,267.75
1	420-7001-433.8552		20002002	R & B Group, Inc	Lift Station Improvements	15,634.14
1	421-0000-30200			Prior Year Encumbrances - 2018 Water & Sewer Construction Bond Fund		(2,200,877.90)
1	421-7001-433.8552		18005464-R2	Lockwood, Andrews & Newnam	Lift Station Improvements	10,900.00
1	421-7001-433.8552		20002002	R & B Group, Inc	Lift Station Improvements	2,147,313.48
1	421-7001-433.8581		19002017-R1	RJN Group Inc	Preliminary Engineering	30,836.92
1	421-7001-433.8597		20002968	Alpha Testing	Soil/Concrete Testing	11,827.50

City of Friendswood
December 7, 2020
2020-2021 Budget Amendment II - Exhibit B

BA Number	Account Number	Project Number	PO Number	Vendor	Description	Amount
2	001-0000-303000			Prior Year Unencumbered Capital - General Fund		(1,174,611)
2	001-7001-431.8512	ST2018		Prior Year Unencumbered Capital - Asphalt Street Improvements		174,611
2	001-7001-431.8512	ST2019		Prior Year Unencumbered Capital - Asphalt Street Improvements		500,000
2	001-7001-431.8512	ST2020		Prior Year Unencumbered Capital - Asphalt Street Improvements		500,000
2	255-0000-303000			Prior Year Unencumbered Capital - 2017 G.O. Bond Fund		(5,986)
2	255-7001-431.8590	GO1515		Appropriate Unencumbered Capital-Blkhwk PH II-Contingency		5,986
2	255-7001-431.8590	GO1515		Release Appropriated Unencumbered Capital from Blkhwk PH II-Contingency		(5,986)
2	255-7001-431.8590	FLB2020		Appropriate Unencumbered Capital-Friendswood Lake Blvd-Contingency		5,986
2	256-0000-303000			Prior Year Unencumbered Capital - 2020 G.O. Bond Fund		(2,436,864)
2	256-7001-419.8120	15355BLKHWWK		Prior Year Unencumbered Capital - Blackhawk Building for PW & PR		2,000,000
2	256-7001-431.8112			Prior Year Unencumbered Capital - Drainage - Environmental Consulting		10,000
2	256-7001-431.8530			Prior Year Unencumbered Capital - Drainage Bond Package		426,864
2	401-0000-303000			Prior Year Unencumbered Capital - Water & Sewer Operating Fund		(500,000)
2	401-7001-433.6551			Prior Year Unencumbered Capital - Sewer Line Maintenance (2019)		186,000
2	401-7001-433.6551			Prior Year Unencumbered Capital - Sewer Line Maintenance (2020)		314,000
2	421-0000-303000			Prior Year Unencumbered Capital - 2018 Water & Sewer Bond Construction Fund		(377,702)
2	421-7001-433.8552	LS023		Prior Year Unencumbered Capital - Lift Station #23		377,702
3	001-0000-30500			Appropriate PEG Channel Reserves for		(4,060)
3	001-0716-419-5800	FCPEGEXP		Appropriate PEG Channel Reserves for operating equipment to stream meetings and other PEG channel content in offices		4,060
4	001-0000-30500			Appropriate unassigned general fund balance for Chapter 380 Economic Development agreement with Tannos Land Holding III, LLC		(100,000)
4	001-0303-419.7921			Appropriate unassigned general fund balance for Chapter 380 Economic Development agreement with Tannos Land Holding III, LLC		100,000
5	001-0000-30500			Appropriate unassigned general fund balance to reserve funds for Chapter 280 Economic Development agreement with TBH Holding Group, LLC		(13,000)
5	001-0303-419.7921			Appropriate unassigned general fund balance to reserve funds for Chapter 280 Economic Development agreement with TBH Holding Group, LLC		13,000
6	254-0000-30100			Appropriate funds for services related to updating the Parks and Trails Master Plan		(146,200)
6	254-7001-456.8582			Appropriate funds for services related to updating the Parks and Trails Master Plan		146,200
7	001-0000-38600			Appropriate donation received from Carol George for memorial bench in Stevenson Park		(1,000)
7	001-6430-456.5800			Appropriate donation received from Carol George for memorial bench in Stevenson Park		1,000
8	001-0000-38600			Appropriate donation received from Gerald Grethen for two memorial benches at Lake Friendswood		(1,465)
8	001-6430-456.5800			Appropriate donation received from Gerald Grethen for two memorial benches at Lake Friendswood		1,465
9	001-0000-30500			Appropriate general fund balance for mowing services due to City purchasing the Hurricane Harvey buyout lots		(27,216)
9	001-6430-456.7680			Appropriate general fund balance for mowing services due to City purchasing the Hurricane Harvey buyout lots		27,216
10	001-0000-39210			Appropriate the trade-in value received from purchasing a replacement UTV		(4,000)
10	001-6430-456.8800			Appropriate the trade-in value received from purchasing a replacement UTV		4,000
11	001-0000-38310			Appropriate insurance reimbursement from TML-IRP for Police Department Patrol Vehicle Unit P401		(10,254)
11	001-2120-421.6300	P401		Appropriate insurance reimbursement from TML-IRP for Police Department Patrol Vehicle Unit P401		10,254
12	001-0000-30500			Appropriate unassigned general fund balance for Fisd Interlocal Contract for technology initiative		(20,000)
12	001-2515-422.5801	20EMCOVIDCAT4		Appropriate unassigned general fund balance for Fisd Interlocal Contract for technology initiative		20,000
13	301-0000-30100			Appropriate unassigned fund balance in the Vehicle Replacement Fund for additional costs to purchase and outfit PW913		(370)
13	301-0501-431.8300	PW91		Appropriate unassigned fund balance in the Vehicle Replacement Fund for additional costs to purchase and outfit PW913		370
14	001-0000-38310			Appropriate supplemental insurance reimbursement from TML-IRP for Public Works Streets Vehicle Unit PW82		(198)
14	001-3610-431.6300	PW82		Appropriate supplemental insurance reimbursement from TML-IRP for Public Works Streets Vehicle Unit PW82		198
15	001-0000-30500			Appropriate unassigned general fund balance for FY21 Harris County Mayors' & Councils' Association membership dues		(1,000)
15	001-0101-413.7530			Appropriate unassigned general fund balance for FY21 Harris County Mayors' & Councils' Association membership dues		1,000
16	101-0000-30100			Appropriate unassigned Police Investigation Fund balance for GPS Public Safety Positioning System and Scene Lighting		(9,916)
16	101-2120-421.5800			Appropriate unassigned Police Investigation Fund balance for Scene Lighting		2,032
16	101-2120-421.8800			Appropriate unassigned Police Investigation Fund balance for GPS Public Safety Positioning System		7,884

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Authorizing Council to invoke Rule 1(A) of the Rules of Procedure to schedule the January City Council meeting for January 11, 2020, to accommodate the New Year's Holiday.

Originating Department: City Manager

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/4/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Endorse the Mayor's appointment/reappointment of two board members to the Board of Directors of the Harris-Galveston Subsidence District

Originating Department: City Secretary

Degree of importance: Critical

SUMMARY / ORIGINATING CAUSE

This item is to endorse the Mayor's appointment/reappointment to the Board of Directors of the Harris-Galveston Subsidence District of Don Johnson, to replace current board member Jason Long, for a two-year term expiring January 31, 2023, and reappoint current board member Shannon Lucas for a two-year term expiring January 31, 2022.

The Harris-Galveston Subsidence District is a special purpose district created by the Texas Legislature in 1975. The District was created to provide for the regulation of groundwater withdrawal throughout Harris and Galveston counties for the purpose of preventing land subsidence, which leads to increased flooding. The District's enabling legislation is found in Chapter 8801 of the Special Districts Code.

The district is governed by a board composed of 19 directors appointed as provided by the Texas Special Districts Local Laws Code Sec. 8801.051. Directors serve for two-year, staggered terms. According to Section 880.051(d): The mayors of all municipalities in Galveston County shall jointly appoint two directors from those municipalities.

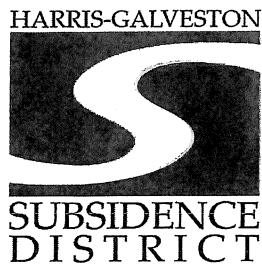
IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

The City of Friendswood will participate in the appointment process for the Subsidence District Board members.

RECOMMENDATIONS

ATTACHMENTS

1. Subsidence District request letter of Shannon Lucas
2. Subsidence District request letter of Jason Long
3. List of Board of Directors with terms and tenure
4. Don Johnson Letter (11282020)
5. Cities_2017_Final



October 30, 2020

Mayor Mike Foreman
City of Friendswood
910 S. Friendswood Dr.
Friendswood, TX 77546

Dear Mayor Foreman,

As General Manager of the Subsidence District, it is my responsibility to notify you when the term of office of a Director on the Subsidence District Board, who is appointed by the mayors of Galveston County, is about to expire.

The mayors of the Cities of Galveston County are required to jointly appoint a total of two Directors to the Subsidence District Board (Sec. 8801.051(d)). All appointed Directors to the Subsidence District Board must be residents of, and qualified voters in, the District.

The term of office of one of the two appointees, Ms. Shannon Lucas, expired on January 31, 2020. The term of this position is two years and expires on January 31 of even years. A Director with an expired term will continue to serve until reappointed or replaced.

Please send a letter confirming your reappointment of Ms. Lucas, or confirming a new appointment, either of which would be through the end of the current term ending on January 31, 2022. You may send it to the address listed below, or via email to eroach@subsidence.org, as we must have this in writing.

Your interest in and support of the Subsidence District has been of great value to the District, and I look forward to working with you and your staff in the future. Please contact me at 281-486-1105 if you have any questions concerning the board appointments.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Michael J. Turco'.

Michael J. Turco
General Manager

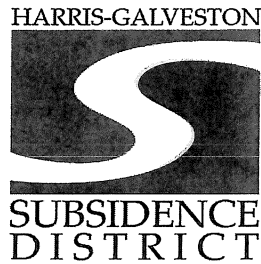
BOARD OF DIRECTORS

Alan Petrov – **Chairman**, Susan Baird P.G. – **Vice Chairman**, Alberto Gonzalez – **Secretary**, Lindall Murff, Joe Goins P.E., Chris Canonico P.E., William Latimer, Pete Cote, James Edwards, Pamela Puckett P.E., Kyle Sears, Kathy Rogers, Shaun Theriot-Smith, Shannon Lucas, Katherine Mears P.E., Jason Long, Sarah Benavides P.E., Ken Keller, Vacant

GENERAL MANAGER

Michael J. Turco

1660 West Bay Area Blvd. - Friendswood, TX 77546 - 281-486-1105
www.hgsubsidence.org



October 30, 2020

Mayor Mike Foreman
City of Friendswood
910 S. Friendswood Dr.
Friendswood, TX 77546

Dear Mayor Foreman,

As General Manager of the Subsidence District, it is my responsibility to notify you when the term of office of a Director on the Subsidence District Board, who is appointed by the mayors of the Cities of Galveston County, is about to expire.

The mayors of the Cities of Galveston County are required to jointly appoint a total of two Directors to the Subsidence District Board (Sec. 8801.051(d)). All appointed Directors to the Subsidence District Board must be residents of, and qualified voters in, the District.

The term of office of one of the two appointees, **Mr. Jason Long, will expire on January 31, 2021.**

A Director with an expired term will continue to serve until reappointed or replaced.

Please send a letter confirming your new appointment, or your reappointment of Mr. Long, and designated representation (if applicable), to the address listed below, or via email to eroach@subsidence.org, as we must have this in writing.

Your interest in and support of the Subsidence District has been of great value to the District, and I look forward to working with you and your staff in the future. Please contact me at 281-486-1105, if you have any questions concerning the board appointments.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Michael J. Turco".

Michael J. Turco
General Manager

BOARD OF DIRECTORS

Alan Petrov – **Chairman**, Susan Baird P.G. – **Vice Chairman**, Alberto Gonzalez – **Secretary**, Lindall Murff, Joe Goins P.E., Chris Canonico P.E., William Latimer, Pete Cote, James Edwards, Pamela Puckett P.E., Kyle Sears, Kathy Rogers, Shaun Theriot-Smith, Shannon Lucas, Katherine Mears P.E., Jason Long, Sarah Benavides P.E., Ken Keller, Vacant

GENERAL MANAGER

Michael J. Turco

1660 West Bay Area Blvd. - Friendswood, TX 77546 - 281-486-1105
www.hgsubsidence.org

HARRIS-GALVESTON SUBSIDENCE DISTRICT
Board of Directors – Effective November 13, 2020

HGSD Act	Appointing Entity (Person)	Board Member (Representing)	First Appointed	Expiration of Term
(b) The mayor of the municipality with the largest population of any municipality in the district shall appoint six directors from that municipality. One of those directors must be a representative of industry.	Houston (Mayor)	Susan L. Baird (Pos. 6) Chris Canonico (Pos. 5, industry) Alberto S. Gonzalez (Pos. 4) Katherine M. (Ostroff) (Pos. 1) Vacant (Pos. 2) Shaun Theriot-Smith (Pos.3)	11/98 9/12 7/92 5/18 4/17	2021 2022 2021 2021 2022 2022
(c) The mayor of the municipality with the second largest population of any municipality in the district shall appoint one director from that municipality.	Pasadena (Mayor)	Sarah Benavides	2/19	2021
(d) The mayors of all municipalities in Galveston County shall jointly appoint two directors from those municipalities.	Clear Lake Shores (Mayor) Dickinson (Mayor) Friendswood (Mayor) Galveston (Mayor) Hitchcock (Mayor) Jamaica Beach (Mayor) Kemah (Mayor) La Marque (Mayor) League City (Mayor) Santa Fe (Mayor) Texas City (Mayor) Bayou Vista (Mayor) Tiki Island (Mayor)	Shannon Lucas Jason Long	2/18 2/19	2020 2021
(e) The mayor of Baytown shall appoint one director from the municipality of Baytown.	Baytown (Mayor)	Pete Côté	8/13	2019
(f) The Commissioners Court of Harris County shall appoint three directors who are not residents of the municipality that has the largest population of any municipality in the district. One of those directors must be a representative of agriculture, one must be a representative of industry, and one must be a representative of municipal utility districts and a resident of a municipal utility district in the district.	Harris County (Commissioners Court)	Lindall Murff (agriculture) Vacant (municipal utility districts) Joe Goins (industry)	2/11 3/11	2020 2020 2019
(g) The Commissioners Court of Galveston County shall appoint three directors. One of those directors must be a representative of municipal utility districts and a resident of a municipal utility district in the district.	Galveston County (Commissioners Court)	Kenneth Keller (municipal utility district) William Latimer Kathy Rogers	4/19 2/12 2/15	2022 2022 2021

(h) The president of the Clear Lake City Water Authority and the mayors of the municipalities of Deer Park, Galena Park, La Porte, Nassau Bay, and Seabrook shall jointly appoint one director from Harris County.	Deer Park (Mayor) Galena Park (Mayor) La Porte (Mayor) Nassau Bay (Mayor) Seabrook (Mayor) Clear Lake City Water Authority (President)	James Edwards	12/13	2019
(i) The mayors of the municipalities of West University Place, Southside Place, Bellaire, and Jacinto City shall jointly appoint one director from Harris County.	West University Place (Mayor) Southside Place (Mayor) Bellaire (Mayor) Jacinto City (Mayor)	Alan P. Petrov	2/03	2022
(j) The mayors of the municipalities of Humble, Piney Point Village, Hedwig Village, Bunker Hill Village, Hunters Creek Village, Hilshire Village, and Spring Valley shall jointly appoint one director from Harris County.	Humble (Mayor) Piney Point Village (Mayor) Hedwig Village (Mayor) Bunker Hill Village (Mayor) Hunters Creek Village (Mayor) Hilshire Village (Mayor) Village of Spring Valley (Mayor)	Kyle Sears	3/14	2022

Sec. 8801.051. DIRECTORS. (a) The district is governed by a board composed of 19 directors appointed as provided by this section. Directors serve for two-year, staggered terms. A director must be a qualified voter of the district.

Sec. 8801.056. VACANCIES. If a vacancy occurs on the board, a person representing the same area as the vacating director shall be appointed as provided by Section 8801.051 to serve the unexpired term.

From: [Mike Foreman](#)
To: [Morad Kabiri](#)
Subject: Fwd: [EXTERNAL]Appointment to Harris Galveston Subsidence District
Date: Saturday, November 28, 2020 5:06:48 PM
Attachments: [Cities_2017_Final.pdf](#)

Morad,
Please add Don's letter to the backup material for his appointment to the Subsidence District.
Thanks,
Mike

Mike Foreman
Mayor
City of Friendswood
mforeman@friendswood.com

Begin forwarded message:

From: Don Johnson <Don_Johnson7@hotmail.com>
Date: November 28, 2020 at 4:19:12 PM CST
To: Mike Foreman <mforeman@ci.friendswood.tx.us>
Cc: Morad Kabiri <mkabiri@friendswood.com>
Subject: [EXTERNAL]Appointment to Harris Galveston Subsidence District

Dear Mayor Foreman,

For many years I was proud to represent first Galveston County and then the county's cities on the Harris-Galveston Subsidence District Board. There are currently two city positions up for appointment. I am asking for your support to be considered for one of these positions.

I have an extensive background in flood mitigation issues, subsidence, and water services. While on the board I was an advocate for many programs benefiting governments and residents across the county. For example, it was my pleasure to help several of our cities learn how to initiate requests for reimbursement of monies paid for unused ground water allocations. This process resulted in the return of thousands of dollars annually for these cities.

During my time on the board I developed reports which I then presented to keep the cities updated on ground water allocations and costs. Attached is an example of the information provided in these reports. Also, I was very active in conservation programs and efforts to keep fees as low as possible (far too many to detail in this note).

If you have time for a phone call or meeting, I would appreciate the opportunity to explain why I believe that I am the most qualified person to represent you on the Harris-Galveston Subsidence District Board.

Sincerely, Don Johnson

(281) 851-9887

Report of Ground Water Pumped by Selected City Utilities and (Public) Area Water Providers - Actuals Report for 2016 /2017								
	City or Area	Who Provides Water	HGSD Permit Lead Well #	Total Wells	2017 Metered Ground Water Pumpage (in million of gallons)	2017 HGSD Authorization (in millions of gallons)	2017 Permit Fees	% of Authorizat ion Used in 2017
1	Bacliff	Baycliff M.U.D.	2107	1	0.10	20.0	\$440.00	0.50%
2	Bayou Vista	GC M.U.D. 12	10663	1	1.50	8.0	\$176.00	18.75%
3	Bolivar Peninsula	Bolivar Peninsula S.U.D.	*3					
4	Clear Lake Shores	GC W.C.I.D. 12	*1					
5	Dickinson	GC W.C.I.D. 1	1454	5	0.40	77.0	\$1,694.00	0.52%
6	El Lago	HC W.C.I.D. 50	1580	3	0.00	12.9	\$283.00	0.00%
7	Friendswood	City of Friendswood	1368	6	14.10	400.0	\$8,800.00	3.52%
8	Galveston City	City of Galveston	1299	7	9.40	521.0	\$11,462.00	1.80%
9	Hitchcock	City of Hitchcock	2379	3	1.00	25.0	\$550.00	4.00%
10	Jamaica Beach	City of Galveston	*2					
11	Kemah	GC W.C.I.D. 12	1574	2	4.80	25.0	\$550.00	3.20%
12	La Marque	City of LaMarque	1441	4	74.30	90.0	\$1,080.00	82.55%
13	League City	City of League City	2385	7	39.10	401.0	\$8,822.00	9.75%
14	Nassau Bay	City of Nassau Bay	1372	3	1.00	30.0	\$660.00	3.33%
15	San Leon	San Leon M.U.D.	2115	1	0.20	2.1	\$46.20	9.52%
16	Santa Fe	GC W.C.I.D. 8	1635	3	7.20	20.0	\$440.00	36.00%
17	Seabrook	City of Seabrook	1490	3	2.20	60.0	\$1,320.00	3.66%
18	Texas City	City of Texas City	1240	8	7.70	214.9	\$4,727.80	3.58%
19	Tiki Island	GC F.W.S.D. 6	11268	2	0.60	8.5	\$187.00	7.05%
20	Webster	City of Webster	1991	2	2.80	63.7	\$1,401.40	7.05%

*1 Included with GC W.C.I.D. 12 permit - Kemah

*2 Included with City of Galveston permit

*3 Water provided by a source located outside HGSD boundaries - from the Lower Neches Valley Authority

Rebate Programs for Galveston County Cities & WCID 12 (Pilot conducted in 2015)	
City of Friendswood received:	\$7,378.00
City of Galveston received:	\$10,584.20
City of League City received:	\$7,790.00
City of Texas City received:	\$3,960.20
Galco WCID 12 received:	\$386.00

Information compiled from records provided by the Harris Galveston Subsidence District (HGSD).

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/23/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Ratifying the City Manager's signature on an agreement for American Tower, on behalf of T-Mobile, to make modifications to the telecommunications tower located at the Public Safety Building, 1600 Whitaker Dr.

Originating Department: Community Development

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

Tower Alliance, on behalf of American Tower, is requesting authorization for modifications to the communications tower located at 1606 Whitaker Drive. All work will take place within the existing compound and on the existing tower.

Modifications include:

New - 3 T-Mobile Antennas

New - 3 Sitepro Sector Mounts

New 2 190' HCS 2.0 Trunk

New 24" x 24" Junction Box on New Delta 600A SSC

New Delta 600A SSC

New HPL3 BBU

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Upgrades allow providers to stay current with technology and coverage demands.

RECOMMENDATIONS

Staff has no concerns with the proposed modifications.

ATTACHMENTS

1. American Tower Request for Consent signed 11-23-2020
2. TMobile Modifications Nov 2020



CITY OF FRIENDSWOOD
910 SOUTH FRIENDSWOOD DR.
ATTN: TED BEASON
FRIENDSWOOD TX, 77546

November 20, 2020

REQUEST FOR APPROVAL OF PROPOSED INSTALLATION OF EQUIPMENT

SITE NUMBER	SITE NAME	PROJECT NUM.	CUSTOMER*
268232	FRIENDSWOOD PS BLDG TX	13253792	T-MOBILE
SITE ADDRESS		GROUND AGREEMENT	
1606 Whitaker Drive Friendswood, Texas 77546-5403		License Agreement dated June 11, 2007	

* any reference to T-MOBILE includes one or more of its related entities

Dear Landlord:

We, Tower Alliance, are assisting American Tower in the management of this site, including requesting consent from landlords on behalf of American Tower when such consent is required. We are writing to request your approval of a proposed equipment installation by T-MOBILE, at this site. T-MOBILE is an existing user of the tower at this site, however pursuant the ground agreement we are required to obtain your approval before we allow them to install their equipment.

Also, included for your convenience are the related Construction Drawings.

As wireless technology and coverage demands continue to change, providers routinely replace and upgrade equipment. Below are a few answers to frequently asked questions we receive from landlords on this type of project:

- All work will take place within the existing compound and on the existing tower.
- The overall appearance of the tower will remain similar.
- The modification of T-MOBILE's equipment will not change the overall height of the tower.

If you could please approve of this proposed equipment modification by signing this letter below and returning it to my attention, either by mail or email, I would appreciate it.

American Tower values our relationship with you so if there are any questions please do not hesitate to contact me directly.

Sincerely,

Melanie Catanese

Melanie Catanese
Lease Consultant
Tower Alliance LLC
MCatanese@toweralliance.com
Direct Line: 561-705-0139

Approval

I approve of the proposed modification of equipment by T-MOBILE at the site referenced above.



Signature: _____ Date: 11/23/2020

Print Name: Morad Kabiri

Title: City Manager

REQUEST FOR APPROVAL OF PROPOSED INSTALLATION OF EQUIPMENT
FRIENDSWOOD PS BLDG TX/ 268232
ATC Project 13253792
T-MOBILE collocation

GENERAL NOTES

1. ALL MATERIALS FURNISHED AND INSTALLED SHALL BE IN STRICT ACCORDANCE WITH ALL APPLICABLE CODES, REGULATIONS, AND ORDINANCES. SUBCONTRACTORS SHALL ISSUE ALL APPROPRIATE NOTICES AND COMPLY WITH ALL LAWS, ORDINANCES, RULES, REGULATIONS, AND LAWFUL ORDERS OF ANY PUBLIC AUTHORITY REGARDING THE PERFORMANCE OF THE WORK.
2. ALL WORK CARRIED OUT SHALL COMPLY WITH ALL APPLICABLE MUNICIPAL AND UTILITY COMPANY SPECIFICATIONS AND LOCAL JURISDICTIONAL CODES, ORDINANCES AND APPLICABLE REGULATIONS.
3. UNLESS NOTED OTHERWISE, THE WORK SHALL INCLUDE FURNISHING MATERIALS, EQUIPMENT, APPURTENANCES, AND LABOR NECESSARY TO COMPLETE ALL INSTALLATIONS AS INDICATED ON THE DRAWINGS.
4. THE SUBCONTRACTOR SHALL INSTALL ALL EQUIPMENT AND MATERIALS IN ACCORDANCE WITH MANUFACTURER'S RECOMMENDATIONS UNLESS SPECIFICALLY STATED OTHERWISE.
5. IF THE SPECIFIED EQUIPMENT CANNOT BE INSTALLED AS SHOWN ON THESE DRAWINGS, THE SUBCONTRACTOR SHALL PROPOSE AN ALTERNATIVE INSTALLATION SPACE FOR APPROVAL BY THE CONTRACTOR.
6. THE SUBCONTRACTOR SHALL LEGALLY AND PROPERLY DISPOSE OF ALL SCRAP MATERIALS SUCH AS COAXIAL CABLES AND OTHER ITEMS REMOVED FROM THE EXISTING FACILITY. ANTENNAS REMOVED SHALL BE RETURNED TO THE OWNER'S DESIGNATED LOCATION.
7. THE SUBCONTRACTOR SHALL LEAVE PREMISES IN CLEAN CONDITION.
8. SUBCONTRACTOR SHALL VERIFY ALL EXISTING DIMENSIONS AND CONDITIONS PRIOR TO COMMENCING ANY WORK. ALL DIMENSIONS OF EXISTING CONSTRUCTION SHOWN ON THE DRAWING MUST BE VERIFIED. SUBCONTRACTOR SHALL NOTIFY THE CONTRACTOR OF ANY DISCREPANCIES PRIOR TO ORDERING MATERIAL OR PROCEEDING WITH CONSTRUCTION.
9. ALL SAFETY PRECAUTIONS MUST BE TAKEN WHEN WORKING AROUND HIGH LEVELS OF ELECTROMAGNETIC RADIATION. EQUIPMENT SHOULD BE SHUTDOWN PRIOR TO PERFORMING ANY WORK THAT COULD EXPOSE THE WORKERS TO DANGER. PERSONAL RF EXPOSURE MONITORS ARE ADVISED TO BE WORK TO ALERT OF ANY DANGEROUS EXPOSURE LEVELS.

T-Mobile®

ANCHOR

SITE NAME

ATC / FRIENDSWOOD

T-MOBILE SITE NUMBER

A3D0197A

ATC SITE NAME / NUMBER

FRIENDSWOOD PS BLDG TX / 268232

E911 SITE ADDRESS

1606-A HAROLD L. WHITAKER DR (911)

FRIENDSWOOD, TX 77546

GALVESTON COUNTY

APPROVED FOR CONSTRUCTION

PROPERTY OWNER OR REP.	RF
LAND USE PLANNER	NETWORK
T-MOBILE	BACKHAUL
OPERATIONS	CONSTRUCTION MANAGER

SHEET INDEX

T-1	TITLE SHEET (COVER PAGE)
C-1	SITE PLAN
C-2	EQUIPMENT LAYOUT
C-3	TOWER ELEVATION & COAX LAYOUT
C-4	ANTENNA PLAN
C-5	EQUIPMENT SPECS
C-6	EQUIPMENT SPECS
C-7	MOUNT SPECS
C-8	RFDS
E-1	ELECTRICAL SHEET
E-2	ELECTRICAL SHEET
E-3	ELECTRICAL SHEET
G-1	GROUNDING DETAILS

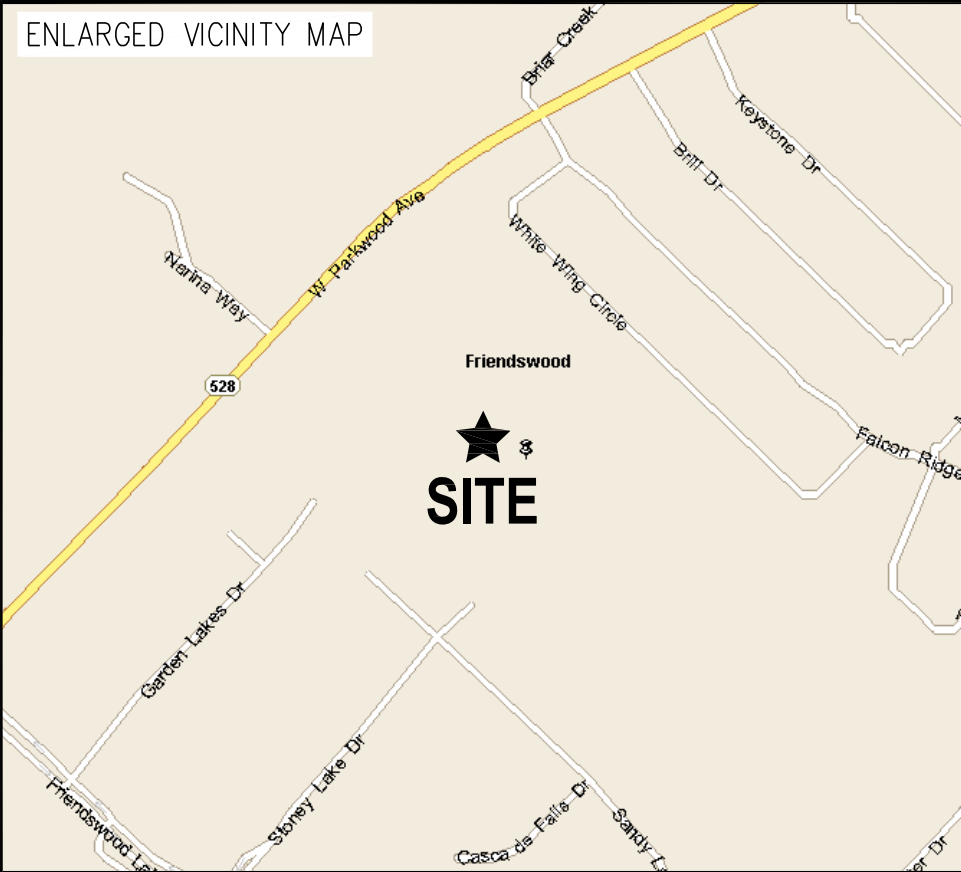
DRIVING DIRECTIONS:

DEPART 4660 N SAM HOUSTON PKWY E, HOUSTON, TX 77032, GET ON HWY 59 S/I-69 FROM TEXAS 8 BELTWAY FRONTAGE RD AND 4TH ST/EASTEX FREEWAY SERVICE RD, HEAD EAST ON N SAM HOUSTON PKWY E/TEXAS 8 BELTWAY FRONTAGE RD TOWARD VICKERY DR, SLIGHT RIGHT ONTO TEXAS 8 BELTWAY FRONTAGE RD E, SLIGHT RIGHT ONTO 4TH ST/EASTEX FREEWAY SERVICE RD, USE THE LEFT LANE TO TAKE THE S INTERSTATE 69/S 59 RAMP, FOLLOW HWY 59 S/I-69 AND I-45 S TO GULF FWY IN WEBSTER. TAKE EXIT 25 FROM I-45 S, MERGE ONTO HWY 59 S/I-69, TAKE THE EXIT TOWARD GALVESTON, MERGE ONTO I-45 S, TAKE EXIT 25 TOWARD FM-528/NASA PKWY, FOLLOW FM 528 RD TO WHITAKER DR IN FRIENDSWOOD, CONTINUE ONTO GULF FWY, TURN RIGHT ONTO FM 528 RD, PASS BY KFC, TURN LEFT ONTO WHITAKER DR, 1606 WHITAKER DR, FRIENDSWOOD, TX 77546

BUILDING CODES

- INTERNATIONAL BUILDING CODE, 2018 EDITION AS ADOPTED BY LOCAL JURISDICTION.
- NATIONAL ELECTRICAL CODE, 2017 EDITION AS ADOPTED BY LOCAL JURISDICTION.
- INTERNATIONAL MECHANICAL CODE, 2018 EDITION AS ADOPTED BY LOCAL JURISDICTION.
- INTERNATIONAL ENERGY CONSERVATION CODE, 2018 EDITION AS ADOPTED BY LOCAL JURISDICTION.

ENLARGED VICINITY MAP



VICINITY MAP



PROJECT SUMMARY:

SITE TYPE

EXISTING SELF-SUPPORT TOWER
WITH UNMANNED COMMUNICATION
EQUIPMENT AT BASE OF TOWER

SITE INFORMATION

LAT: 29.49661111° N
LONG: -95.20161110° W
ELEV: 31'
JURISDICTION: FRIENDSWOOD
OCCUPANCY: UNMANNED
CONSTRUCTION TYPE: SEFL-SUPPORT TOWER

APPLICANT

T-MOBILE
4126 SOUTHWEST FREEWAY, SUITE 1400
HOUSTON, TX 77023

LANDLORD

AMERICAN TOWER CORPORATION
8505 FREEPORT PARKWAY SUITE 425
IRVING, TX 75063
CONTACT: LISA SCHMIDT
(972) 999-8918 - OFFICE
(214) 415-8316 - MOBILE

CONTRACTORS:

A&E CONTRACTOR

ALLPRO CONSULTING GROUP, INC.
9221 LYNDON B JOHNSON FREEWAY
SUITE 204, DALLAS, TX 75243
CONTACT: SHIQIANG ZHANG, P.E.
OFFICE: 972-231-8893
FAX: 866-364-8375
pm@allprocgi.com

TOWER ENGINEER

ATC TOWER SERVICES, INC.
3500 REGENCY PARKWAY, STE 100
CARY, NC 27518
PHONE: 919-468-0112

TEXAS ONE CALL

CONTRACTOR TO CALL 48
HOURS BEFORE DIGGING!
PHONE: 800-545-6005
INDEPENDENT LOCATORS
TO BE USED ON ALL SITES



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GALVESTON COUNTY

SHEET TITLE

TITLE SHEET

SHEET NUMBER

T-1

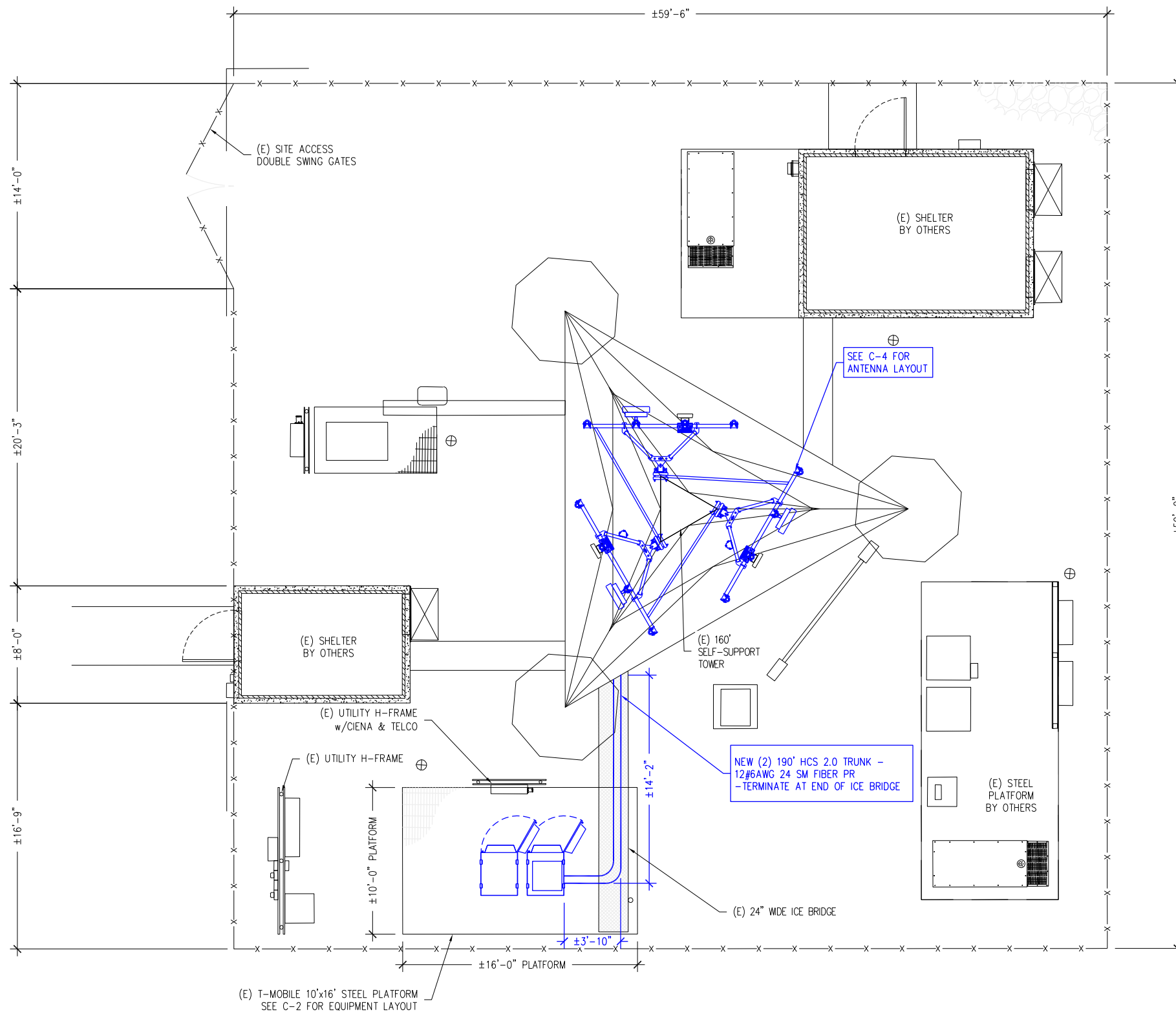


SITE PLAN

FULL SIZE PLOT: SCALE: 1/4" = 1'-0"
HALF SIZE PLOT: SCALE: 1/8" = 1'-0"



1



NOTE:
SITE IS LOCATED IN ZONE X, AREA OF MINIMAL FLOOD HAZARD,
PER FEMA MAP# 48167C0202G WITH AN EFFECTIVE DATE OF
8/15/19.

NOTES:
SITE LAYOUT IS BASED ON ATC PROVIDED SITE WALK PHOTOS,
DATED 3/09/20. NO INDEPENDENT SITE VISIT WAS PERFORMED BY
ALLPRO CONSULTING GROUP, INC., TO VERIFY THE SITE DIMENSIONS
OR LAYOUT. IF ANY DISCREPANCY IS NOTICED BETWEEN THE
ACTUAL SITE LAYOUT AND THESE DRAWINGS, PLEASE NOTIFY
ALLPRO CONSULTING GROUP, INC. FOR A REDESIGN.

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DRAWN BY: DR/JN

CHECKED BY: S. ZHANG

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O 11/17/20 FINAL CD



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ATC# 268232

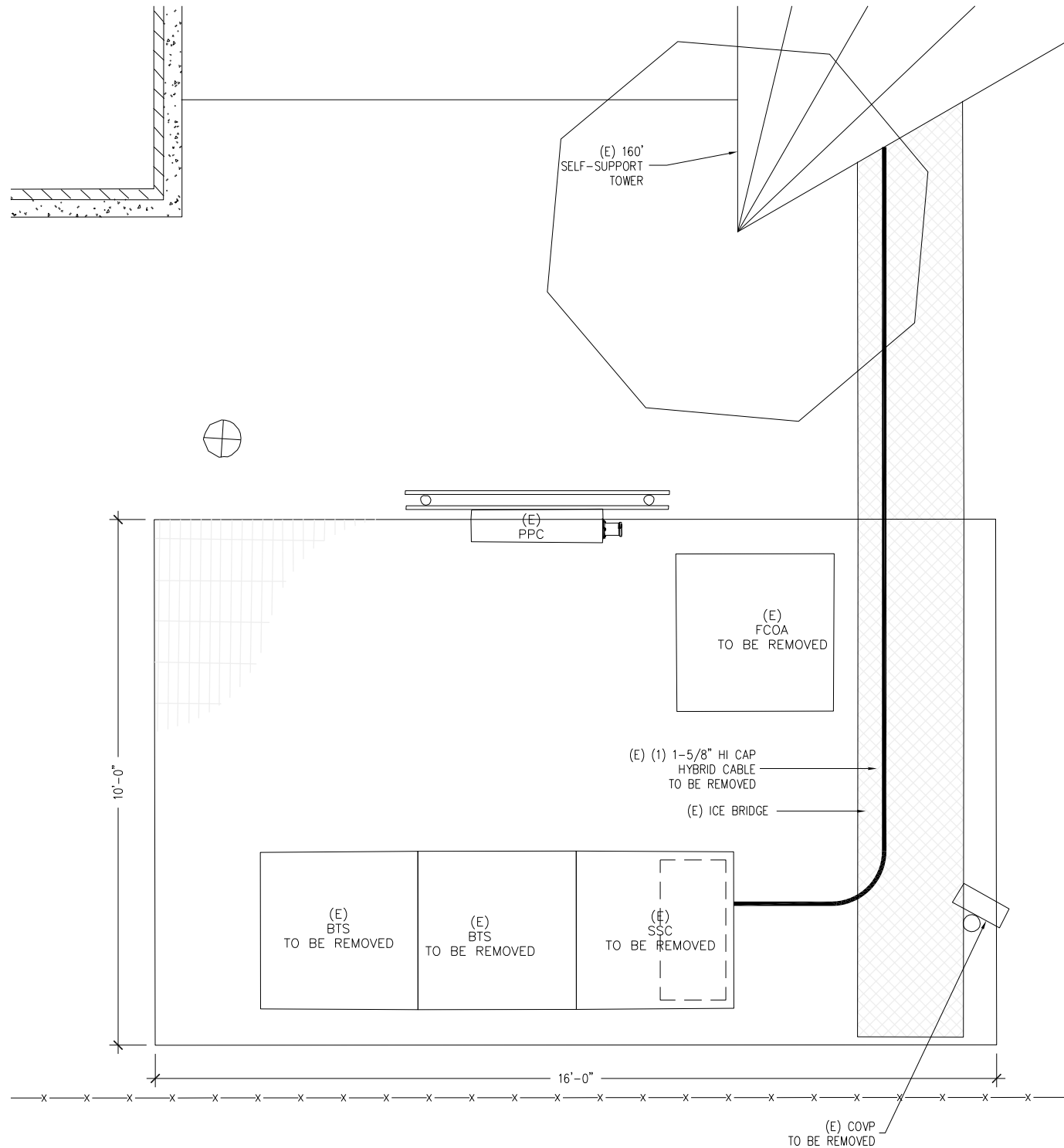
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GALVESTON COUNTY

SHEET TITLE

SITE PLAN

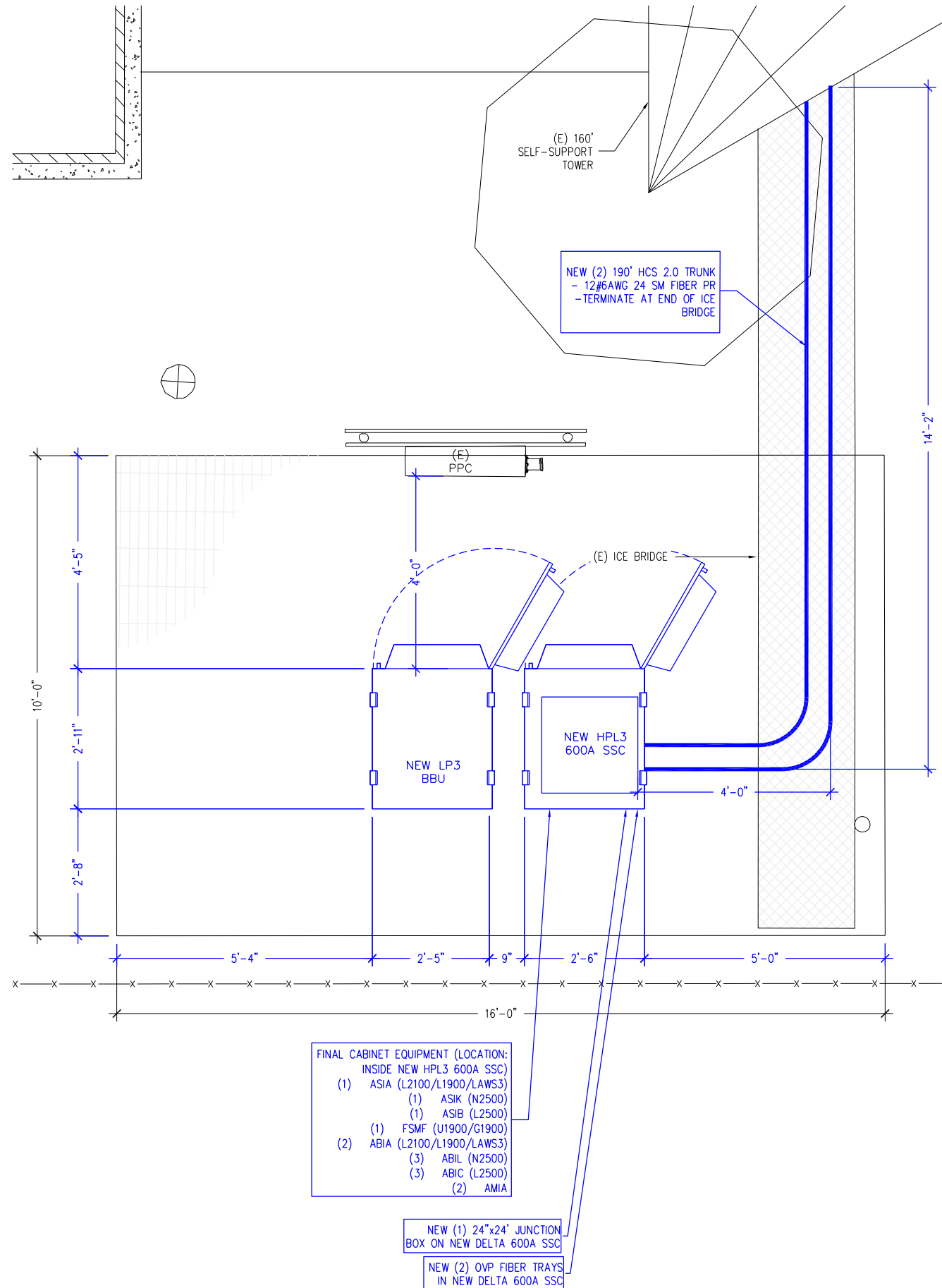
SHEET NUMBER

C-1



EXISTING EQUIPMENT LAYOUT

FULL SIZE PLOT: SCALE: 3/4" = 1'-0"
 HALF SIZE PLOT: SCALE: 3/8" = 1'-0"



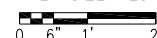
- FINAL CABINET EQUIPMENT (LOCATION: INSIDE NEW HPL3 600A SSC)
- (1) ASIA (L2100/L1900/LAWS3)
 - (1) ASIK (N2500)
 - (1) ASIB (L2500)
 - (1) FSMF (U1900/G1900)
 - (2) ABIA (L2100/L1900/LAWS3)
 - (3) ABIL (N2500)
 - (3) ABIC (L2500)
 - (2) AMIA

NEW (1) 24"x24" JUNCTION BOX ON NEW DELTA 600A SSC

NEW (2) OVP FIBER TRAYS IN NEW DELTA 600A SSC

NEW EQUIPMENT LAYOUT

FULL SIZE PLOT: SCALE: 3/4" = 1'-0"
 HALF SIZE PLOT: SCALE: 3/8" = 1'-0"



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 GALVESTON COUNTY

SHEET TITLE

EQUIPMENT LAYOUTS

SHEET NUMBER

C-2

NEW (3) T-MOBILE ANTENNAS
MODEL# AEHC
(1) PER SECTOR
(E) (3) T-MOBILE ANTENNAS
MODEL# APX17DWV-17DWV-S-E-A20
(1) PER SECTOR
SECTOR A, 0° @147° RAD CENTER
SECTOR B, 120° @147° RAD CENTER
SECTOR C, 240° @147° RAD CENTER

CITY OF FRIENDSWOOD EQUIPMENT @ 160'
OMNI, DIPOLE AND SIDE ARMS
TOP OF TOWER @ 160'
(E) PANEL & MW ANTENNAS BY OTHER
@ 156' RAD CENTER

NEW (3) SITEPRO SECTOR MOUNTS
MODEL# VFA10-HD OR
ALLPRO APPROVED EQUIVALENT

(E) PANEL ANTENNAS BY OTHER
@ 137' RAD CENTER

(E) MW ANTENNA BY OTHER
@ 130' RAD CENTER

(E) MW ANTENNA BY OTHER
@ 115' RAD CENTER

(E) PANEL ANTENNAS BY OTHER
@ 106' RAD CENTER

(E) PANEL ANTENNAS BY OTHER
@ 90' RAD CENTER

(E) MW ANTENNA BY OTHER
@ 80' RAD CENTER

(E) OMNI ANTENNA BY OTHER
@ 62' RAD CENTER

(E) 160' SELF-SUPPORT TOWER

NEW (2) 190' HCS 2.0 TRUNK - 12#6AWG 24 SM FIBER PR -TERMINATE AT END OF ICE BRIDGE

(E) T-MOBILE
ICE BRIDGE

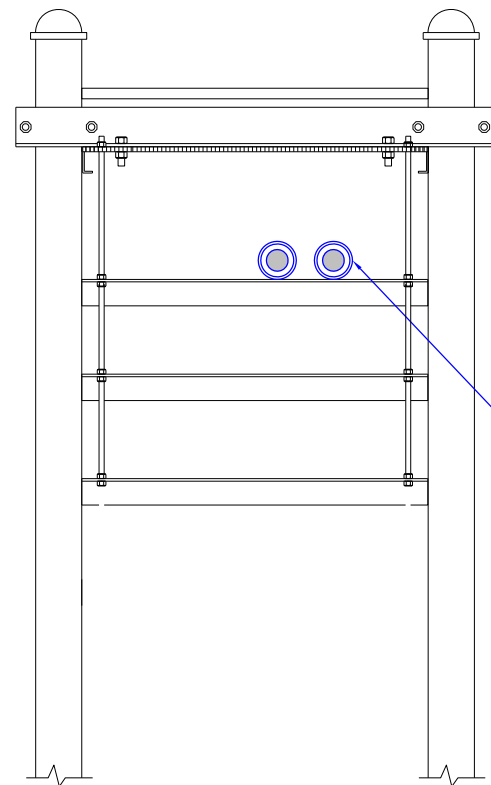
NEW 24"x24" JUNCTION BOX
ON NEW DELTA 600A SSC
NEW DELTA 600A SSC
NEW HPL3 BBU

(E) T-MOBILE PPC UNIT
& TELCO CABINET ON
STEEL PLATFORM

ELEVATION

FULL SIZE PLOT: SCALE: 1/8" = 1'-0"
HALF SIZE PLOT: SCALE: 1/16" = 1'-0"

0 2' 4' 8' 16'



COAX LAYOUT
N.T.S

NEW (2) 190' HCS 2.0 TRUNK - 12#6AWG 24 SM FIBER PR -TERMINATE AT END OF ICE BRIDGE

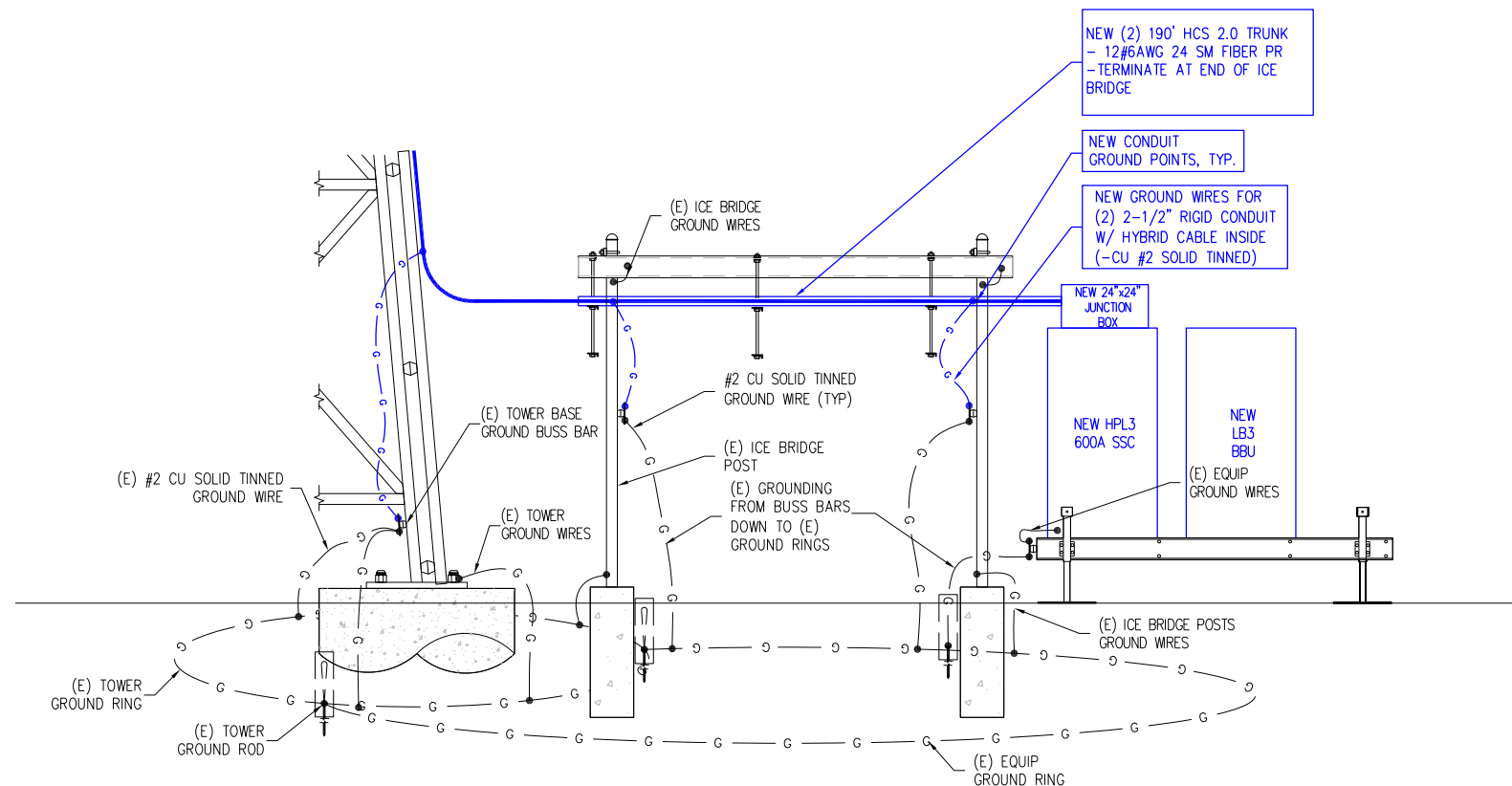
STRUCTURAL EVALUATION BY OTHERS. NO NEW ANTENNAS OR EQUIPMENT LOADS SHALL BE INSTALLED ON THE TOWER WITHOUT THE APPROVAL OF A STRUCTURAL ENGINEER.

MOUNT COMPLIANCE LETTER IS BY OTHERS. NO EQUIPMENT TO BE INSTALLED ON THE MOUNT WITHOUT APPROVAL OF A STRUCTURAL ENGINEER.

ALL INSTALLATIONS SHOULD BE IN COMPLIANCE WITH ANSI/ASSE A10.48 AND ANY OTHER SAFETY STANDARDS

NOTE:
PROPOSED ANTENNA PLACEMENT LOCATION TO BE FIELD VERIFIED BY GENERAL CONTRACTOR PRIOR TO CONSTRUCTION TO AVOID ANY INTERFERENCE OR SHADOWING OF (E) ANTENNAS. IF INTERFERENCE OR SHADOWING OF (E) ANTENNAS IS DISCOVERED DURING FIELD VERIFICATION, PLEASE CONTACT ALLPRO CONSULTING GROUP INC. FOR DESIGN REVISION PRIOR TO ANY (E) ANTENNA INSTALLATION.

NOTES:
1. VERIFY AZIMUTHS WITH RFDS
2. 2' ANTENNA SEPARATION REQUIRED.
3. CONTRACTOR TO MOVE (E) ANTENNAS TO ENDS OF PLATFORM AS REQUIRED, WHEN APPLICABLE.
4. ROTATE SECTOR MOUNTS TO MATCH ANTENNA AZIMUTHS AS NECESSARY
5. ALL CONDUCTORS, RET CABLES, FIBER/JUMPERS TO BE CONTAINED IN INNERDUCT



CABLE LAYOUT
SCALE: N.T.S

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HOUSTON, TX 77023

AMERICAN TOWER
8505 FREEPORT PARKWAY
IRVING, TX 75063

ACGI NO: 20-2488

DRAWN BY: DR/JN

CHECKED BY: S. ZHANG

A 07/02/20 PRELIM CD

O 11/17/20 FINAL CD

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Suite 204, Dallas, TX 75243
Phone: 972-231-8893
Fax: 866-364-8375
www.allproci.com
registration no. 8242

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ATC# 268232

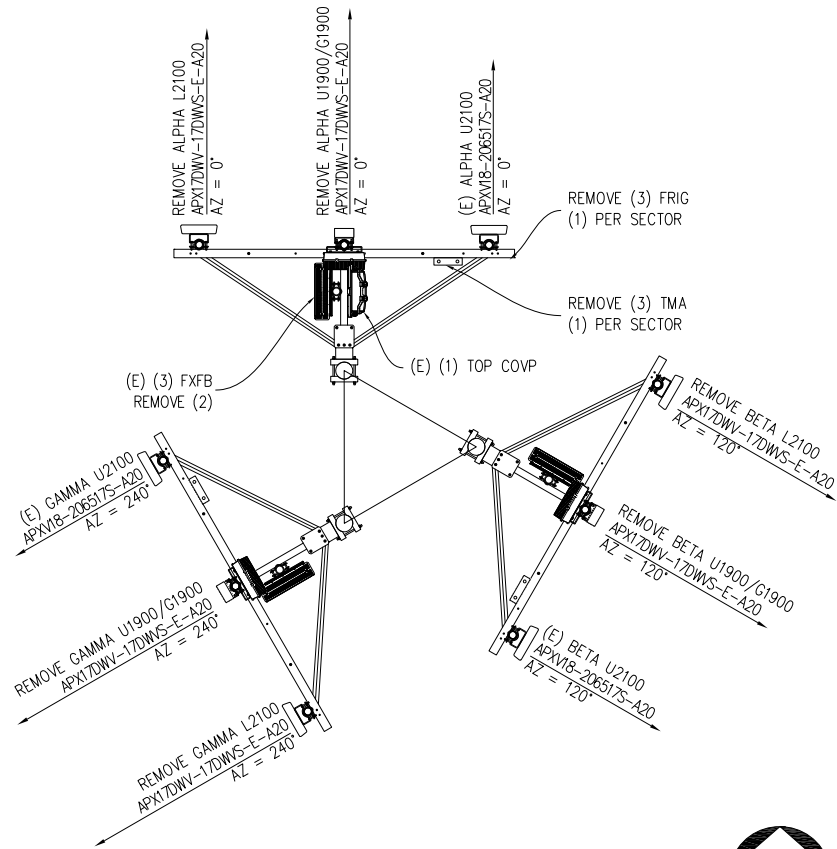
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FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE

ELEVATION &
CABLES LAYOUT

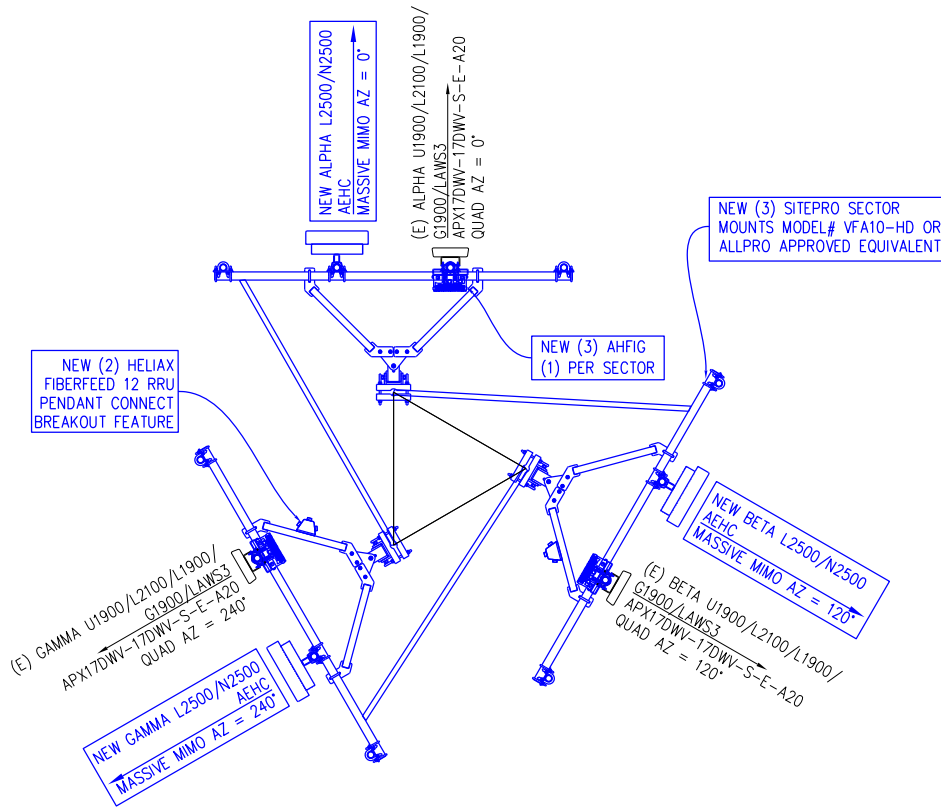
SHEET NUMBER

C-3



EXISTING ANTENNA LAYOUT

FULL SIZE PLOT: SCALE: 3/8" = 1'-0"
HALF SIZE PLOT: SCALE: 3/16" = 1'-0"



NEW ANTENNA LAYOUT

FULL SIZE PLOT: SCALE: 3/8" = 1'-0"
HALF SIZE PLOT: SCALE: 3/16" = 1'-0"

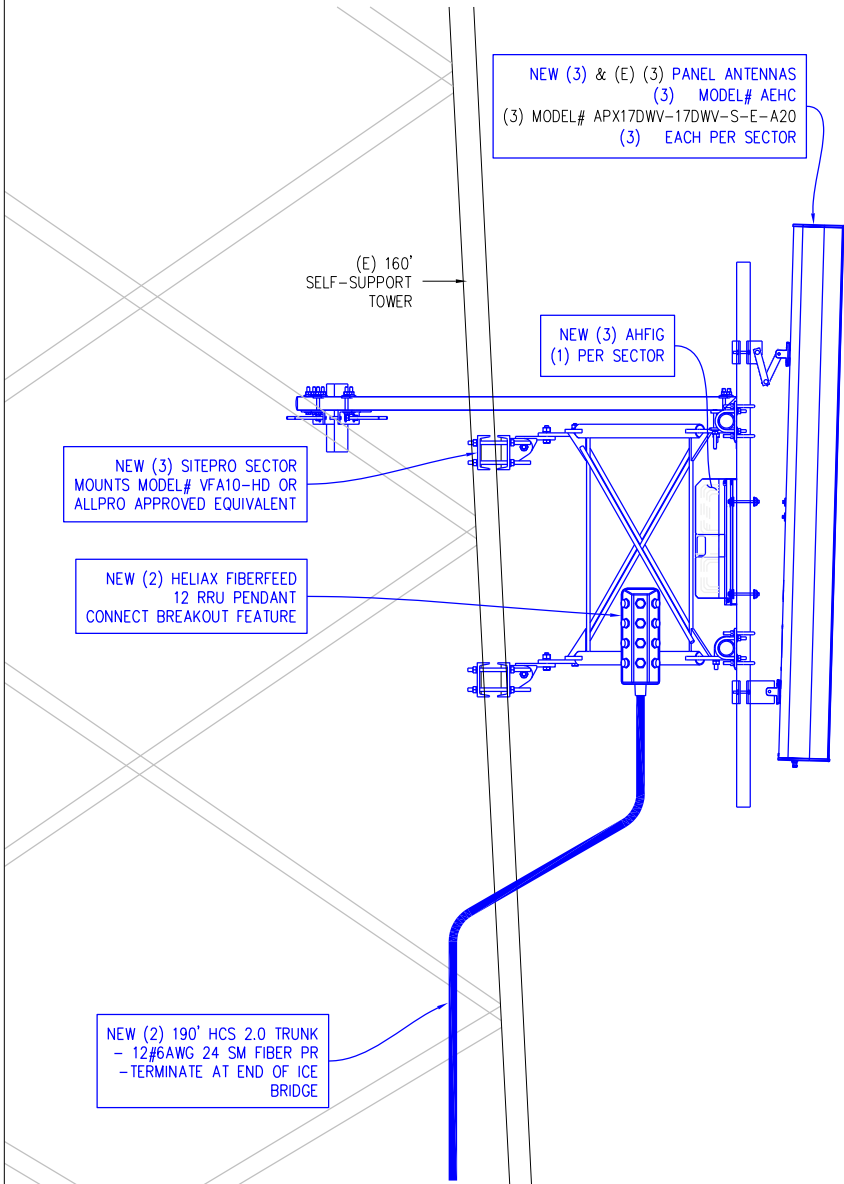


EXISTING ANTENNA MOUNT PHOTOS

N.T.S

3

EQUIPMENT TO BE REMOVED			
MANUFACTURE	MODEL #	EQUIPMENT TYPE	QTY
RFS	APX17DWV-17DWV-S-E-A20	ANTENNA	3
RFS	APXV18-206517S-C-A20	ANTENNA	3
NOKIA	FRIG	RRU	3
NOKIA	FXFB	RRU	3
NOKIA	ASU9338TYP01	COVP	1
-	-	SECTOR FRAMES	3
RFS	ATMAA1412D-1A20	TMA	3



ANTENNA/RRU MOUNT DIAGRAM

FULL SIZE PLOT: SCALE: 3/4" = 1'-0"
HALF SIZE PLOT: SCALE: 3/8" = 1'-0"

4

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SHEET TITLE

ANTENNA LAYOUT

SHEET NUMBER

C-4

Airscale Subrack AMIA

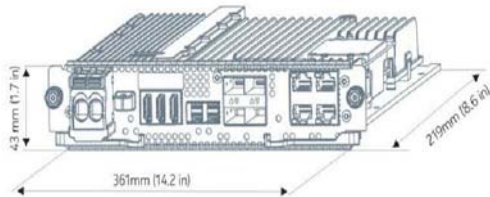


- AMIA is primary for indoor sites (environmentally controlled) or site support cabinets
- For a 19" rack installation 3U of space is needed (adapters/support required for 23" rack)
 - For Medium/Large HP/ Large Delta SSC – Fan/filter kit required (SKU# 32168) to support medium config
 - For Medium/Large HP/ Large Delta SSC– Door upgrade kit required (SKU# 32168) to support full config (HP needs 2)
 - For Medium Purcell SSC – Nothing required to support minimal config (single LTE layer)
 - For Medium Purcell SSC – Door upgrade kit required (SKU# 33401) to support full config

The dimensions of the AMIA are shown below

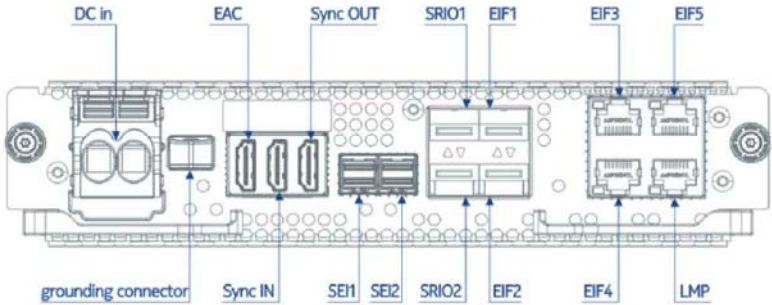
Property	Value
Height	5.0 inches (128 mm)
Depth	15.7 inches (400 mm)
Width	17.6 inches (447 mm)
Weight	Empty - 10.9 lbs (4.94 kg) With blinds – 14.8 lbs (6.7 kg) Fully loaded – 52 lbs (23.58 kg)

ASIA Airscale Common

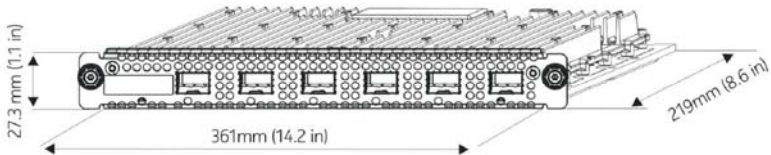


The dimensions of the ASIA are

Property	Value
Height	1.9 inches (48 mm)
Depth	14.8 inches (377 mm)
Width	8.3 inches (210 mm)
Weight	6.83 lbs (3.1 kg)



Airscale Capacity ABIA



The dimensions of ABIA are below

Property	Value
Height	1.9 inches (48 mm)
Depth	14.8 inches (377 mm)
Width	8.3 inches (210 mm)
Weight	4.63 lbs (2.1 kg)

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AMERICAN TOWER
8505 FREEPORT PARKWAY
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ACGI NO: 20-2488

DRAWN BY: DR/JN

CHECKED BY: S. ZHANG

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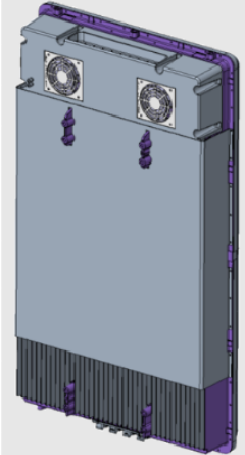
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GALVESTON COUNTY

SHEET TITLE
EQUIP MODULES
SPECIFICATIONS

SHEET NUMBER

C-5



AEHC

Gen 2 M-MIMO Active Antenna

4Q20

64T64R

192 Antenna Elements

12 col x 8 rows x 2 pol

194 MHz

Mixed mode

320W

1x100MHz + 1x80MHz

38 x 21 x 8 in

108 lbs

4 x SFP28 (eCPRI)

10/25GE

1- different SFP types (CPRI)

28 – SFPs /site

DL/UL 16/8

1800W max (75% duty cycle)

2300W max (100% duty cycle)

T-Mobile Anchor

AEHC Preliminary Specs

- Antenna specs are preliminary and subject to change

AEHC AirScale MAA 64T64R 192AE n41 240W
Preliminary Technical datasheet

Specification	3GPP/ FCC compliant, TDD
Frequency range	2496 - 2690 MHz
Max. supported modulation	256 QAM
Number of TX/RX paths	64T / 64R
MIMO streams	16
Instantaneous bandwidth IBW	194 MHz
Occupied bandwidth OBW	194 MHz
Total average EIRP	79.3 dBm
Max. output power per TRX	3.75 W / TRX (240 W total)
Antenna configuration	12 rows, 8 columns, 2 (±45° X-polarized)
Max. Antenna gain	25.5 dB
Horizontal beamwidth	15° (boresight)
Vertical beamwidth	6° (boresight)
Horizontal coverage angle	±45° (3 dB), ±60° (5 dB)
Vertical steering angle	±0°
Dimensions	TBD: 900 mm (H) x 580 mm (W) x 210 mm (D)
Volume /Windward area	TBD: ~110 L / ~0.6m²
Weight	<45kg (without mounting brackets)
Supply voltage / Connector type	DC -40.5 V ... -57 V / 2 pole connector
Power consumption	900 W typical (75% DL duty cycle, 30% RF load) 1300 W max (75% DL duty cycle, 100% RF load)



Optical ports	4 x SFP28, 10/25GE eCPRI (with R2CT)
Other interfaces / Connector type	Control AISG RF monitor port / SMA Female External Alarms / HDR26 status LED
Operational temperature range	-40 °C ... +55 °C
Cooling	Natural convection cooling
Ingress protection class	IP65
Installation options	Pole / Wall, ± 5° vertical adjustment
Surge protection	Class II 20 kA

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NOKIA

ANTENNA SPECS

NOT USED



The AHFIG RRH Module has the following main features:

Property	Value
Output Power	B25: 4x80 W B86: 4x40 W
QAM	256 QAM (DL) 64 QAM (UL)
Number of TX/RX	4T4R
SW supported technologies	GSM, WCDMA, LTE
TX frequency range	B25: 1930 MHz – 1995 MHz B86: 2110 MHz – 2200 MHz
RX frequency range	B25: 1850 MHz – 1915 MHz B86: 1710 MHz – 1780 MHz
DL/UL instantaneous bandwidth	B25: 65 MHz B86: 80 MHz
Number of carriers per pipe	Up to 8
Supported bandwidths	1.4, 3, 5, 10, 15, 20 MHz

MANUFACTURER: NOKIA
MODEL: AHFIG

WEIGHT (W/O COVER): 66.1 LB
SIZE (HxWxD): 26.6"x6.5"x12.6"
CONNECTOR: 4.3–10+ FEMALE

NOKIA AHFIG SPECIFICATIONS

T-Mobile

4126 SOUTHWEST FREEWAY, SUITE 1400
HOUSTON, TX 77023



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SHEET TITLE

EQUIPMENT
SPECIFICATIONS

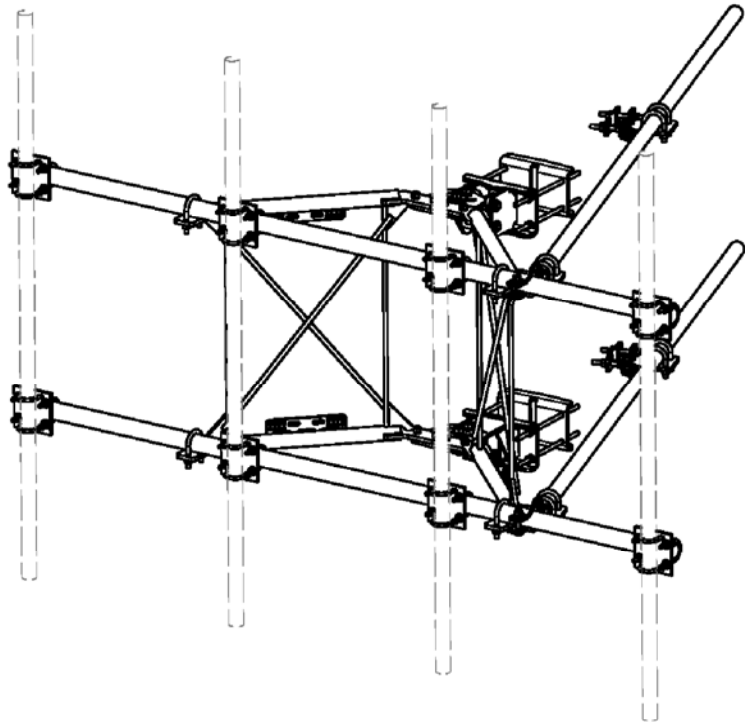
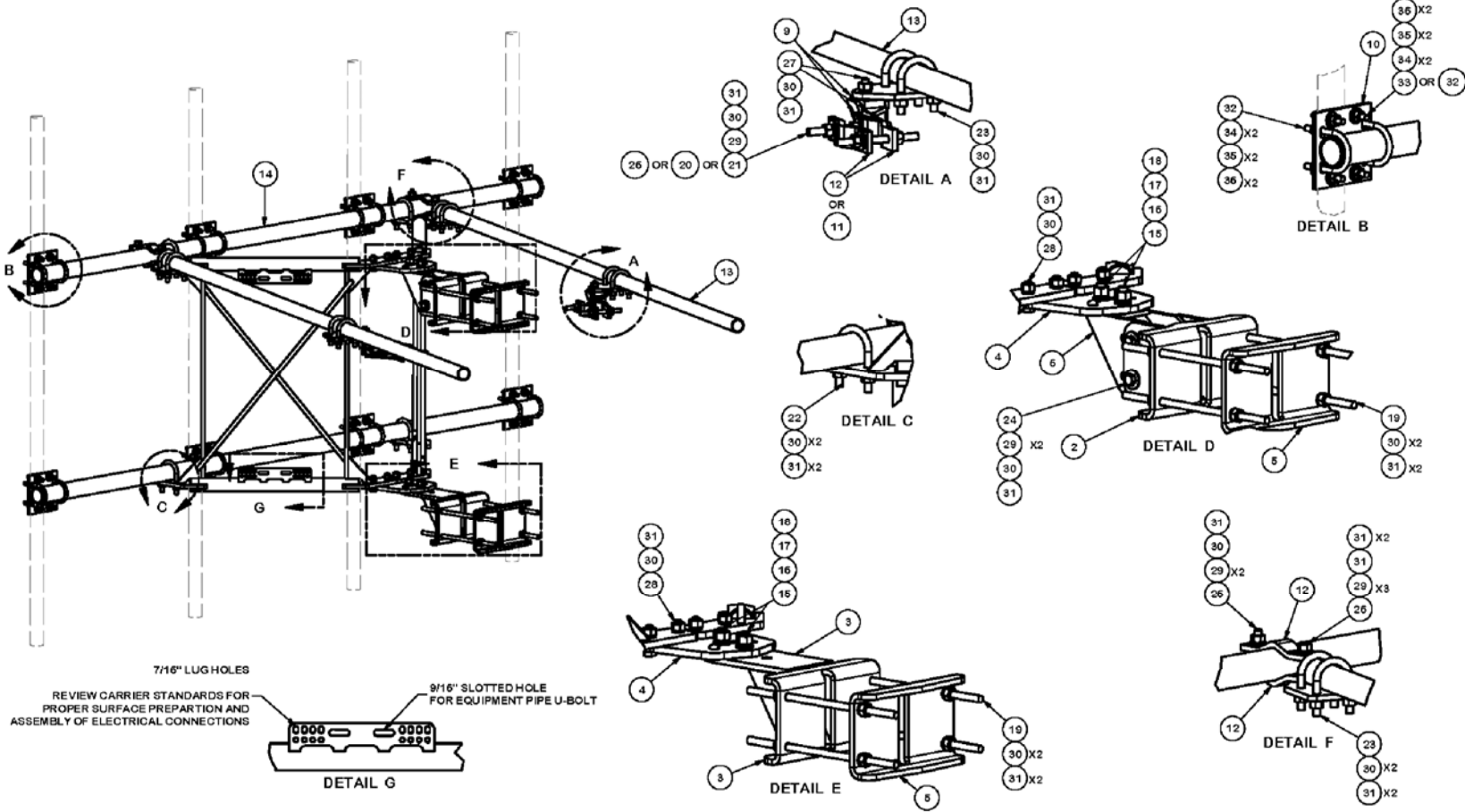
SHEET NUMBER

C-6

FOR REFERENCE ONLY

MOUNT ANALYSIS IS BY OTHERS. NO NEW ANTENNAS OR EQUIPMENT SHALL BE INSTALLED WITHOUT THE APPROVAL OF A STRUCTURAL ENGINEER.

ALL INSTALLATIONS SHOULD COMPLY WITH ANSI/ASSE A10.48 AND ANY OTHER SAFETY STANDARDS.



PARTS LIST						
ITEM	QTY	PART NO.	PART DESCRIPTION	LENGTH	UNIT WT.	NET WT.
1	2	X-VFAW	SUPPORT ARM		71.41	142.81
2	1	X-HDCAMTBW	CLAMP WELDMENT FOR BCAM-HD		33.86	33.86
3	1	X-MHTPHD	MULTI-HOLE TAPER PLATE WELDMENT		36.24	36.24
4	2	X-VFAPL4	VFA-HD PIVOT PLATE	12 in	15.88	31.77
5	2	X-LCBP4	BENT BACKING PLATE	13 in	19.00	38.01
6	1	X-HDCAMSS	ANGLE ADJUSTMENT WELDMENT FOR BCAM-HD		16.39	16.39
7	4	X-SPTB	SLIDING PIPE TIE BACK PLATE	5 1/2 in	5.87	23.49
8	1	X-HDCAMSP	POSITIONING PLATE WELDMENT FOR BCAM-HD		2.58	2.58
9	4	X-TBCA	TIE BACK CLIP ANGLE	7 in	2.01	8.02
10	8	SCX2	CROSSOVER PLATE	7 in	4.80	38.37
11	4	MCP	CLAMP HALF 1/2" THICK, 11-5/8" LONG	12 1/16 in	3.59	14.37
12	8	DCP	1/2" THICK, 5-3/4" CENTER TO CENTER CLAMP HALF	8 1/8 in	2.36	18.90
13	2	P2126	2-3/8" X 126" (2" SCH. 40) GALVANIZED PIPE	126 in	40.75	81.50
14	2	P30126	2-7/8" O.D. X 126" SCH. 40 PIPE	126 in	64.63	129.25
15	4	A34212	3/4" X 2-1/2" UNC HEX BOLT (A325)	2 1/2 in	0.48	1.92
16	4	G34FW	3/4" HDG USS FLATWASHER		0.06	0.24
17	4	G34LW	3/4" HDG LOCKWASHER		0.04	0.17
18	4	G34NUT	3/4" HDG HEAVY 2H HEX NUT		0.21	0.85
19	8	G58R-18	5/8" X 18" THREADED ROD (HDG.)	18 in	0.40	3.19
20	4	G58R-12	5/8" X 12" THREADED ROD (HDG.)		1.05	4.18
21	4	G58R-8	5/8" X 8" THREADED ROD (HDG.)		0.70	2.79
22	4	X-UB5300	5/8" X 3" X 5-1/4" X 2-1/2" U-BOLT (HDG.)		1.15	4.60
23	8	X-UB5258	5/8" X 2-5/8" X 4-1/2" X 2" U-BOLT (HDG.)		1.00	8.00
24	2	G5907	5/8" X 7" HDG HEX BOLT GR5 FULL THREAD	7 in	0.70	1.41
25	1	G5906	5/8" X 6" HDG HEX BOLT GR5 FULL THREAD	6 in	0.62	0.62
26	8	G5904	5/8" X 4" HDG HEX BOLT GR5		0.44	3.55
27	4	G5902	5/8" X 2" HDG HEX BOLT GR5		0.27	1.08
28	8	A582114	5/8" X 2-1/4" HDG A325 HEX BOLT	2 1/4 in	0.31	2.50
29	25	G68FW	5/8" HDG USS FLATWASHER	1/8 in	0.07	1.76
30	66	G68LW	5/8" HDG LOCKWASHER		0.03	1.72
31	71	G68NUT	5/8" HDG HEAVY 2H HEX NUT		0.18	9.22
32	32	X-UB1300	1/2" X 3" X 8" X 2" GALV U-BOLT		0.74	23.64
33	16	X-UB1212	1/2" X 2" X 3" X 1-1/4" U-BOLT (HDG.)		0.60	9.56
34	64	G12FW	1/2" HDG USS FLATWASHER	3/32 in	0.03	2.18
35	64	G12LW	1/2" HDG LOCKWASHER	1/8 in	0.01	0.89
36	64	G12NUT	1/2" HDG HEAVY 2H HEX NUT		0.07	4.68
					TOTAL WT. #	713.44

TOLERANCE NOTES				DESCRIPTION		DRAWING USAGE		CHECKED BY		DWG. NO.		PART NO.		1 OF 5	
TOLERANCES ON DIMENSIONS, UNLESS OTHERWISE NOTED ARE: SAWED, SHEARED AND GAS CUT EDGES (± 0.030") DRILLED AND GAS CUT HOLES (± 0.030") - NO CONING OF HOLES LASER CUT EDGES AND HOLES (± 0.010") - NO CONING OF HOLES BENDS ARE ± 1/2 DEGREE ALL OTHER MACHINING (± 0.030") ALL OTHER ASSEMBLY (± 0.030")				10' 6" HEAVY DUTY V-FRAME ASSEMBLY WITH TWO STIFF ARMS		CUSTOMER		BMC 12/14/2017		VFA10-HD		VFA10-HD		1 OF 5	
REVISION HISTORY				CPD		BY		DATE							
D	UPDATED BCAM VERSION 1 TO BCAM VERSION 2	CEK	6/29/2016												
C	UPDATED PIN LEG CONNECTION TO BCAM CONNECTION	CEK	12/14/2017												
B	CHANGED TIE-BACK BACK CONNECTION	CEK	7/29/2017												
A	CHANGED TIE-BACK FRONT CONNECTION	CEK	2/2/2017												
REV	DESCRIPTION OF REVISIONS			CPD		BY		DATE							

T-Mobile
4126 SOUTHWEST FREEWAY, SUITE 1400
HOUSTON, TX 77023

AMERICAN TOWER
8505 FREEPORT PARKWAY
IRVING, TX 75063

ACGI NO: 20-2488

DRAWN BY: DR/JN

CHECKED BY: S. ZHANG

A 07/02/20 PRELIM CD

O 11/17/20 FINAL CD

ALLPRO
CONSULTING GROUP, INC.
9221 Lyndon B Johnson Fwy
Suite 204, Dallas, TX 75243
Phone: 972-231-8893
Fax: 866-364-8375
www.allprocg.com
registration no. 8242

STATE OF TEXAS
SHIQIANG ZHANG
137482
LICENSED
PROFESSIONAL ENGINEER
11/17/20

A3D0197A
ATC / FRIENDSWOOD
ATC# 268232

1606-A HAROLD L WHITAKER DR. (E911)
FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE
MOUNT SPECIFICATIONS

SHEET NUMBER
C-7

RAN Template: 50091EZ_SR
A&L Template: 50091EZ_SR

A3D0197A_Anchor_3

Print Name: Standard
PORs: Anchor_Phase 3
L1900 Capacity_CMP 1H-18

Section 1 - Site Information

Site ID: A3D0197A
Status: ReadyForReview
Version: 3
Project Type: Anchor
Approved: Not Approved
Approved By: Not Approved
Last Modified: 6/4/2020 11:18:44 AM
Last Modified By: Michael.Trout@T-Mobile.com

Site Name: ATC/Friendswood
Site Class: Self Support Tower
Site Type: Structure Non Building
Plan Year: 2020
Market: HOUSTON TX
Vendor: Nokia
Landlord: American Tower

Latitude: 29.49661111
Longitude: -95.20161110
Address: 1606-A Harold L. Whitaker Dr [E911]
City, State: Friendswood, TX
Region: SOUTH

RAN Template: 50091EZ_SR

AL Template: 50091EZ_SR

Sector Count: 3

Antenna Count: 6

Coax Line Count: 0

TMA Count: 0

RRU Count: 3

Proposed RAN Equipment

Template: 50091EZ_SR

Enclosure	1	2	3	4
Enclosure Type	Delta HPL3 600A DC plant	Tower Top Mount (Nokia)	Ancillary Equipment (Nokia)	Generic Battery Cabinet for 600A SSC
Baseband	ASIA L2100 L1900 LAWS3	ASIK N2500 L2500	ASIB L2500	FSMF U1900 G1900
Baseband Submodule	ABIA (x 2) L2100 L1900 LAWS3	ABIL (x 3) N2500	ABIC (x 3) L2500	
Baseband Subrack	AMIA (x 2)			
Hybrid Cable System			175' HCS 2.0 Trunk - 12#6AWG 24 SM FIBER PR (x 2)	
Junction Box			Nokia HCS 2.0 Tower Junction Box (x 2)	
Power subsystem	Rectifier Shelf "Select size" Breakers "Select size"			Batteries "Select size"
Radio		AHFIG (x 3) U1900 L2100 L1900 G1900 LAWS3		
Transport System	CSR IXRe			

RAN Scope of Work:

Sector 1 (Proposed) view from front (Note: the images show view from behind)

Coverage Type	A - Outdoor Macro		
Antenna	1		2
Antenna Model	RFS - APX17DWW-17DWW-S-E-A20 (Quad)		AEHC (Active Antenna - Massive MIMO)
Azimuth	0		0
M. Tilt	0		0
Height	150		150
Ports	P1	P2	P3
Active Tech.	U1900 L2100 L1900 G1900 LAWS3	U1900 L2100 L1900 G1900 LAWS3	L2500 N2500
Dark Tech.			
Restricted Tech.			
Decomm. Tech.			
E. Tilt	4	4	4
Cables			
TMA			
Diplexers / Combiners			
Radio			
Sector Equipment			

Sector 2 (Proposed) view from front (Note: the images show view from behind)

Coverage Type	A - Outdoor Macro		
Antenna	1		2
Antenna Model	RFS - APX17DWW-17DWW-S-E-A20 (Quad)		AEHC (Active Antenna - Massive MIMO)
Azimuth	120		120
M. Tilt	0		0
Height	150		150
Ports	P1	P2	P3
Active Tech.	U1900 L2100 L1900 G1900 LAWS3	U1900 L2100 L1900 G1900 LAWS3	L2500 N2500
Dark Tech.			
Restricted Tech.			
Decomm. Tech.			
E. Tilt	4	4	4
Cables			
TMA			
Diplexers / Combiners			
Radio			
Sector Equipment			

Sector 3 (Proposed) view from front (Note: the images show view from behind)

Coverage Type	A - Outdoor Macro		
Antenna	1		2
Antenna Model	RFS - APX17DWW-17DWW-S-E-A20 (Quad)		AEHC (Active Antenna - Massive MIMO)
Azimuth	240		240
M. Tilt	0		0
Height	150		150
Ports	P1	P2	P3
Active Tech.	U1900 L2100 L1900 G1900 LAWS3	U1900 L2100 L1900 G1900 LAWS3	L2500 N2500
Dark Tech.			
Restricted Tech.			
Decomm. Tech.			
E. Tilt	4	4	4
Cables			
TMA			
Diplexers / Combiners			
Radio			
Sector Equipment			

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ATC / FRIENDSWOOD
ATC# 268232

1606-A HAROLD L. WHITAKER DR. (E911)
FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE

RFDS

SHEET NUMBER

C-8

FLOOD ZONE INFORMATION

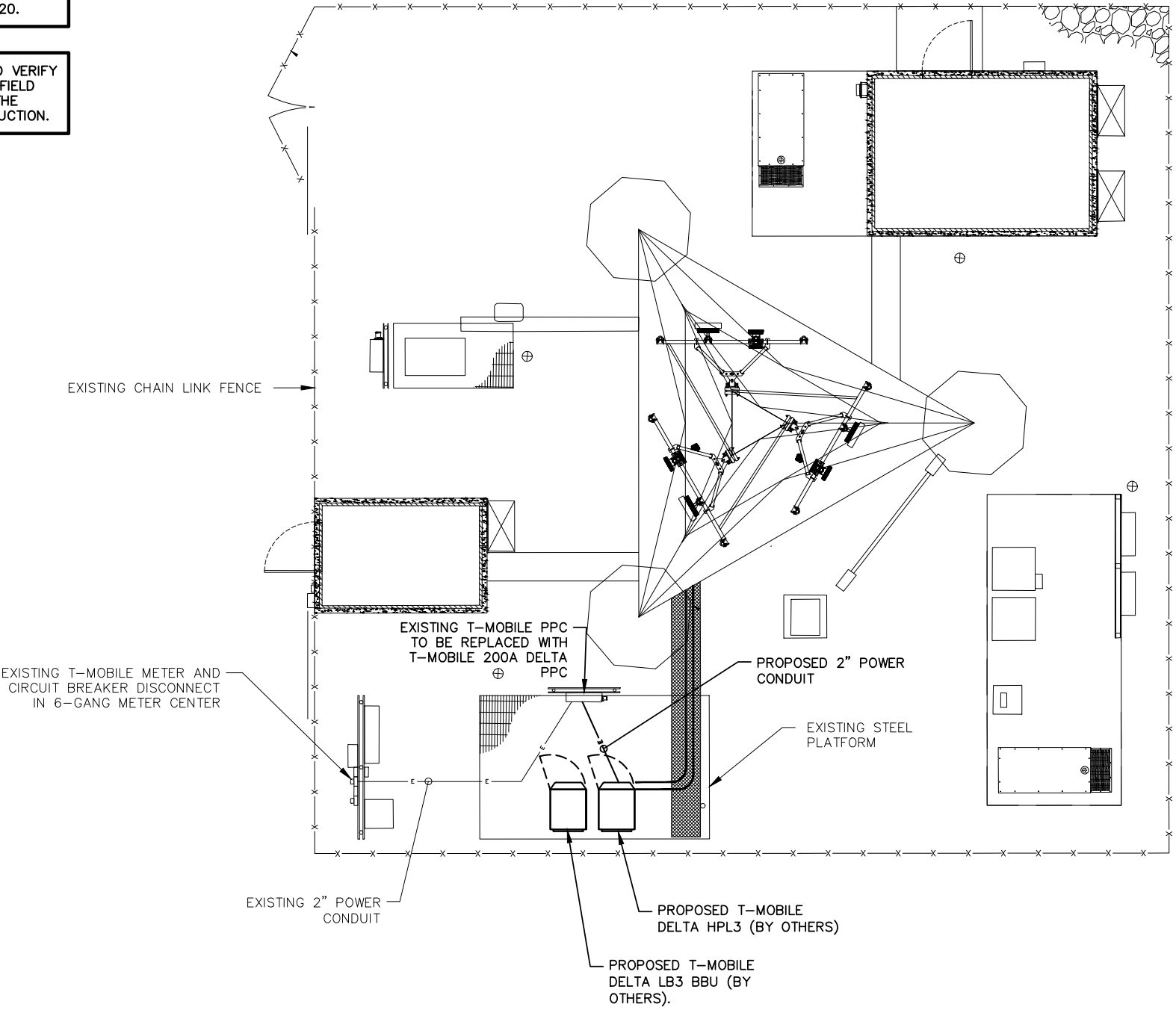
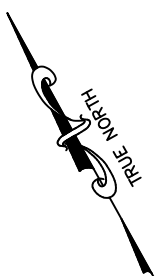
FLOOD ZONE: ZONE X
PANEL NUMBER: 48167C0202G
DATE: 08/15/2019

PROPOSED EQUIPMENT LAYOUT PER
ALLPRO CONSULTING CONSTRUCTION
DRAWINGS, DATED 07/02/2020 AND
SITE WALK ON 10/29/2020.

THE CONTRACTOR MUST FIELD VERIFY
ALL MEASUREMENTS AND FIELD
CONDITIONS PRIOR TO THE
COMMENCEMENT OF CONSTRUCTION.

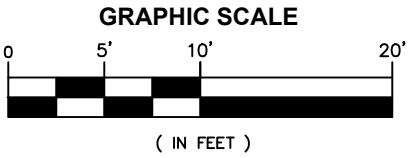
APPROVED

By Clay Bauerschlag at 12:51 pm, Nov 16, 2020



1
E-1

ELECTRICAL SITE PLAN
SCALE: 1" = 10'
SCALE BASED ON 11"x17" ONLY



T-Mobile

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14TH FLOOR,
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KimleyHorn

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WWW.KIMLEY-HORN.COM

REV.	DATE	BY
0	11/12/2020	FINAL CDs PMT
DRAWN BY: PMT CHECKED BY: CH		
KHA PROJECT NUMBER: 64529515		
ENGINEER SEAL:		



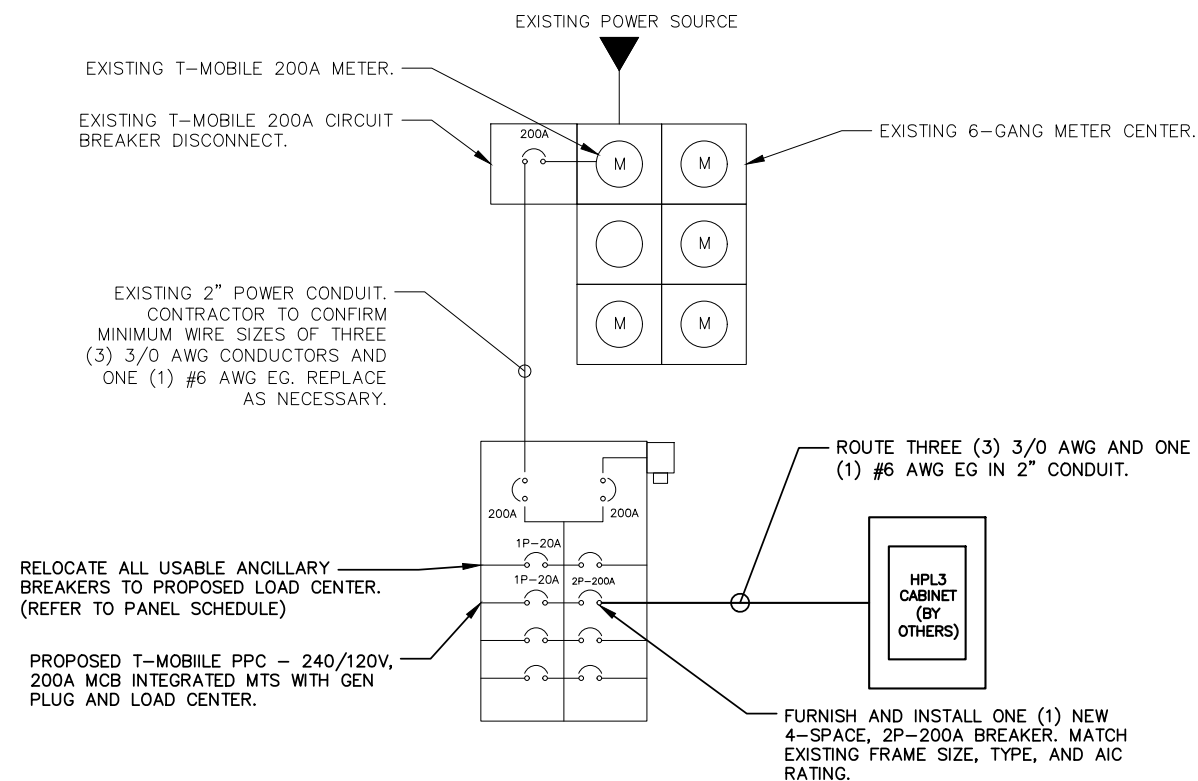
CORBIN HARDY, PE
TX PROFESSIONAL ENGINEER LIC. # 131813
TX CERTIFICATE OF AUTHORIZATION # F-000928

PROJECT INFORMATION:

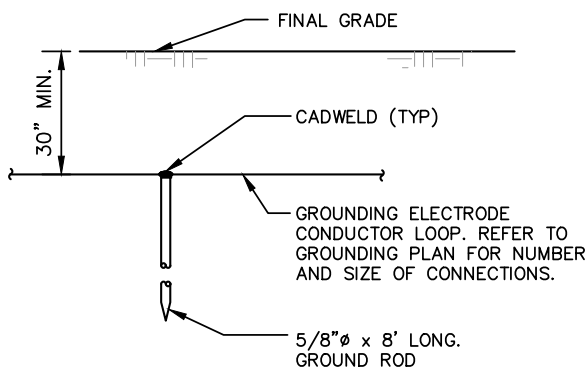
A3D0197A
1606-A HAROLD L. WHITAKER DR
FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE:
ELECTRICAL
SITE PLAN

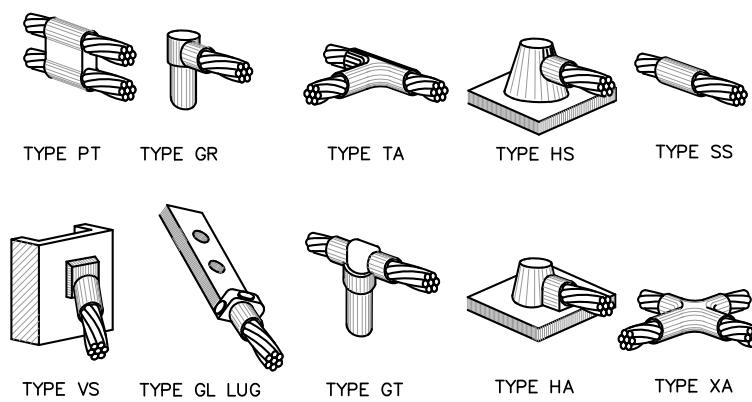
SHEET NUMBER:
E-1



1 ONE LINE DIAGRAM
E-2 NOT TO SCALE



3 GROUND ROD DETAIL
E-2 SCALE: N.T.S.



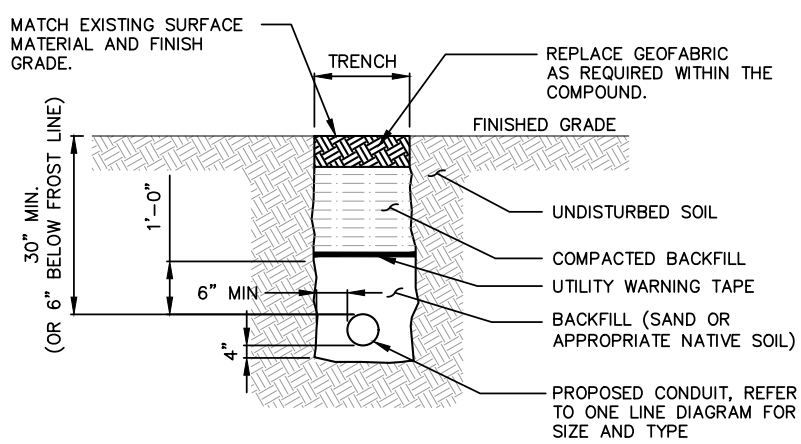
NOTES:
1. CADWELD "TYPES" SHOWN ABOVE ARE EXAMPLES. PROVIDE APPROPRIATE TYPES AS REQUIRED.

4 TYPICAL CAD WELDS
E-2 SCALE: N.T.S.

PANEL SCHEDULE											
Voltage: 240/120 Volts						MCB Size: 200 Amps					
Phase, Wires: Single Phase, 3 Wire						AIC Rating: 22,000 Amps min					
Mounting Type: Surface						Bus Rating: 200 Amps					
Enclosure Type: NEMA 3R						Neutral Rating: 100%					
Load Served	Load (kVA)		Circuit Bkr Size	Ckt Nbr	Phase		Ckt Nbr	Circuit Bkr Size	Load (kVA)		Load Served
	A	B			A	B			A	B	
Light	0.50		1P-20	1	*		2	2P-200	10.60		HPL3
GFCI		0.18	1P-20	3		*	4			10.60	
				5	*		6				
				7		*	8				
				9	*		10				
				11		*	12				
				13	*		14				
				15		*	16				
				17	*		18				
				19		*	20				
TVSS	0.00		2P-30	21	*		22				
		0.00		23		*					
Sub-Total (kVA)	0.50	0.18							10.60	10.60	Sub-Total (kVA)

LOAD SUMMARY		A		B		Total Connected (kVA)
		11.10		10.78		
				21.88		Total Connected (kVA)
Load Description	Connected Load (kVA)	A	B	Demand Factor	Demand Load (kVA)	
TELECOM EQUIPMENT	10.60	10.60		1.00	10.60	
LIGHTING	0.50			1.25	0.63	
DUPLEX RECEPTACLES		0.18		1.00	0.00	
TOTAL MISCELLANEOUS				1.00	0.00	
Total Power per Phase				11.23	10.78	kVA
Total Demand Current per Phase				93.58	89.83	Amps
Total Demand Power				22.01		kVA

2 PANEL SCHEDULE
E-2 NOT TO SCALE



NOTES:
1. CONTRACTOR TO HAND DIG ALL NEW TRENCHES INSIDE COMPOUND.
2. SEPARATION DIMENSION TO BE VERIFIED WITH LOCAL UTILITY COMPANY REQUIREMENTS.

5 TRENCH DETAIL
E-2 SCALE: N.T.S.

T-Mobile

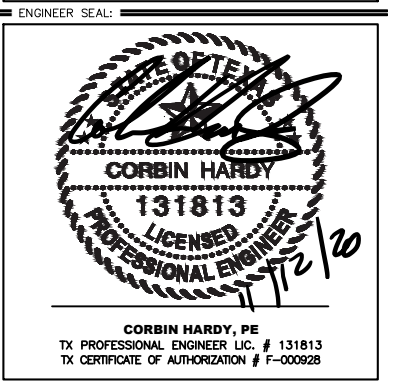
4126 SOUTHWEST FREEWAY,
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REV:	DATE:	BY:
0	11/12/2020	FINAL CDs
		PMT

DRAWN BY:	CHECKED BY:
PMT	CH
KHA PROJECT NUMBER:	
64529515	



PROJECT INFORMATION:

A3D0197A

1606-A HAROLD L. WHITAKER DR
FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE:

ELECTRICAL
DETAILS

SHEET NUMBER:

E-2

ELECTRICAL NOTES

1.00 CODES, STANDARDS, & SPECIFICATIONS

- 1.01 IT IS THE CONTRACTOR'S RESPONSIBILITY TO ENSURE THAT ALL MATERIALS AND LABOR RELATED DIRECTLY OR INDIRECTLY TO ALL ELECTRICAL WORK DOCUMENTED IN THESE DRAWINGS SHALL BE PROVIDED AND PERFORMED IN CONFORMANCE WITH ALL CURRENT GOVERNING CODES', STANDARDS, AND PROFESSIONAL STANDARD OF CARE TO INCLUDE THE AMERICAN SOCIETY FOR TESTING AND MATERIALS (ASTM), UNDERWRITERS LABORATORY (UL), NATIONAL ELECTRICAL MANUFACTURERS ASSOCIATION (NEMA), AMERICAN STANDARDS ASSOCIATION (ASA), NATIONAL FIRE PROTECTION ASSOCIATION (NFPA), AND THE NATIONAL ELECTRICAL CODE (NEC).
- 1.02 MATERIALS SHALL BE NEW AND SHALL CONFORM TO ALL APPLICABLE CURRENT GOVERNING STANDARDS ESTABLISHED FOR EACH ITEM BY ASTM, UL, NEMA, ASA, AND NFPA.
- 1.03 ALL ELECTRICAL WORK SHALL COMPLY WITH ALL APPLICABLE STATE, COUNTY, AND MUNICIPAL CODES AND ORDINANCES, AS WELL AS ALL CURRENT GOVERNING STANDARDS AND PRACTICES AS REQUIRED BY NEC, NEMA, ANSI, NFPA, UBC, UL, IEEE, AND THE LOCAL UTILITY COMPANY.
- 1.04 ALL ELECTRICAL GROUNDING SHALL COMPLY WITH THE CURRENT EDITION OF THE NEC.
- 1.05 CONTRACTOR SHALL MAINTAIN UL LISTED FIRE RATINGS AT ALL WALL PENETRATIONS.
- 1.06 CONTRACTOR SHALL MAINTAIN A MINIMUM CLEARANCE OF 36" IN FRONT OF ALL ELECTRICAL EQUIPMENT AS REQUIRED BY NEC. MINIMUM CLEARANCE SHALL BE OBSERVED FOR BOTH THE FRONT AND THE REAR OF THE METER H-FRAME RACK AND THE EQUIPMENT H-FRAME RACK.

2.00 GENERAL

- 2.01 CONTRACTOR SHALL BE RESPONSIBLE FOR ALL PERMITS AND ASSOCIATED FEES RELATED TO THE PROJECT AND SHALL DELIVER A COPY OF ALL PERMITS TO THE T-Mobile REPRESENTATIVE.
- 2.02 CONTRACTOR SHALL SCHEDULE AND SHOULD ATTEND ALL INSPECTIONS REQUIRED BY THE JURISDICTION HAVING AUTHORITY.
- 2.03 CONTRACTOR SHALL FURNISH ALL LABOR, MATERIALS, TOOLS, ACCESSORIES, ETC., FOR A COMPLETE WORKING ELECTRICAL INSTALLATION.
- 2.04 ALL WORK SHALL BE PERFORMED IN STRICT ACCORDANCE WITH APPLICABLE BUILDING CODES AND LOCAL ORDINANCES, INSTALLED IN A NEAT MANNER, AND SHALL BE SUBJECT TO APPROVAL BY THE ENGINEER.
- 2.05 CONTRACTOR SHALL PROTECT ADJACENT EQUIPMENT AND FINISHES FROM DAMAGE AND SHALL REPAIR TO ORIGINAL CONDITION ANY ITEMS DAMAGED AS A RESULT OF THE WORK.
- 2.06 CONTRACTOR SHALL REPAIR ANY LANDSCAPING DISTURBED DURING CONSTRUCTION.
- 2.07 IF CONDUIT RUNS HAVE MORE THAN THREE (3) CONSECUTIVE 90 DEGREE TURNS, THE CONTRACTOR SHALL INSTALL PULL BOXES AS REQUIRED BY NEC.
- 2.08 CONTRACTOR SHALL INDICATE THE LOCATION OF ALL CAPPED UNDERGROUND SPARE CONDUIT ON THE RECORD DRAWINGS SUBMITTED TO THE OWNER.
- 2.09 CONTRACTOR SHALL COORDINATE EXACT ROUTING OF CONDUIT WITH OWNER. ALL CONDUIT SHALL BE ROUTED WITHIN 3 FEET, EITHER SIDE, OF PERIMETER FENCING.
- 3.00 MATERIALS
- 3.01 ALL EQUIPMENT AND MATERIALS SHOWN SHALL BE CONSIDERED NEW UNLESS SPECIFICALLY NOTED OTHERWISE ON THE DRAWINGS.
- 3.02 FINAL CONNECTIONS OF EQUIPMENT SHALL BE PER MANUFACTURER'S APPROVED WIRING DIAGRAMS, DETAILS, AND INSTRUCTIONS. THE ELECTRICAL CONTRACTOR SHALL PROVIDE MATERIALS AND EQUIPMENT COMPATIBLE WITH EQUIPMENT SUPPLIED BY T-Mobile.
- 3.03 CONTRACTOR SHALL PROVIDE AN UPDATED PANELBOARD DIRECTORY FOR THE PANEL FROM WHICH THE NEW EQUIPMENT CIRCUIT WILL BE CONNECTED. CONTRACTOR SHALL SUBMIT UPDATED DIRECTORY IN A PLASTIC COVER TO THE BUILDING OWNER FOR APPROVAL PRIOR TO INSTALLATION.
- 3.04 CONTRACTOR SHALL FIELD DETERMINE ACTUAL CONDUIT ROUTING AND SHALL OBTAIN APPROVAL FROM THE TOWER OWNER OF THE PROPOSED ROUTING PRIOR TO CONDUIT INSTALLATION.
- 3.05 ALL CONDUCTORS SHALL BE COPPER WITH THWN INSULATION AND ALL TERMINATIONS SHALL BE RATED FOR AT LEAST 75 DEGREES CELSIUS.
- 3.06 ALL NEUTRAL CONDUCTORS SHALL HAVE WHITE INSULATION. ALL GROUND CONDUCTORS SHALL HAVE GREEN INSULATION. COLOR TAPE IDENTIFICATION OF THESE CONDUCTORS IS NOT PERMITTED.
- 3.07 CONTRACTOR SHALL SEAL ALL CONDUITS ENTERING AN ENCLOSURE WITH CONDUIT SEALANT THAT IS COMPATIBLE WITH THE INSULATION OF THE CONDUCTORS IN THE CONDUIT.
- 3.08 CONDUIT RUNS SHALL HAVE A CONTINUOUS DOWNWARD SLOPE AWAY FROM ALL EQUIPMENT TO PREVENT WATER INFILTRATION.
- 3.09 ALL CONDUIT SHALL BE SCHEDULE 40 PVC UNLESS NOTED OTHERWISE ON THE PLANS. WHEN CONDUIT IS ROUTED UNDER A ROADWAY, SCHEDULE 80 PVC CONDUIT SHALL BE UTILIZED. MANUFACTURED BEND RADII SHALL BE PER NEC.
- 3.10 CONTRACTOR SHALL PROVIDE TWO (2) 200 POUND TEST POLYETHYLENE PULL CORDS IN ALL CONDUITS AND ALL INNERDUCTS. PULL CORDS SHALL BE SECURED AT EACH END OF CONDUIT RUNS. ALL SPARE CONDUIT ENDS SHALL BE CAPPED WITH MANUFACTURED PVC FITTINGS.
- 3.11 CONTRACTOR SHALL BOND EACH METALLIC CONDUIT ENTERING A METALLIC ENCLOSURE WITH A #8 MIN AWG INSULATED COPPER BONDING JUMPER PER NEC. CONTRACTOR SHALL BOND ALL ELECTRICAL EQUIPMENT TO THE H-FRAME RACK ON WHICH EQUIPMENT IS MOUNTED WITH #8 MIN AWG INSULATED COPPER BONDING JUMPERS PER NEC.
- 3.12 CONTRACTOR SHALL IDENTIFY THE END OF ALL SPARE UNDERGROUND CONDUITS AND PROVIDE AND INSTALL 90 DEGREE ELBOWS WITH VERTICAL CONDUIT EXTENSIONS TO EXTEND 3" ABOVE FINISHED CRUSHED AGGREGATE GRADE. CONTRACTOR SHALL TERMINATE CONDUITS WITH MANUFACTURED CONDUIT CAPS THAT THE CONTRACTOR HAS PAINTED ORANGE.

4.00 PRE-CONSTRUCTION COORDINATION

- 4.01 CONTRACTOR SHALL VISIT THE SITE PRIOR TO BID AND NOTE EXISTING CONDITIONS THAT MIGHT AFFECT THEIR WORK. ALL SUCH CONDITIONS SHALL BE REPORTED TO THE ENGINEER PRIOR TO BID.
- 4.02 THE CONTRACTOR SHALL PROVIDE A UTILITY LOCATOR AND SHALL VERIFY THE ACTUAL LOCATION OF ALL UTILITIES PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES. ANY DAMAGE TO EXISTING UTILITIES SHALL BE REPAIRED AT THE CONTRACTOR'S EXPENSE.
- 4.03 CONTRACTOR SHALL VERIFY, PRIOR TO ROUGH-IN, THAT SITE CONDITIONS ALLOW FOR THE PLACEMENT OF THE ELECTRICAL EQUIPMENT AS SHOWN ON THE PLANS.
- 4.04 CONTRACTOR SHALL COORDINATE WITH LOCAL ELECTRICAL UTILITY REGARDING THE EXACT LOCATION OF THE TRANSFORMER, ALL METERING REQUIREMENTS, AND CONDUIT ROUTING BETWEEN TRANSFORMER AND METER.
- 4.05 CONTRACTOR SHALL COORDINATE WITH LOCAL TELCO UTILITY REGARDING THE EXACT LOCATION OF THE TELCO SERVICE ENTRY POINT.
- 4.06 CONTRACTOR SHALL COORDINATE WITH AUTHORITY HAVING JURISDICTION REGARDING LOCAL FROST LINE REQUIREMENTS FOR RACEWAY MATERIAL SELECTION AND INSTALLATION.
- 4.07 CONTRACTOR SHALL PERFORM AN ARC FLASH ANALYSIS AT THE EQUIPMENT AND PROVIDE ARC FLASH LABEL PER NEC.
- 4.08 ALL CIRCUIT BREAKERS AND EQUIPMENT SHALL HAVE A MINIMUM AIC RATING OF 10,000 AMPS. IF THE RATING OF THE UTILITY TRANSFORMER PROVIDING THE ELECTRICAL SERVICE IS GREATER THAN 75 kVA, THE CONTRACTOR SHALL PERFORM A SHORT CIRCUIT ANALYSIS TO DETERMINE THE REQUIRED AIC RATING FOR THE CIRCUIT BREAKERS AND EQUIPMENT. PRIOR TO PURCHASING EQUIPMENT, THE CONTRACTOR SHALL CONTACT THE ELECTRIC UTILITY AND OBTAIN IN WRITING THE MAXIMUM AVAILABLE FAULT CURRENT (AFC) AT THE UTILITY SERVICE POINT. PROVIDE MAX. AFC SIGNAGE AS REQUIRED PER NEC 110.24. THE CONTRACTOR SHALL ENSURE ALL ELECTRICAL EQUIPMENT, CIRCUIT BREAKERS, DISCONNECTS, FUSES, AND PANELBOARDS HAVE A FAULT CURRENT INTERRUPTING RATING GREATER THAN THE AVAILABLE FAULT CURRENT.
- 4.09 CONTRACTOR MUST HAND DIG ALL TRENCHES INSIDE OF COMPOUND.

GROUNDING NOTES

1. BOND ALL NEW OR RELOCATED EQUIPMENT TO EXISTING SITE GROUNDING ELECTRODE SYSTEM WITH BONDING CONDUCTORS SIZED PER NEC ARTICLE 250.
2. USE TWO HOLE LUGS FOR CONNECTION TO FLAT METAL SURFACES. USE ONLY STAINLESS STEEL HARDWARE ON ALL MECHANICAL CONNECTIONS. CLEAN ALL SURFACES (AND STRIP PAINTED SURFACES) TO BARE BRIGHT METAL PRIOR TO MAKING GROUND CONNECTIONS. APPLY ANTI-OXIDE COMPOUND TO ALL CONNECTIONS. APPLY ZINC RICH PAINT (COLD GALV.) TO ALL EXOTHERMIC WELDS, AND TO ANY METAL EXPOSED BY CLEANING, STRIPPING, GRINDING, CUTTING OR DRILLING.
3. ALL GROUNDING CONDUCTORS ABOVE GRADE SHALL BE RUN IN 3/4" FLEXIBLE PVC CONDUIT. CONDUIT SHALL BEGIN WITHIN 3/4" OF ABOVE GROUND CONNECTION POINT, SHALL EXTEND 24" BELOW GRADE MINIMUM, AND SHALL BE FILLED WITH SEALANT AT ABOVE GROUND CONNECTION POINT. SECURE CONDUIT EVERY 24" ON VERTICAL RUNS AND EVERY 36" ELSEWHERE WITH NON-METALLIC TIES.
4. GROUNDING OF ALL ELECTRICAL EQUIPMENT SHALL BE AS PER NEC, MUNICIPAL AND UTILITY COMPANY REQUIREMENTS.
5. CONTRACTOR TO VERIFY PRESENCE OF MAIN BONDING JUMPER AND GROUNDING ELECTRODE CONDUCTOR SIZED AND INSTALLED PER NEC ARTICLE 250.



4126 SOUTHWEST FREEWAY,
14TH FLOOR,
HOUSTON, TX 77027



11700 KATY FREEWAY, SUITE 800
HOUSTON, TX 77079
PHONE (281) 597-9300
WWW.KIMLEY-HORN.COM

REV: DATE: BY:

0	11/12/2020	FINAL CDs	PMT

DRAWN BY: CHECKED BY:

PMT	CH
-----	----

KHA PROJECT NUMBER:

64529515

ENGINEER SEAL:



CORBIN HARDY, PE
TX PROFESSIONAL ENGINEER LIC. # 131813
TX CERTIFICATE OF AUTHORIZATION # F-000928

PROJECT INFORMATION:

A3D0197A
1606-A HAROLD L. WHITAKER DR FRIENDSWOOD, TX 77546 GALVESTON COUNTY

SHEET TITLE:

ELECTRICAL NOTES

SHEET NUMBER:

E-3

TGB14.751.75MGA <26>
3/8-16 SS HEX
NUT x <8>
GECLB22BCS x <2>

3/8 SS BELLEVILLE
WASHER x <8>
3/8 SS FLAT
WASHER x <8>
GECLB62BC x <22>

24 IN.
3/8 SS ALL THREAD x <2>

EST WT 5.6#

APPROVED

☐ AS DRAWN:
☐ AS NOTED:
DATE:

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A	WAS TGB14.751.75BN	030613	LAL
LET	REVISION	DATE	BY
	TOLERANCES UNLESS NOTED:	3RD ANGLE	PROJECTION
	FRACTIONAL +/- 1/64		
	DECIMAL +/- .010		
	.000 +/- .005		

PART NO. MGA24ATT	TOWER KIT	-
AT&T		
DOWN BY: LAL	301 ZIEGLER DRIVE GRAYSLAKE, IL 60030 (847) 548-8700	REVISION: A
CHECKED BY: -		SCALE: 1/2
DATE: 051711		SHEET: 1 OF 1

TGB14.751.75MGA <16>
3/8-16 SS HEX
NUT x <8>
GECLB22BCS x <2>
GECLB62BC x <15>

3/8 SS BELLEVILLE
WASHER x <8>
3/8 SS FLAT
WASHER x <8>
GECLB22BC x <1>

12 IN.
3/8 SS ALL THREAD x <2>

EST WT 3.5#

APPROVED

☐ AS DRAWN:
☐ AS NOTED:
DATE:

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A	WAS BN117TKT	030613	LAL
LET	REVISION	DATE	BY
	TOLERANCES UNLESS NOTED:	3RD ANGLE	PROJECTION
	FRACTIONAL +/- 1/16		
	DECIMAL +/- .030		
	BREAK SHARP EDGES		

PART NO. MGA17TKT	TOWER KIT	-
DOWN BY: DVBV	301 ZIEGLER DRIVE GRAYSLAKE, IL 60030 (847) 548-8700	REVISION: A
CHECKED BY: -		SCALE: 1/2
DATE: 122007		SHEET: 1 OF 1

2.000
Ø0.391 x 0.641 (3)

0.125
1.656
1.875

SS BRACKET x <2>
BNBKT

R4150A4 INSULATOR x <2>
2000V RATING

3/8-16 X 5/8 SS HEX
CAP SCREW x <4>
3/8-16 SS HEX
NUT x <8>

3/8 SS LOCK
WASHER x <12>
3/8 SS FLAT
WASHER x <12>

WBKT1 SS WALL BRACKET x <2>

EST WT 1.8#

APPROVED

☐ AS DRAWN:
☐ AS NOTED:
DATE:

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A	WAS	030613	LAL
LET	REVISION	DATE	BY
	TOLERANCES UNLESS NOTED:	3RD ANGLE	PROJECTION
	FRACTIONAL +/- 1/64		
	DECIMAL +/- .010		
	.000 +/- .005		

PART NO. MGASKT	UNIVERSAL KIT	-
AT&T		
DOWN BY: LAL	301 ZIEGLER DRIVE GRAYSLAKE, IL 60030 (847) 548-8700	REVISION: A
CHECKED BY: -		SCALE: 1/2
DATE: 051711		SHEET: 1 OF 1

T-Mobile
4126 SOUTHWEST FREEWAY, SUITE 1400
HOUSTON, TX 77023

AMERICAN TOWER
8505 FREEPORT PARKWAY
IRVING, TX 75063

ACGI NO: 20-2488

DRAWN BY: DR/JN

CHECKED BY: S. ZHANG

A 07/02/20 PRELIM CD

O 11/17/20 FINAL CD

ALLPRO
CONSULTING GROUP, INC.
9221 Lyndon B Johnson Fwy
Suite 204, Dallas, TX 75243
Phone: 972-231-8893
Fax: 866-364-8375
www.allproci.com
registration no. 8242

STATE OF TEXAS
SHIQIANG ZHANG
137482
LICENSED
PROFESSIONAL ENGINEER
11/17/20

A3D0197A
ATC / FRIENDSWOOD
ATC# 268232

1606-A HAROLD L WHITAKER DR, (E911)
FRIENDSWOOD, TX 77546
GALVESTON COUNTY

SHEET TITLE

GROUNDING DETAIL

SHEET NUMBER

G-1

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/25/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Approving a Sanitary Sewer Easement for 209 E. Spreading Oaks (Holbrook Scaggs Addition)

Originating Department: Public Works

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

The property owner at 209 E. Spreading Oaks is dedicating a public sanitary sewer easement to the City, as outlined in the proposed attachment.

The dedication of the easement will provide the City's Public Works Department with needed proper and adequate formal access to effectively maintain an existing public sanitary sewer main located in the rear of the rear adjacent properties. Equally important, it will also provide an avenue for the owner to properly tie into the public sewer main for his own future development.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Dedication of the easement will allow the City to effectively access a public sewer main located in the rear of the adjacent properties.

RECOMMENDATIONS

The Sanitary Sewer Easement document has been reviewed by the City Attorney and staff, and it is recommended for approval.

ATTACHMENTS

1. Sanitary Sewer Easement (signed)

EXHIBIT 1

SANITARY SEWER EASEMENT

THE STATE OF TEXAS	§	
	§	KNOW ALL MEN BY THESE PRESENTS
COUNTY OF GALVESTON	§	

That **J. HILL INVESTMENTS, INC.** ("Grantor"), for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration paid in hand to Grantor by the City of Friendswood, Texas, a home rule municipal corporation of the State of Texas ("Grantee"), the receipt and sufficiency of which is hereby acknowledged and confessed, has Granted, Sold and Conveyed, and by these presents does hereby Grant, Sell and Convey unto the said Grantee its successors, assigns and legal representatives, a perpetual easement for the purpose of constructing, reconstructing, altering and maintaining public underground sanitary sewer lines and facilities in, under, over, along, upon and across that certain 0.0477 acre tract of land ("Easement") same being more particularly described in **Exhibit A** and shown in **Exhibit B**, both attached hereto and for all things made a part hereof.

Grantee may do and perform all acts necessary to construct, reconstruct, repair, relocate or maintain a public underground sanitary sewer line and facilities within said Easement and to operate thereon all necessary machinery and equipment to efficiently prosecute the work. Grantor retains, reserves and shall continue to enjoy the use of the surface of the Easement property for any and all purposes which do not interfere with or prevent the use by Grantee of the Easement for the purposes stated herein.

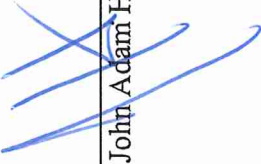
This conveyance is expressly made subject to any and all restrictions, mineral and/or royalty reservations, covenants, and easements appearing of record relative to the Easement, but only to the extent that the same are still in force and effect and enforceable against the same. The Easement, along with all rights and privileges relating thereto, shall terminate when the Easement, as described above, is abandoned by adoption of an Ordinance abandoning or vacating such by Grantee.

TO HAVE AND TO HOLD the above described Easement, together with all and singular the rights and appurtenances thereto in any wise belonging unto the said Grantee, its successors and assigns forever, and Grantor binds himself, his heirs, executors, administrators and assigns, to warrant and forever defend all and singular: the said Easement unto Grantee and Grantee's successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty, when the claim is by, through or under Grantor, but not otherwise.

IN WITNESS WHEREOF, this instrument is executed this 25 day of November, 2020.

GRANTOR

J. HILL INVESTMENTS, INC.

By:  _____
John Adam Hill, President

(Acknowledgement on the Following Page)

STATE OF TEXAS

COUNTY OF GALVESTON

On the 25 day of November, 2020, before me, the undersigned Notary Public, personally appeared **John Adam Hill, President**, known to me or satisfactorily proven to be the person whose name is subscribed to this instrument in his capacity as **President** of **J. Hill Investments, Inc., d/b/a Sterling Builders** and acknowledged that he executed the same for the purpose contained therein on behalf of said corporation.





R. D'ANN ANDRUS
 Notary Public, State of Texas
 Commission Expires 08-17-2022
 Notary ID 124292657

Notary Public, State of Texas

ACCEPTED BY GRANTEE:

ATTEST:

Mike Foreman, Mayor

Melinda Welsh, TRMC
City Secretary

ADDRESS OF GRANTEE:

City of Friendswood, Texas
910 South Friendswood Drive
Friendswood, Texas 77546

PRO-SURV

SURVEYING AND MAPPING
EMAIL: orders@prosurv.net
T.B.P.E.L.S. FIRM #101119300
P.O. BOX 1366
FRIENDSWOOD, TEXAS 77549
PHONE: 281-996-1113
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2080 SQ. FT. (0.0477 ACRE)
8 FOOT SANITARY SEWER EASEMENT
METES AND BOUNDS DESCRIPTION
SARAH MCKISSICK SURVEY
J.R. WILLIAMS LEAGUE
ABSTRACT 151
GALVESTON COUNTY, TEXAS

A TRACT OF LAND CONTAINING 0.0477 ACRES (2,080 SQUARE FEET) OF LAND, MORE OR LESS, BEING AN 8 FOOT SANITARY SEWER EASEMENT ALONG THE SOUTHEASTERN PROPERTY LINE OF AN 0.8057 ACRE BEING OUT OF LOT 1, BLOCK 4 OF FRIENDSWOOD, IN THE SARAH MCKISSICK OR J.R. WILLIAMS LEAGUE, GALVESTON COUNTY, TEXAS, SAID 0.8057 ACRE TRACT BEING CONVEYED IN DEED RECORDED UNDER CLERK'S FILE NUMBER 2020060529 WITH SAID EASEMENT BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON ROD FOUND AT THE EAST CORNER OF SAID 0.8057 ACRE TRACT, SAID POINT BEING SITUATED ON THE SOUTHWEST RIGHT-OF-WAY LINE OF QUAKER DRIVE, BASED ON A WIDTH OF 60.00 FEET;
THENCE SOUTH 45°00'00" WEST, ALONG THE SOUTHEAST LINE OF SAID 0.8057 ACRE TRACT, A DISTANCE OF 260.00 FEET TO A 1 INCH IRON PIPE FOUND AT THE SOUTH CORNER OF SAID 0.8057 ACRE TRACT;
THENCE NORTH 45°00'00" WEST, ALONG THE SOUTHWEST LINE OF SAID 0.8057 ACRE TRACT, A DISTANCE OF 8.00 FEET TO A POINT FOR THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;
THENCE NORTH 45°00'00" EAST, CROSSING SAID 0.8057 ACRE TRACT, A DISTANCE OF 260.00 FEET TO A POINT FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT AND BEING IN THE SAID RIGHT-OF-WAY LINE OF QUAKER DRIVE;
THENCE SOUTH 45°00'00" EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 8.00 FEET RETURNING TO THE POINT OF BEGINNING AND CONTAINING 2080 SQUARE FOOT (0.0477 ACRE) OF LAND, MORE OR LESS

SEE PROJECT # P52011172 FOR DRAWING OF ABOVE DESCRIBED EASEMENT AS PREPARED BY PRO-SURV, LLC, P.O. BOX 1366, FRIENDSWOOD, TEXAS, 77546, PHONE (281) 996-1113.



EASEMENT EXHIBIT

THIS SKETCH IS INCORPORATED BY
REFERENCE AS A PART OF AN 8 FOOT
SANITARY SEWER EASEMENT



LINE	BEARING	DISTANCE
L1	N 45°00'00" W	8.00'
L2	S 45°00'00" E	8.00'

EAST SPREADING OAKS AVENUE
(60' R.O.W.)

QUAKER DRIVE
(60' R.O.W.)

J. HILL INVESTMENTS
ABST 151 S MCKISSICK SUR
0.8057 ACRE PT OF LOT 1
C.F. 2020060529

GERHARDT JANICE R
ABST 151 S MCKISSICK SUR
PT OF LOT 1 (1-7)
C.F. 9708696

KELLEDY JOAN M
ABST 151 S MCKISSICK
SUR PT OF LOT 1 (1-2)
C.F. 201607346

FONVILLE ADRIENNE ANNE
ABST 151 S MCKISSICK SUR
PT OF LOT 1 (1-21)
C.F. 2016074787

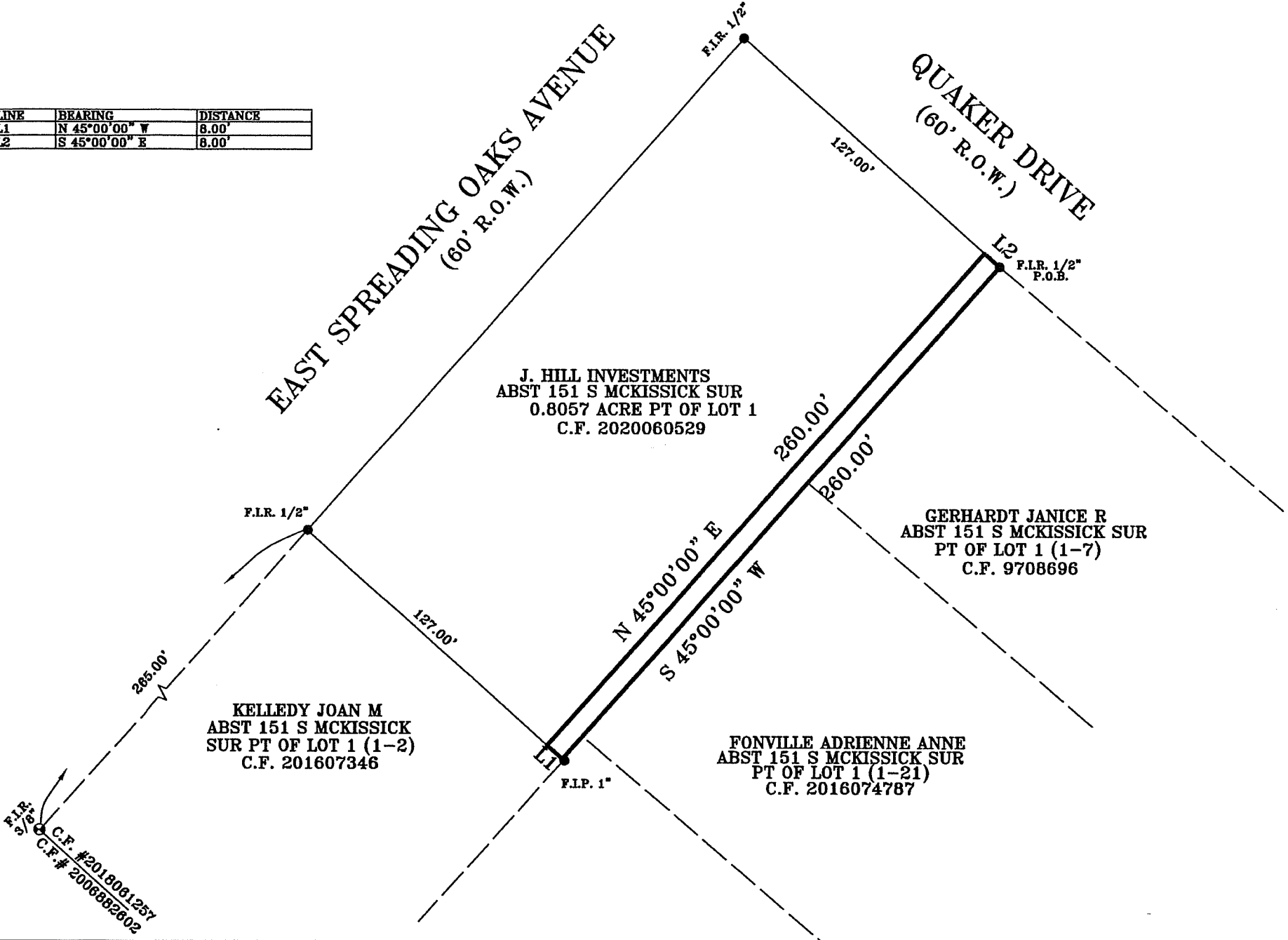
LEGAL DESCRIPTION
A TRACT OF LAND CONTAINING 0.0477 ACRE\ (2,080 SQUARE FEET) OF LAND, MORE OR LESS, BEING AN 8 FOOT SANITARY SEWER EASEMENT ALONG THE SOUTHEASTERN PROPERTY LINE OF AN 0.8057 ACRE BEING OUT OF LOT 1, BLOCK 4 OF FRIENDSWOOD, IN THE SARAH MCKISSICK OR J.R. WILLIAMS LEAGUE, GALVESTON COUNTY, TEXAS, SAID 0.857 ACRE TRACT BEING CONVEYED IN DEED RECORDED UNDER CLERK'S FILE NUMBER 2020060529 WITH SAID EASEMENT BEING FURTHER DESCRIBED BY METES AND BOUNDS AS ATTACHED.

ADDRESS
209 EAST SPREADING OAKS AVENUE

DATE 11/16/2020

PRO-SURV, LLC
T.B.P.E.L.S. FIRM #10119300
P.O. BOX 1366, FRIENDSWOOD, TX 77549
PHONE: 281-996-1113 FAX: 281-996-0012
PROFESSIONAL SURVEY AND MAPPING SERVICES
© 2020 PRO-SURV - ALL RIGHTS RESERVED
PROJECT#PS2011172

EXHIBIT "B"



FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 11/3/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Approve the disposal of four Public Works vehicles through Public Surplus

Originating Department: Administrative Services

Degree of importance: Elective

SUMMARY / ORIGINATING CAUSE

The Public Works and Administrative Services departments present four (4) Public Works vehicles for disposal. The vehicles will be disposed of through Public Purchase Auction. All three vehicles have in service 10 years or more. Costs associated with keeping the vehicle suitable for service are high, making the most cost-effective solution to auction the vehicles. The vehicles are described as follows.

PW 42 (replaced in 2019) – 2009 Ford F150

PW 44 (replaced in 2013) – 2000 Ford F150

PW 46 (replaced in 2020) – 2010 Ford F150

PW 122 (replaced in 2004) – 1994 Ford F350

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Proceeds from the sale of this vehicle will be deposited into the sales of assets in the Vehicle Replacement Fund.

RECOMMENDATIONS

Staff recommends Mayor and Council consent to disposal of this asset in the manner described above.

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/21/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Approving the October 2020 Tax Report

Originating Department: City Manager

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

1. Gal Co Tax Oct 20



Cheryl E. Johnson, PCC
Assessor and Collector of Taxes
County of Galveston
722 Moody Avenue, Galveston, Texas 77550
Toll Free (877) 766-2284 Fax: (409) 766-2479
Email: galcotax@co.galveston.tx.us



November 10, 2020

The Governmental Entities of the Galveston County Tax Assessor/Collector's Office:

I, Cheryl E. Johnson, Tax Assessor and Collector of the County of Galveston do solemnly swear that this statement of collections made by me and the disposition thereof during the month of October, 2020 is true and correct.

Under my hand and seal this 10th day of November, 2020.

Cheryl E. Johnson
for Cheryl E. Johnson

Cheryl E. Johnson, PCC
Galveston County Tax Assessor/Collector

cc: Randall Rice, County Auditor
Linebarger, Goggan, Blair, & Simpson
Perdue, Brandon, Fielder, Collins, & Mott
Assessment & Collection Partners:

City of Bayou Vista
City of Clear Lake Shores (delinquent)
City of Dickinson
City of Friendswood
City of Galveston
City of Hitchcock
City of Jamaica Beach
City of Kemah
City La Marque
City of League City
City of Santa Fe
City of Texas City
City of Tiki Island
Dickinson Independent School District
Galveston Independent School District
High Island Independent School District
Hitchcock Independent School District
College of the Mainland

Galveston Community College
GC Drainage District No. 1
GC Drainage District No. 2
GC Emergency Services Dist. No. 1
GC Emergency Services Dist. No. 2
GC Fresh Water Supply Dist. No. 6
Bacliff MUD
Bayview MUD
Galveston County MUD No. 12
Galveston County MUD No. 13
Galveston County MUD No. 44
San Leon MUD
Tara Glen MUD
GC Navigation District No. 1
WCID No. 1
WCID No. 12
WCID No. 19
Westwood Management District

11/04/2020 08:56:32 3619602
 TC298-D DEPOSIT
 RECEIPT DATE: ALL
 LOCATION: ALT

TAX COLLECTION SYSTEM
 DEPOSIT DISTRIBUTION
 FROM: 10/01/2020 THRU 10/31/2020
 JURISDICTION: 0337 FRIENDMD CITY

PAGE: 33
 INCLUDES AG ROLBACK

YEAR	FUND	TAX RATE	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	TIF AMOUNT	DISBURSE TOTAL	ATTORNEY	OTHER FEES	REFUND AMOUNT	PAYMENT AMOUNT
2020	M & O	.392153	82,390.87	.00	.00	.00	82,390.87	.00	.00	.00	82,390.87
	I & S	.095161	19,993.08	.00	.00	.00	19,993.08	.00	.00	.00	19,993.08
	TOTAL	.487314	102,383.95	.00	.00	.00	102,383.95	.00	.00	.00	102,383.95
2019	M & O	.432160	402.55	.00	1,351.64	.00	1,754.19	2,132.80	.00	.00	3,886.99
	I & S	.089279	83.16	.00	279.25	.00	362.41	.00	.00	.00	362.41
	TOTAL	.521439	485.71	.00	1,630.89	.00	2,116.60	2,132.80	.00	.00	4,249.40
2018	M & O	.437173	1,087.96	.00	568.23	.00	1,656.19	395.32	.00	.00	2,051.51
	I & S	.095218	236.97	.00	123.75	.00	360.72	.00	.00	.00	360.72
	TOTAL	.532391	1,324.93	.00	691.98	.00	2,016.91	395.32	.00	.00	2,412.23
2017	M & O	.432349	428.73	.00	223.75	.00	652.48	175.88	.00	.00	828.36
	I & S	.095000	94.22	.00	49.17	.00	143.39	.00	.00	.00	143.39
	TOTAL	.527349	522.95	.00	272.92	.00	795.87	175.88	.00	.00	971.75
2016	M & O	.462000	427.84	.00	277.40	.00	705.24	183.66	.00	.00	888.90
	I & S	.084000	77.78	.00	50.44	.00	128.22	.00	.00	.00	128.22
	TOTAL	.546000	505.62	.00	327.84	.00	833.46	183.66	.00	.00	1,017.12
2015	M & O	.497200	35.44	.00	24.46	.00	59.90	13.70	.00	.00	73.60
	I & S	.071500	5.10	.00	3.52	.00	8.62	.00	.00	.00	8.62
	TOTAL	.568700	40.54	.00	27.98	.00	68.52	13.70	.00	.00	82.22
2014	M & O	.530300	25.32	.00	19.44	.00	44.76	9.98	.00	.00	54.74
	I & S	.061100	2.91	.00	2.24	.00	5.15	.00	.00	.00	5.15
	TOTAL	.591400	28.23	.00	21.68	.00	49.91	9.98	.00	.00	59.89
2013	M & O	.530300	157.47	.00	135.16	.00	292.63	65.26	.00	.00	357.89
	I & S	.061100	18.14	.00	15.57	.00	33.71	.00	.00	.00	33.71
	TOTAL	.591400	175.61	.00	150.73	.00	326.34	65.26	.00	.00	391.60
2011	M & O	.521800	52.42	.00	58.56	.00	110.98	25.11	.00	.00	136.09
	I & S	.068400	6.87	.00	7.68	.00	14.55	.00	.00	.00	14.55
	TOTAL	.590200	59.29	.00	66.24	.00	125.53	25.11	.00	.00	150.64
2010	M & O	.519800	427.78	.00	349.07	.00	776.85	50.02	.00	.00	826.87
	I & S	.065300	53.74	.00	43.86	.00	97.60	.00	.00	.00	97.60
	TOTAL	.585100	481.52	.00	392.93	.00	874.45	50.02	.00	.00	924.47
2009	M & O	.499700	181.71	.00	225.59	.00	407.30	85.87	.00	.00	493.17
	I & S	.080000	29.09	.00	36.12	.00	65.21	.00	.00	.00	65.21
	TOTAL	.579700	210.80	.00	261.71	.00	472.51	85.87	.00	.00	558.38
2008	M & O	.509700	98.58	.00	142.94	.00	241.52	54.94	.00	.00	296.46
	I & S	.070000	13.54	.00	19.63	.00	33.17	.00	.00	.00	33.17
	TOTAL	.579700	112.12	.00	162.57	.00	274.69	54.94	.00	.00	329.63

11/04/2020 08:56:32 3619602
TC298-D SELECTION: DEPOSIT
RECEIPT DATE: ALL
LOCATION: ALL

TAX COLLECTION SYSTEM
DEPOSIT DISTRIBUTION
FROM: 10/01/2020 THRU 10/31/2020
JURISDICTION: 0337 FRIENDMD CITY

PAGE: 34
INCLUDES AG ROLLBACK

YEAR	FUND	TAX RATE	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	TIF AMOUNT	DISBURSE TOTAL	ATTORNEY	OTHER FEES	REFUND AMOUNT	PAYMENT AMOUNT
ALL	M & O		85,716.67	.00	3,376.24	.00	89,092.91	3,192.54	.00	.00	92,285.45
ALL	I & S		20,614.60	.00	631.23	.00	21,245.83	.00	.00	.00	21,245.83
ALL	TOTAL		106,331.27	.00	4,007.47	.00	110,338.74	3,192.54	.00	.00	113,531.28
DLQ	M & O		3,325.80	.00	3,376.24	.00	6,702.04	3,192.54	.00	.00	9,894.58
DLQ	I & S		621.52	.00	631.23	.00	1,252.75	.00	.00	.00	1,252.75
DLQ	TOTAL		3,947.32	.00	4,007.47	.00	7,954.79	3,192.54	.00	.00	11,147.33
CURR	M & O		82,390.87	.00	.00	.00	82,390.87	.00	.00	.00	82,390.87
CURR	I & S		19,993.08	.00	.00	.00	19,993.08	.00	.00	.00	19,993.08
CURR	TOTAL		102,383.95	.00	.00	.00	102,383.95	.00	.00	.00	102,383.95

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TAX COLLECTION SYSTEM
TAX COLLECTOR MONTHLY REPORT
FROM 08/01/2020 TO 10/31/2020

INCLUDES AG ROLLBACK

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FISCAL START: 08/01/2020 END: 07/31/2021 JURISDICTION: 0337 FRIENDWD CITY

	CERT TAXABLE VALUE	ADJUSTMENTS	ADJ TAX VALUE	TAX RATE	TAX LEVY	PAID ACCTS
CURRENT YEAR	3,797,796,969	34,756,774	3,832,553,743	00.487314	18,248,170.43	1,151

YEAR	TAXES DUE	MONTH ADJ	ADJUSTMENT YTD	LEVY PAID	PAID YTD	BALANCE	COLL %	YTD UNCOLL
2020	18,065,542.22	182,628.21	182,628.21	102,383.95	102,383.95	18,145,786.48	.56	0.00
2019	221,138.15	19,065.19-	19,065.19-	70,440.39	70,440.39	131,632.57	34.86	0.00
2018	46,656.63	3,874.69-	3,874.69-	3,181.50	3,181.50	39,600.44	7.44	0.00
2017	21,992.69	751.75-	751.75-	1,784.78	1,784.78	19,456.16	8.40	0.05-
2016	17,330.46	238.30-	238.30-	1,399.97	1,399.97	15,692.19	8.19	0.00
2015	14,009.79	.00	0.00	129.29	129.29	13,880.50	.92	0.00
2014	14,747.87	.00	0.00	127.11	127.11	14,620.76	.86	0.00
2013	11,225.18	.00	0.00	177.48	177.48	11,047.70	1.58	0.00
2012	10,965.91	115.47-	115.47-	0.60	0.60	10,849.84	.01	115.47-
2011	10,272.17	74.99-	74.99-	59.29	59.29	10,137.89	.58	74.99-
2010	9,505.56	.00	0.00	483.61	483.61	9,021.95	5.09	0.00
2009	6,883.00	.00	0.00	387.93	387.93	6,495.07	5.64	0.00
2008	5,727.32	.00	0.00	112.13	112.13	5,615.19	1.96	0.00
2007	1,978.69	.00	0.00	0.00	0.00	1,978.69	.32	0.00
2006	2,787.78	.00	0.00	8.96	8.96	2,778.82	.49	0.00
2005	1,428.40	.00	0.00	6.95	6.95	1,421.45	1.54	0.00
2004	650.49	.00	0.00	10.02	10.02	640.47	1.54	0.00
2003	647.12	.00	0.00	0.00	0.00	647.12	0.00	0.00
2002	924.85	.00	0.00	0.00	0.00	924.85	0.00	0.00
2001	941.66	.00	0.00	0.00	0.00	941.66	0.00	0.00
2000	996.69	.00	0.00	0.00	0.00	996.69	0.00	0.00
1999	0.00	.00	0.00	0.00	0.00	0.00	0.00	0.00
****	18,466,352.63	158,507.82	158,507.82	180,693.96	180,693.96	18,444,166.49		190.51-

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TC298-M SELECTION: DEPOSIT

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TAX COLLECTION SYSTEM
DEPOSIT DISTRIBUTION
REVERSALS DETAIL SCHEDULE
FROM: 10/01/2020 THRU 10/31/2020
JURISDICTION: 337 FRIENDWD CITY

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INCLUDES AG ROLLBACK

YEAR DEPOSIT	ACCOUNT NUMBER	EFF YR/MO	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	ATTORNEY CAUSE / REV	REFUND AMOUNT	PAYMENT AMOUNT CAT
2016 RF201002	708293	201702	0.00	0.00	0.00	0.00 16S3	84.83-	84.83-RF
2016 RF201002	708293	201702	79.28-	0.00	5.55-	0.00 16S3	84.83	0.00 RF
2016 TOTAL			79.28-	0.00	5.55-	0.00	0.00	84.83-
2017 RF201002	708286	201801	0.00	0.00	0.00	0.00 17S2	6.96-	6.96-RF
2017 RF201002	708286	201801	6.96-	0.00	0.00	0.00 17S2	6.96	0.00 RF
2017 RF201002	708293	201712	0.00	0.00	0.00	0.00 17S2	76.57-	76.57-RF
2017 RF201002	708293	201712	76.57-	0.00	0.00	0.00 17S2	76.57	0.00 RF
2017 TOTAL			83.53-	0.00	0.00	0.00	0.00	83.53-
2018 RF201002	168170	201812	0.00	0.00	0.00	0.00 18S1	167.79-	167.79-RF
2018 RF201002	168170	201812	167.79-	0.00	0.00	0.00 18S1	167.79	0.00 RF
2018 RF201002	168854	201812	0.00	0.00	0.00	0.00 18S1	436.63-	436.63-RF
2018 RF201002	168854	201812	436.63-	0.00	0.00	0.00 18S1	436.63	0.00 RF
2018 RF201002	184318	201812	0.00	0.00	0.00	0.00 18S1	294.14-	294.14-RF
2018 RF201002	184318	201812	294.14-	0.00	0.00	0.00 18S1	294.14	0.00 RF
2018 RF201002	200829	201901	177.41-	0.00	0.00	0.00 18S1	177.41	0.00 RF
2018 RF201002	200829	201901	0.00	0.00	0.00	0.00 18S1	177.41-	177.41-RF
2018 RF201002	201150	201812	0.00	0.00	0.00	0.00 18S1	133.10-	133.10-RF
2018 RF201002	201150	201812	133.10-	0.00	0.00	0.00 18S1	133.10	0.00 RF
2018 RF201002	202090	201906	0.00	0.00	0.00	0.00 18S1	67.65-	67.65-RF
2018 RF201002	202090	201906	58.83-	0.00	8.82-	0.00 18S1	67.65	0.00 RF
2018 RF201002	202268	201812	171.16-	0.00	0.00	0.00 18S11TX038	171.16-	171.16-RF
2018 RF201002	202268	201812	0.00	0.00	0.00	0.00 18S11TX038	171.16	0.00 RF
2018 RF201002	351233	201812	0.00	0.00	0.00	0.00 18S1	297.86-	297.86-RF
2018 RF201002	351233	201812	297.86-	0.00	0.00	0.00 18S1	297.86	0.00 RF
2018 RF201002	351233	201812	478.27-	0.00	0.00	0.00 18S1	478.27	0.00 RF
2018 RF201002	351233	201812	0.00	0.00	0.00	0.00 18S1	478.27-	478.27-RF
2018 RF201002	394287	201812	0.00	0.00	0.00	0.00 18S1	377.19	0.00 RF
2018 RF201002	394287	201812	346.05-	0.00	31.14-	0.00 18S1	377.19-	377.19-RF
2018 RF201002	394528	201903	0.00	0.00	0.00	0.00 18S1	82.72	0.00 RF
2018 RF201002	394528	201903	77.31-	0.00	5.41-	0.00 18S1	82.72	0.00 RF
2018 RF201002	708293	201902	0.00	0.00	0.00	0.00 18S1	82.72-	82.72-RF
2018 RF201002	708293	201902	0.00	0.00	0.00	0.00 18S1	82.72-	82.72-RF
2018 TOTAL			2,638.55-	0.00	45.37-	0.00	0.00	2,683.92-
2019 902102220T	10349800000003	202008	849.70-	0.00	0.00	0.00 CERT	0.00	849.70-TR
2019 908101220TR	10579000000001	202002	696.64-	0.00	48.76-	0.00 CERT	0.00	745.40-TR
2019 908100520TR	10847500000005	201712	662.94-	0.00	0.00	0.00 CERT	0.00	662.94-TR
2019 RF201027	1198830010001	202001	445.58-	0.00	0.00	0.00 CERT	445.58	0.00 RF
2019 RF201027	1198830010001	202001	0.00	0.00	0.00	0.00 CERT	445.58-	445.58-RF

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TC298-M SELECTION: DEPOSIT

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TAX COLLECTION SYSTEM
DEPOSIT DISTRIBUTION
REVERSALS DETAIL SCHEDULE
FROM: 10/01/2020 THRU 10/31/2020
JURISDICTION: 337 FRIENDMD CITY

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INCLUDES AG ROLLBACK

YEAR DEPOSIT	ACCOUNT NUMBER	EFF YR/MO	LEVY PAID	DISCOUNT GIVEN	PENALTY INTEREST	ATTORNEY CAUSE / REV	REFUND AMOUNT	PAYMENT AMOUNT CAT
2019 RF201027	1198830020001	202001	4,507.73-	0.00	0.00	0.00 CERT	4,507.73	0.00 RF
2019 RF201027	1198830020001	202001	0.00	0.00	0.00	0.00 CERT	4,507.73-RF	
2019 RF201002	168170	201912	0.00	0.00	0.00	0.00 1950	162.72-	162.72-RF
2019 RF201002	168170	201912	162.72-	0.00	0.00	0.00 1950	162.72	0.00 RF
2019 RF201002	168854	201912	0.00	0.00	0.00	0.00 1950	436.63-	436.63-RF
2019 RF201002	168854	201912	436.63-	0.00	0.00	0.00 1950	436.63	0.00 RF
2019 RF201002	184318	201912	0.00	0.00	0.00	0.00 1950	282.68-	282.68-RF
2019 RF201002	184318	201912	282.68-	0.00	0.00	0.00 1950	282.68	0.00 RF
2019 RF201002	200829	201912	380.35-	0.00	0.00	0.00 1950	380.35-	0.00 RF
2019 RF201002	200829	201912	0.00	0.00	0.00	0.00 1950	380.35	0.00 RF
2019 RF201002	202090	202005	167.98-	0.00	24.44-	0.00 1950	212.42	380.35-RF
2019 RF201002	202090	202005	0.00	0.00	0.00	0.00 1950	212.42	0.00 RF
2019 RF201002	202268	201912	0.00	0.00	0.00	0.00 195011TX038	212.42-	212.42-RF
2019 RF201002	202268	201912	891.79-	0.00	0.00	0.00 195011TX038	891.79-	891.79-RF
2019 RF201002	351233	202007	0.00	0.00	0.00	0.00 1950	413.09-	0.00 RF
2019 RF201002	351233	202007	291.73-	0.00	52.51-	0.00 1950	413.09	413.09-RF
2019 RF201002	394287	201912	0.00	0.00	0.00	0.00 1950	468.43-	0.00 RF
2019 RF201002	394287	201912	468.43-	0.00	0.00	0.00 1950	468.43	468.43-RF
2019 RF201002	394528	202002	0.00	0.00	24.48-	0.00 1950	374.15-	0.00 RF
2019 RF201002	394528	202002	349.67-	0.00	0.00	0.00 1950	374.15	374.15-RF
2019 RF201002	511683	201912	0.00	0.00	0.00	0.00 1950	130.36-	0.00 RF
2019 RF201002	511683	201912	130.36-	0.00	0.00	0.00 1950	130.36	130.36-RF
2019 RF201002	612939	201912	491.97-	0.00	0.00	0.00 1950	491.97	0.00 RF
2019 RF201002	612939	201912	0.00	0.00	0.00	0.00 1950	491.97-	491.97-RF
2019 RF201002	708293	202001	0.00	0.00	0.00	0.00 1950	75.71-	75.71-RF
2019 RF201002	708293	202001	75.71-	0.00	0.00	0.00 1950	75.71	0.00 RF
2019 TOTAL			11,312.61-	0.00	150.19-	68.85-	0.00	11,531.65-
2020 845947103020 200334		202010	30.24-	0.00	0.00	0.00 CERT	0.00	30.24-TR
2020 TOTAL			30.24-	0.00	0.00	0.00	0.00	30.24-
TOTAL REVERSALS			14,144.21-	0.00	201.11-	68.85-	0.00	14,414.17-

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TC298-N SELECTION: DEPOSIT

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TAX COLLECTION SYSTEM
DEPOSIT DISTRIBUTION
SUMMARY OF PAYMENTS AND REVERSALS
FROM: 10/01/2020 THRU 10/31/2020
JURISDICTION: 337 FRIENDWD CITY

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INCLUDES AG ROLLBACK

YEAR DEPOSIT	ACCOUNT NUMBER	LEVY YR/MO	PAID	DISCOUNT GIVEN	PENALTY INTEREST	ATTORNEY CAUSE / REV	REFUND AMOUNT	PAYMENT AMOUNT
2008 TOTAL			112.12	0.00	162.57	54.94	0.00	329.63
2009 TOTAL			210.80	0.00	261.71	85.87	0.00	558.38
2010 TOTAL			481.52	0.00	392.93	50.02	0.00	924.47
2011 TOTAL			59.29	0.00	66.24	25.11	0.00	150.64
2013 TOTAL			175.61	0.00	150.73	65.26	0.00	391.60
2014 TOTAL			28.23	0.00	21.68	9.98	0.00	59.89
2015 TOTAL			40.54	0.00	27.98	13.70	0.00	82.22
2016 TOTAL			584.90	0.00	333.39	183.66	0.00	1,101.95
2017 TOTAL			606.48	0.00	272.92	175.88	0.00	1,055.28
2018 TOTAL			3,963.48	0.00	737.35	395.32	0.00	5,096.15
2019 TOTAL			11,798.32	0.00	1,781.08	2,201.65	0.00	15,781.05
2020 TOTAL			102,414.19	0.00	0.00	0.00	0.00	102,414.19
TOTAL PAYMENTS			120,475.48	0.00	4,208.58	3,261.39	0.00	127,945.45
2016 TOTAL			79.28-	0.00	5.55-	0.00	0.00	84.83-
2017 TOTAL			83.53-	0.00	0.00	0.00	0.00	83.53-
2018 TOTAL			2,638.55-	0.00	45.37-	0.00	0.00	2,683.92-
2019 TOTAL			11,312.61-	0.00	150.19-	68.85-	0.00	11,531.65-
2020 TOTAL			30.24-	0.00	0.00	0.00	0.00	30.24-
TOTAL REVERSALS			14,144.21-	0.00	201.11-	68.85-	0.00	14,414.17-
TOTAL FOR UNIT			106,331.27	0.00	4,007.47	3,192.54	0.00	113,531.28

ALL PROPERTY

JURISDICTION: 0337 FRIENDWD CITY

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	5,043,274.252	4,336,860.912	14,689,890	19,770-	14,670,120	4,351,531,032
AG EXCLUSION	27,337,308	27,337,308	300,780	809,940-	509,160-	26,828,148
IMPROVEMENTS	706,413,340	706,413,340	38,846,754	18,730,958-	20,115,796	726,529,136
APPRAISED VALUE	5,043,274.252	5,043,274.252	53,536,644	18,750,728-	34,785,916	5,078,060,168
EXEMPTIONS	1,218,139,975	1,218,139,975	5,120,788	4,582,486-	29,142	1,218,169,117
TAXABLE VALUE	3,797,796.969	3,797,796.969	48,115,076	13,358,302-	34,756,774	3,832,553,743
LEVY	18,065,542.22	18,065,542.22	233,813.46	51,185.25-	182,628.21	18,248,170.43
UNCOLLECTIBLE	.00	.00	.00	.00	.00	.00
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	10,220	10,220	49	6	6	10,226
OVER 65	3,163	3,163	8	3	3	3,166
DISABLED	182	182	0	0	0	182
VETERAN	221	221	0	1	1	222
TOTAL EXEMPT	80	80	0	0	0	80

ALL PROPERTY

JURISDICTION: 0337 FRIENDWD CITY

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	4,537,437,822	3,891,505,950	39,519	50,000-	10,481-	3,891,495,469
AG EXCLUSION	24,683,691	24,683,691	0	0	0	24,683,691
IMPROVEMENTS	645,931,872	645,931,872	137,270	2,019,686-	1,882,416-	644,049,456
APPRAISED VALUE	4,537,437,822	4,537,437,822	176,789	2,069,686-	1,892,897-	4,535,544,925
EXEMPTIONS	1,018,439,121	1,018,439,121	35,000	1,723,055	1,758,055	1,020,197,176
TAXABLE VALUE	3,494,315,010	3,494,315,010	141,789	3,792,741-	3,650,952-	3,490,664,058
LEVY	221.138.15	221.138.15	739.34	19,804.53-	19,065.19-	202,072.96
UNCOLLECTIBLE	.00	.00	.00	.00	.00	.00
RECEIVABLE						
EXEMPTION COUNTS:						
HOMESTEADS	10,000	10,000	1	20	20	10,020
OVER 65	2,975	2,975	0	7	7	2,982
DISABLED	181	181	0	1	1	182
VETERAN	205	205	0	1-	1-	204
TOTAL EXEMPT	74	74	0	0	0	74

ALL PROPERTY

TAX COLLECTION SYSTEM
SUPPLEMENTAL / ADJUSTMENT CONTROL TOTALS
FOR TAX YEAR: 2018
JURISDICTION: 0337 FRIENDWD CITY

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INCLUDES AG ROLLBACK

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	4,207,374,518	3,589,474,109	0	0	0	3,589,474,109
AG EXCLUSION	23,842,910	23,842,910	0	0	0	23,842,910
IMPROVEMENTS	617,900,409	617,900,409	0	79,082-	79,082-	617,821,327
APPRAISED VALUE	4,207,374,518	4,207,374,518	0	79,082-	79,082-	4,207,295,436
EXEMPTIONS	891,117,422	891,117,422	0	730,403	730,403	891,847,825
TAXABLE VALUE	3,292,414,186	3,292,414,186	0	809,485-	809,485-	3,291,604,701
LEVY	46,656.63	46,656.63	.00	3,874.69-	3,874.69-	42,781.94
UNCOLLECTIBLE	.00	.00	.00	.00	.00	.00
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	10,001	10,001	0	14	14	10,015
OVER 65	2,897	2,897	0	3	3	2,900
DISABLED	0	0	0	0	0	0
VETERAN	204	204	0	1-	1-	203
TOTAL EXEMPT	0	0	0	0	0	0

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ALL PROPERTY

TAX COLLECTION SYSTEM
SUPPLEMENTAL / ADJUSTMENT CONTROL TOTALS
FOR TAX YEAR: 2017
JURISDICTION: 0337 FRIENDWD CITY

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INCLUDES AG ROLLBACK

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	4,271,816,787	3,655,904,976	0	0	0	3,655,904,976
AG EXCLUSION	18,989,755	18,989,755	0	0	0	18,989,755
IMPROVEMENTS	615,911,811	615,911,811	0	15,270-	15,270-	615,896,541
APPRAISED VALUE	4,271,816,787	4,271,816,787	0	15,270-	15,270-	4,271,801,517
EXEMPTIONS	988,826,434	988,826,434	0	162,514	162,514	988,988,948
TAXABLE VALUE	3,264,000,598	3,264,000,598	0	177,784-	177,784-	3,263,822,814
LEVY	21,992.69	21,992.69	.00	751.75-	751.75-	21,240.94
UNCOLLECTIBLE	.00	.05	.00	.00	.00	.05
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	10,005	10,005	0	1	1	10,006
OVER 65	2,854	2,854	0	1	1	2,855
DISABLED	0	0	0	0	0	0
VETERAN	207	207	0	0	0	207
TOTAL EXEMPT	647	647	0	0	0	647

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ALL PROPERTY

TAX COLLECTION SYSTEM
SUPPLEMENTAL / ADJUSTMENT CONTROL TOTALS
FOR TAX YEAR: 2016
JURISDICTION: 0337 FRIENDMD CITY

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INCLUDES AG ROLLBACK

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	3,999,127,118	3,429,239,107	0	0	0	3,429,239,107
AG EXCLUSION	13,436,213	13,436,213	0	0	0	13,436,213
IMPROVEMENTS	569,888,011	569,888,011	0	13,200-	13,200-	569,874,811
APPRAISED VALUE	3,999,127,118	3,999,127,118	0	13,200-	13,200-	3,999,113,918
EXEMPTIONS	968,850,710	968,850,710	0	48,552	48,552	968,899,262
TAXABLE VALUE	3,016,840,195	3,016,840,195	0	61,752-	61,752-	3,016,778,443
LEVY	17,330.46	17,330.46	.00	238.30-	238.30-	17,092.16
UNCOLLECTIBLE	.00	.00	.00	.00	.00	.00
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	9,913	9,913	0	0	0	9,913
OVER 65	2,721	2,721	0	1-	1-	2,720
DISABLED	0	0	0	0	0	0
VETERAN	242	242	0	0	0	242
TOTAL EXEMPT	642	642	0	0	0	642

ALL PROPERTY

JURISDICTION: 0337 FRIENDMD CITY

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTALS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	3,010,746.098	3,010,746.098	0	0	0	3,010,746.098
AG EXCLUSION	24,253.634	24,253.634	0	0	0	24,253.634
IMPROVEMENTS	0	0	0	0	0	0
APPRAISED VALUE	3,010,746.098	3,010,746.098	0	0	0	3,010,746.098
EXEMPTIONS	688,493.465	688,493.465	0	0	0	688,493.465
TAXABLE VALUE	2,297,998.999	2,297,998.999	0	0	0	2,297,998.999
LEVY	10.965.91	10.965.91	.00	115.47-	115.47-	10,850.44
UNCOLLECTIBLE	.00	115.47	.00	.00	.00	115.47
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	9,520	9,520	0	0	0	9,520
OVER 65	2,294	2,294	0	0	0	2,294
DISABLED	184	184	0	0	0	184
VETERAN	202	202	0	0	0	202
TOTAL EXEMPT	611	611	0	0	0	611

ALL PROPERTY

JURISDICTION: 0337 FRIENDWD CITY

	CERTIFIED ROLL	ROLL AS OF 08/01/2020	SUPPLEMENTS THIS PERIOD	ADJUSTMENTS THIS PERIOD	NET CHANGE THIS PERIOD	ROLL AS OF 10/31/2020
LAND VALUE	3,027,077.728	3,027,077.728	0	0	0	3,027,077.728
AG EXCLUSION	25,181.497	25,181.497	0	0	0	25,181.497
IMPROVEMENTS	0	0	0	0	0	0
APPRAISED VALUE	3,027,077.728	3,027,077.728	0	0	0	3,027,077.728
EXEMPTIONS	693,987.772	693,987.772	0	0	0	693,987.772
TAXABLE VALUE	2,307,908.459	2,307,908.459	0	0	0	2,307,908.459
LEVY	10,272.17	10,272.17	.00	74.99-	74.99-	10,197.18
UNCOLLECTIBLE	.00	74.99	.00	.00	.00	74.99
RECEIVABLE					.00	
EXEMPTION COUNTS:						
HOMESTEADS	9,686	9,686	0	0	0	9,686
OVER 65	2,190	2,190	0	0	0	2,190
DISABLED	191	191	0	0	0	191
VETERAN	183	183	0	0	0	183
TOTAL EXEMPT	606	606	0	0	0	606

Summary of Jurisdiction Remittances Processed

Report run on: November 6, 2020 10:57 AM

For Remitted Deposit Dates 10/01/2020 thru 10/31/2020 as of 11/06/2020

Version 1.50

Tax Unit		M & O Total	I & S Total	TIF Levy	TIF Interest	Fee Total	Total
337 FRIENDWD CITY							
ACH 61266	Print Date:10/05/2020						
	Delq	329.77	68.98	0.00	0.00	0.00	398.75
Last Deposit Date	10/01/2020	\$329.77	\$68.98	\$0.00	\$0.00	\$0.00	\$398.75
ACH 61424	Print Date:10/12/2020						
	Current	6,990.88	1,696.40	0.00	0.00	0.00	8,687.28
	Delq	(929.05)	(264.73)	0.00	0.00	0.00	(1,193.78)
Last Deposit Date	10/09/2020	\$6,061.83	\$1,431.67	\$0.00	\$0.00	\$0.00	\$7,493.50
ACH 61516	Print Date:10/16/2020						
	Current	3,621.13	878.71	0.00	0.00	0.00	4,499.84
	Delq	(557.32)	(117.95)	0.00	0.00	0.00	(675.27)
Last Deposit Date	10/14/2020	\$3,063.81	\$760.76	\$0.00	\$0.00	\$0.00	\$3,824.57
ACH 61547	Print Date:10/16/2020						
	Current	4,416.38	1,071.70	0.00	0.00	0.00	5,488.08
	Delq	92.37	11.25	0.00	0.00	0.00	103.62
Last Deposit Date	10/15/2020	\$4,508.75	\$1,082.95	\$0.00	\$0.00	\$0.00	\$5,591.70
ACH 61581	Print Date:10/19/2020						
	Current	11,116.86	2,697.65	0.00	0.00	0.00	13,814.51
	Delq	34.23	7.46	0.00	0.00	0.00	41.69
Last Deposit Date	10/16/2020	\$11,151.09	\$2,705.11	\$0.00	\$0.00	\$0.00	\$13,856.20
ACH 61612	Print Date:10/20/2020						
	Current	3,578.55	868.38	0.00	0.00	0.00	4,446.93
Last Deposit Date	10/19/2020	\$3,578.55	\$868.38	\$0.00	\$0.00	\$0.00	\$4,446.93
ACH 61643	Print Date:10/22/2020						
	Current	2,475.46	600.70	0.00	0.00	0.00	3,076.16
	Delq	4,156.65	869.24	0.00	0.00	0.00	5,025.89
Last Deposit Date	10/20/2020	\$6,632.11	\$1,469.94	\$0.00	\$0.00	\$0.00	\$8,102.05
ACH 61677	Print Date:10/22/2020						
	Current	3,256.36	790.19	0.00	0.00	0.00	4,046.55
	Delq	165.76	34.24	0.00	0.00	0.00	200.00
Last Deposit Date	10/21/2020	\$3,422.12	\$824.43	\$0.00	\$0.00	\$0.00	\$4,246.55
ACH 61711	Print Date:10/27/2020						
	Current	3,626.32	879.96	0.00	0.00	0.00	4,506.28
	Delq	2,118.46	451.50	0.00	0.00	0.00	2,569.96
Last Deposit Date	10/22/2020	\$5,744.78	\$1,331.46	\$0.00	\$0.00	\$0.00	\$7,076.24
ACH 61746	Print Date:10/27/2020						
	Current	9,762.84	2,369.07	0.00	0.00	0.00	12,131.91
	Delq	1,326.27	274.00	0.00	0.00	0.00	1,600.27
Last Deposit Date	10/23/2020	\$11,089.11	\$2,643.07	\$0.00	\$0.00	\$0.00	\$13,732.18
ACH 61781	Print Date:10/27/2020						
	Current	1,169.35	283.75	0.00	0.00	0.00	1,453.10
	Delq	262.68	54.53	0.00	0.00	0.00	317.21
Last Deposit Date	10/26/2020	\$1,432.03	\$338.28	\$0.00	\$0.00	\$0.00	\$1,770.31

ACTGL_TU_REMIT_SP

Summary of Jurisdiction Remittances Processed

Report run on: November 6, 2020 10:57 AM

For Remitted Deposit Dates 10/01/2020 thru 10/31/2020 as of 11/06/2020

Version 1.50

Tax Unit		M & O Total	I & S Total	TIF Levy	TIF Interest	Fee Total	Total
337 FRIENDWD CITY							
ACH 61854	Print Date:10/29/2020						
	Current	7,456.93	1,809.51	0.00	0.00	0.00	9,266.44
	Delq	(457.93)	(169.32)	0.00	0.00	0.00	(627.25)
Last Deposit Date	10/28/2020	\$6,999.00	\$1,640.19	\$0.00	\$0.00	\$0.00	\$8,639.19
ACH 61889	Print Date:11/02/2020						
	Current	14,047.64	3,408.81	0.00	0.00	0.00	17,456.45
Last Deposit Date	10/29/2020	\$14,047.64	\$3,408.81	\$0.00	\$0.00	\$0.00	\$17,456.45
ACH 61926	Print Date:11/04/2020						
	Current	10,872.17	2,638.25	0.00	0.00	0.00	13,510.42
	Delq	160.15	33.55	0.00	0.00	0.00	193.70
Last Deposit Date	10/30/2020	\$11,032.32	\$2,671.80	\$0.00	\$0.00	\$0.00	\$13,704.12
Total:		\$89,092.91	\$21,245.83	\$0.00	\$0.00	\$0.00	\$110,338.74

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

This form should be completed and forwarded to the City Manager's Office as soon as possible prior to the first date that the item is expected to be placed on the Friendswood City Council agenda.

Date requested for City Council consideration: December 7, 2020

Date submitted: 10/21/2020

Prepared by: Glenda Faulkner, Executive Secretary

Subject: Approving the minutes of the November 2 and 17, 2020, City Council Meetings

Originating Department: City Secretary

Degree of importance: Significant

SUMMARY / ORIGINATING CAUSE

The Council Meeting minutes of November 2 & 17, 2020, are submitted for Council's review and consideration.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Approval of the Council Meeting minutes provides a historical document of actions taken by City Council as provided for in the Local Government Code and in the City Charter.

RECOMMENDATIONS

The City Secretary recommends that Council approve the Council meeting minutes as presented.

ATTACHMENTS

1. 11-02-20 Minutes
2. 11-17-20 Minutes

STATE OF TEXAS
CITY OF FRIENDSWOOD
COUNTIES OF GALVESTON/HARRIS
NOVEMBER 2, 2020

7 PM – REGULAR MEETING

MINUTES OF A REGULAR MEETING OF THE FRIENDSWOOD CITY COUNCIL THAT WAS HELD ON MONDAY, NOVEMBER 2, 2020, AT 7:00 PM AT FRIENDSWOOD CITY HALL COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, WITH THE FOLLOWING PRESENT CONSTITUTING A QUORUM:

MAYOR MIKE FOREMAN
MAYOR PRO-TEM TRISH HANKS
COUNCILMEMBER STEVE ROCKEY
COUNCILMEMBER SALLY BRANSON
COUNCILMEMBER ROBERT J. GRIFFON
COUNCILMEMBER BRENT ERENWERT
CITY ATTORNEY MARY KAY FISCHER
CITY MANAGER MORAD KABIRI
CITY SECRETARY MELINDA WELSH

COUNCILMEMBER JOHN SCOTT WAS ABSENT FROM THE MEETING.

1. Call to order

Mayor Foreman called the meeting to order.

2. Invocation – Reverend Robert T. Flick, Good Shepherd Episcopal Church

The invocation was given by Reverend Robert T. Flick with Good Shepherd Episcopal Church.

3. Pledge of Allegiance – United States and Texas

(HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE)

Mayor Foreman led the Pledge of Allegiance of the United States and to the State of Texas.

4. Communications from the Public

Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be

placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)

Don Johnson, Friendswood resident, addressed Council and stated for the past two decades, he has been involved in watching Clear Creek, flooding, stormwater, and trying to mitigate the problems that he has seen. There has been some recent events which he deems very hopeful. He stated he has questioned many times why there was such a problem with the creek flooding, heard for years there was a strong wind pushing in water from Clear Lake inhibiting the flow of the creek, or there happened to be a high tide, or there was a surge that came up through Galveston Bay. All of those things circle around a problem with controlling the water level in Clear Lake. He was thrilled to see in the feasibility study that are now looking at gates and pumps for the mouth of Clear Lake into Galveston Bay, which is great news. With something like that, when a storm comes in, the gates can be closed at low tide and the pumps will lower the level of the lake and the water can come down Clear Creek and get out. Although this is no guarantee, do need to get behind and support this, will help greatly in the attempt to get water out of town. If not, there will be a flooding problem. Would like to get a plan together to support this and get other cities on board such as League City and Clear Lake Shores to support this plan because it helps all of them. This is what is needed to make flood reduction plans successful.

5. Special Recognition and Acknowledgements

- A. Presentation from the Friendswood Rotary Club of a donation to the City of Friendswood Parks and Recreation Department for the purchase of a new movie projector

Mayor Foreman thanked the Rotary Club for their donation and stated Movies in the Park has been sponsored by the Friendswood Rotary since its inception. The Parks and Recreation Department had determined that a new projector was needed and James Toney, Director of the Parks and Recreation Department, made the call to Rotary and asked if there was any way they could help. The Rotary Club donated \$10,000, which helps tremendously. Mayor Foreman let the Rotary Club know how appreciated they are, gives so much to the city in so many different ways. James Toney also gave thanks to the Rotary Club members that were present. Mayor stated that he guarantees Council will match the funds to get the system needed, and the Rotary Club are wonderful partners of the City of Friendswood.

6. Public Hearing

To receive comments from the public, both oral and written, regarding:

- A. To receive comments both oral and written regarding Proposed amendments to Appendix C, Zoning Ordinance "Section 7.Q.2. Commercial Regulation Matrix" to add sub note "k." defining height maximum, "Section 7.Q.3. Area and Height Exceptions" to amend the height exceptions, and "Section 20. Definitions - Height" to remove a duplicate requirement

Mayor Foreman called a Public Hearing to order to receive comments from the public, both oral and written, regarding proposed amendments to Appendix C, Zoning Ordinance "Section 7.Q.2. Commercial Regulation Matrix" to add sub note "k." defining height maximum, "Section 7.Q.3. Area and Height Exceptions" to amend the height exceptions, and "Section 20. Definitions - Height" to remove a duplicate requirement.

Aubrey Harbin, Director of Community Development/City Planner stated this is an ordinance change that has been in process for a while regarding exceptions to a change in building height requirements. The proposed amendments provide exceptions to the maximum height in downtown and clarified exceptions in other districts. The language has been relocated under the Regulation Matrix to help make it clearer, communication towers have been separated, either freestanding or attached into a new category of their own, and other corrections have been made as well. The exception in the Downtown District is going to be 18 feet above your roof. If you have a 40 foot building, you will still only get the 18 foot exception. If you go to the maximum of 70 foot, you still have an 18 foot exception. All of the other commercial districts have a 10 foot exception, their maximum height is 40 feet and they get a 10 foot exception. The other districts also have a bit of leeway, if they can provide a further setback they can have a taller building. The Planning and Zoning Commission held their meeting on October 8, 2020, and had a negative recommendation. The vote was 1-5, with one commissioner absent. Ms. Harbin stated the Commission's primary objections to the revised ordinance were not a reflection on the ordinance changes themselves, but opposition to increasing the Downtown District maximum height above 70 feet and then once directed by City Council to accommodate the new maximum height, making the change by ordinance versus using the Special Use Permit process. The Commission felt that the Specific Use Permit (SUP) was the better option to be able to consider exceptions for individual properties rather than changing the ordinance for a whole zoning district and possibly allowing unintended exceptions. Another concern raised by the Commission was that changing an ordinance for an individual property owner was contrary to the training that they had received regarding the use of City ordinances and actions of the Planning and Zoning Commission and City Council. The dissenting Commission opinion was that the revised ordinance was specifically requested by City Council and therefore this vote was for the revised language of the ordinance and not for the need of the ordinance; the revised ordinance was as well written as possible.

Mayor asked if anyone would like to speak in favor of or against the proposed ordinance. No one spoke.

7. City Manager's Report

A. Friendswood Library Annual Poetry Contest

City Manager Morad Kabiri reported that the Friendswood Library hosted their annual poetry contest on October 3 with over 60 participants and guests online via Zoom. Local writers had the opportunity to share their poems with writers from across the region, state, and as far away as Manchester, England. Friendswood Library's annual event continues to grow each year, now finding an international audience.

B. Keep Friendswood Beautiful's Annual Fall Haul Clean Up Event November 14

The City Manager reported that in conjunction with America Recycles Day, the City and Keep Friendswood Beautiful are holding the Annual Fall Haul, community clean-up and garage sale event on Saturday, November 14, at Centennial Park, 2200 S. Friendswood Dr., from 8 a.m. - 2 p.m. This is not an area wide event, but is presented for the benefit of the citizens of Friendswood. Residents will have to show proof of residency to participate. Only non-hazardous items will be accepted. Examples of non-hazardous items that will be accepted include tree limbs, grass clippings, old appliances, old furniture, wood, metal, and plastic items, large and small. Free paper shredding will be available from 8 a.m. to 12 p.m. or until the truck is full. There is a 200 lb. limit of paper per vehicle. Please, no three ring binders, cardboard, floppy disks, hanging file folders, newspaper, microfiche, or video tapes. Paper shredding will be available on site. Electronic recycling and the garage sale have been cancelled this year.

C. VIRTUAL Flapjack Fun Run

The City Manager reported that the 2020 Flapjack Fun Run will be held virtually on Saturday, December 5th. Participants can register at parks.friendswood.com and will use the City's Fun Run app to make their own 5K race from virtually anywhere. Swag bags will be provided and can be picked up on Friday, December 4th. Traditionally, the Flapjack Fun Run is named after the delicious pancake breakfast served by Whataburger after the race. This year, the city is continuing with the pancake breakfast by providing Whataburger pancake mix to the first 100 participants who register, along with Whataburger breakfast coupons in this year's swag bags. All proceeds will be used for City park improvements.

D. Home for the Holidays Lighted Christmas Trail

The City Manager reported that due to the Coronavirus Pandemic, Santa in the Park has been cancelled, in its place, the City of Friendswood and Keep Friendswood Beautiful (KFB) present Home Town Bank of Friendswood's Home for the Holiday's Lighted Christmas Trail. From November 27 through January 1, Stevenson Park will have a lighted Christmas Trail with 100,000 lights, with opportunities to take family Christmas photos, food trucks, and to mail your letters to Santa in our very own North Pole mailbox! Please come enjoy some socially distanced holiday fun at Stevenson Park.

E. Police Department's Crime Victim Assistance Program

The City Manager reported that the Police Department's grant application for the Crime Victim Assistance Program was awarded on October 16, 2020. The Governor's Office did administratively reduce the budget due to budgetary constraints – this was done across the board with all applicants, not just Friendswood. The program is in its 21st year and has been grant funded every year totaling more than one million dollars in federal funds during its existence.

F. Friendswood Police Officers' Association Blue Santa Program

The City Manager reported that after much thought and despite COVID-19, the police department will have its Blue Santa Program this year. Applications will be accepted until November 20th at the Police Department, Monday – Friday from 9 a.m. to 1 p.m. Donations may be dropped off at the Police Department until December 18th.

G. Hurricane Harvey Update

The City Manager reported that the Hazard Mitigation Grant Program – Buyouts/Acquisitions; 24 properties included in the initial application, 3 properties have closed, deadline given on 7 properties under negotiations, 14 properties declined offers, and demolition services have started. Texas Water Development Board - Flood Mitigation Assistance Grant; 4 properties included in the initial application, 3 properties closed, 1 property has declined offer, and demolition services have started. Community Development Block Grant (CDBG)-Disaster Recovery (Harris County); Preparing to commence appraisal and request advance funding for Blackhawk Facility (old Food Lion), Engineering and environmental services underway for the Forest Bend Detention Project. CDBG-Disaster Recovery (Galveston County); Solicited qualifications for engineering services: (1) utility line burial; and (2) Deepwood flood mitigation, finalizing project management contract for the acquisition project (Deepwood and Frenchman's Creek). FEMA Disaster Assistance, FEMA has approved the Deepwood/Shadwell damage costing/project efforts; awaiting obligation of funds Page 34 of 342, and Staff anticipates closing on the Blackhawk Facility in November or December. CDBG Mitigation Applications; Engineering staff working on a mitigation application to be submitted later this month.

H. Coronavirus Disease 2019 (COVID-19) Update

The City Manager reported that as a result of the Coronavirus, staff has implemented and continues to follow the Continuity of Operations and Pandemic Plans, continue to monitor the pandemic, city facilities reopened to the public in October, a number of annual events have been altogether cancelled or modified, annual Veteran's Day Luncheon hosted by the Senior Program is being modified and will be held virtually, no businesses have been closed by the City of Friendswood due to COVID, no citations have been issued by the City of Friendswood relative to compliance with Governor

Abbott's Executive Orders, disinfecting workspaces and vehicles continue, extended screening protocols for public meetings, previously applicable only to Staff, to all participants, partnered with Friendswood Independent School District (FISD) on the use of some Coronavirus Relief Funding, and submitted for the reimbursement of eligible expenditures under the CARES Act (may be able to secure the totality of the original \$1.5M allocation). A Public Health Event Declaration has been made in accordance with the Pandemic Plan.

City Manager Morad Kabiri reported there has been an uptick in positive rates of the Coronavirus in the past several weeks. Staff has continued to provide services across the board and all facilities are currently open to the public with increased safety measures in place to ensure the provision of vital services, and city facilities reopened to the public October 5, 2020. The city continues to clean and disinfect vehicles on a routine basis and keep things as sanitary and clean as possible. The city has partnered with Friendswood Independent School District (FISD) to offer funding that it has received from the state for Coronavirus related relief to help FISD out for when they have gone virtual. There has been an impact to only two of our businesses in Friendswood. No business have been closed by the City due to COVID. No citations have been issued by the City relative to compliance with Governor Abbott's Executive orders.

Chief Wieners, Chief of Friendswood Police addressed Council and stated the Police Department is certainly seeing the effects of COVID-19. The Police Department transitioned to a new protocol last year for the reporting of crime. There are some statistics that were audited that are not the result of that and are troubling. There is an uptick in aggravated assaults, simple assaults and driving while intoxicated (DWI). The aggravated assaults are obviously the most troubling because either they involve serious bodily injury or they involve a weapon. There has been 22 aggravated assaults compared to five last year, which makes it a 320% increase with two months left to go in the year. One was related to road rage, five are juvenile related, which could be attributed to students not in school and having very little structure related to COVID-19, and 11 are related to domestic disturbances. Several have also been related to business establishments. There were 169 simple assaults last year compared to 132 so far this year. As far as DWI's there was a total of 284 last year, 155 in 2018 and the number is at 273 right now. COVID-19 is not the sole source of DWI problems, are going to exceed that number and can expect the numbers to rise during the holiday period. Does not want anyone to be surprised by the end of the year crime report. Some categories may remain less, while others may seem troubling, which can be associated with COVID-19. The Police Department intends on committing to keeping the roadways safe especially during the holidays. Our officers are the community guardians looking after the safety of our city.

Mayor Foreman stated City Council will support the Friendswood Police Department forever, the safety of the citizens is one of the top priorities, and are proud of the fact that Friendswood is one of the safest cities in Texas, if not the nation. Thanks to Chief Wieners and the police officers. If the Police Department ever needs something, they have got it.

Chief Wieners stated the department has always felt supported by Council and have enjoyed the community support. In place of doing the annual National Night Out, citizens stepped out and put out a sign campaign. Will see many of those signs out there. Friendswood is a great community, and a great place to live and work. Chief Wieners wished a happy birthday to the Marines.

Councilmember Erenwert thanked Friendswood Police, they are the number one reason a lot of people live in Friendswood, appreciates all they do to keep the city safe.

City Manager Morad Kabiri reported on the Veteran's Day event that the Friendswood Senior Citizen Program will host on Thursday, November 12 at 8:30 AM to 9:30 AM with a drive-by for a breakfast taco and coffee. If you served our country, please stop by for free breakfast and coffee.

City Manager Morad Kabiri reported on the 2020 Houston Bay Area Heart Walk, which will be held on November 12, 2020. It is a virtual event with the Team Coach being Mayor Mike Foreman, who has a Friendswood team. It is an annual competition, titled Mayors with Heart at <https://www2.heart.org/>.

Mayor Foreman reported that this challenge was issued a couple of years ago with the mayors in the surrounding area, Kemah won first year, Clear Lake Shores won last year, and the Friendswood Team is trying to raise more money to win this year.

8. Communications from Committees and Special Reports

A. Annual report from the Friendswood Historical Society

Friendswood Historical Society was not in attendance to present the annual report. Mayor thanked Councilmembers Branson and Rockey for serving and asked everyone to check out the history videos that Public Information Officer, Jeff Newpher made with Friendswood Historian Joycina Baker.

9. Discussion and Possible Action

A. Discussion and possible action regarding approving a contract with the Friendswood Historical Society in the amount of \$15,000 for the maintenance and preservation of historical sites in the City and authorizing the Mayor to execute the contract.

****Councilmember Griffon moved to approve a contract with the Friendswood Historical Society in the amount of \$15,000 for the maintenance and preservation of historical sites in the City and authorizing the Mayor to execute the contract.**

The motion was seconded and approved 6-0.

B. Discussion and possible action regarding the disposition of RFQ No. 2020-15 Utility Relocate at Clear Creek Utility Bridge.

****Councilmember Hanks moved to approve the disposition of RFQ No. 2020-15 Utility Relocate at Clear Creek Utility Bridge and award to Kimley Horn & Associates.**

The motion was seconded and approved 6-0.

- C. Discussion and possible action regarding reappointments to the following boards, committees, and commissions:

Fourth of July Steering Committee – Reappoint Renae Rives, Kathy S. Molinaro, Barbara Blanchard, Terry McKee and Terri Corbett each to a 3 year term expiring November 2023

Keep Friendswood Beautiful Committee – Reappoint Todd Mendenhall, Natasha McAdoo and Michael Fernandez each to a 3 year term expiring November 2023

Senior Citizens Advisory Committee – Reappoint Nancy Mastrofrancesco, Dorothy Montz and Dennis Rundell each to a 3 year term expiring November 2023

****Councilmember Branson moved to approve the reappointment of Renae Rives, Kathy S. Molinaro, Barbara Blanchard, Terry McKee and Terri Corbett to the Fourth of July Committee with terms to expire November 2023, reappointment of Todd Mendenhall, Natasha McAdoo and Michael Fernandez to Keep Friendswood Beautiful Committee with terms to expire November 2023, reappoint Nancy Mastrofrancesco, Dorothy Montz and Dennis Rundell to Senior Citizen Advisory Committee with terms to expire November 2023.**

The motion was seconded and approved 6-0.

10. Resolutions

Consideration and possible action regarding the following:

- A. Resolution No. R2020-22: A resolution of the City of Friendswood, Texas, hereby designating _____ as representative and _____ as alternate to the Houston- Galveston Area Council 2021 General Assembly and Board of Directors.

****Councilmember Griffon moved to approve Resolution No. **R2020-22** – A resolution of the City of Friendswood, Texas, hereby designating Sally Branson as representative and Mike Foreman as alternate to the Houston-Galveston Area Council 2021 General Assembly and Board of Directors.**

The motion was seconded and approved 6-0.

- B. Resolution No. R2020-23: A resolution of the City Council of the City of Friendswood, Texas, approving the 2018 Community Development Block Grant – Disaster Recovery (CDBG-DR); acquisition guidelines.

****Councilmember Rockey moved to approve Resolution No. **R2020-23** – A resolution of the City Council of the City of Friendswood, Texas, approving the 2018 Community Development Block Grant – Disaster Recovery (CDBG-DR); acquisition guidelines.**

The motion was seconded and approved 6-0.

- C. Resolution No. R2020-24: A resolution of the City Council of the City of Friendswood,

Texas, approving and adopting a Section 3 Policy, a Limited English Proficiency Plan, an Excessive Force Policy, a Section 504 Policy and Grievance Plan, a Code of Conduct Policy and a Fair Housing Policy pursuant to the requirements established by the Texas General Land Office as they relate to Community Development Block Grant – Disaster Recovery grants and appointing compliance officer.

****Councilmember Branson moved to approve Resolution No. R2020-24 – A resolution of the City Council of the City of Friendswood, Texas, approving and adopting a Section 3 Policy, a Limited English Proficiency Plan, an Excessive Force Policy, a Section 504 Policy and Grievance Plan, a Code of Conduct Policy and a Fair Housing Policy pursuant to the requirements established by the Texas General Land Office as they relate to Community Development Block Grant – Disaster Recovery grants and appointing compliance officer.**

The motion was seconded and approved 6-0.

11. Ordinances

Consideration and possible action regarding the following:

- A. Ordinance No. T2020-38: Second and Final reading of an ordinance amending Appendix “C” “Zoning”, of the Code of Ordinances of the City of Friendswood, Texas, Section 3, “Provision for Official Zoning Map”, rezoning the property located at 213 E. Heritage Drive, same now consisting of 2.504 acres out of Lot 12, Block 2 of Friendswood Subdivision, as recorded in Volume 7, Page 20 of the Galveston County Map Records (G.C.M.R.), being that certain tract of land described in deed to Friendswood Realty under File No. 2010040672 of the official public records of Galveston County, Friendswood, Galveston County, Texas, to change from Single Family Residential (SFR), Multi-Family Residential Low Density (MFR-L), and Multi-Family Residential Low Density/Specific Use Permit (MFR-L/SUP) to Planned Unit Development (PUD), more fully described in Exhibit “A”, incorporated by reference, with such Planned Unit Development (PUD) to be governed for all purposes and conditions pursuant to the attached site plans included in Exhibit “B”, all as more specifically provided herein; providing for the amendment of the Official Zoning Map; providing a penalty in an amount not to exceed \$2,000 for each day of violation of any provision hereof; and providing for severability.

****Councilmember Hanks moved to approve the Second and Final reading of Ordinance No. 2020-38 – An ordinance amending Appendix “C” “Zoning”, of the Code of Ordinances of the City of Friendswood, Texas, Section 3, “Provision for Official Zoning Map”, rezoning the property located at 213 E. Heritage Drive, same now consisting of 2.504 acres out of Lot 12, Block 2 of Friendswood Subdivision, as recorded in Volume 7, Page 20 of the Galveston County Map Records (G.C.M.R.), being that certain tract of land described in deed to Friendswood Realty under File No. 2010040672 of the official public records of Galveston County, Friendswood, Galveston County, Texas, to change from Single Family Residential (SFR), Multi-Family Residential Low Density (MFR-L), and Multi-Family Residential Low Density/Specific Use Permit (MFR-L/SUP) to Planned Unit Development**

(PUD), more fully described in Exhibit “A”, incorporated by reference, with such Planned Unit Development (PUD) to be governed for all purposes and conditions pursuant to the attached site plans included in Exhibit “B”, all as more specifically provided herein; providing for the amendment of the Official Zoning Map; providing a penalty in an amount not to exceed \$2,000 for each day of violation of any provision hereof; and providing for severability.

The motion was seconded and approved 6-0.

- B. Ordinance No. T2020-39: Second and Final reading of an ordinance of the City of Friendswood, Texas, establishing a curfew for persons under the age of 17 years between the hours of 12:01 a.m. and 5:00 a.m. on any day of the week and between the hours of 9:00 a.m. and 2:30 p.m. for school-aged children on school days; providing it is unlawful for any person subject to a curfew hereunder to remain in any public place or on the premises of any establishment within the City of Friendswood during curfew hours; providing it is unlawful for any parent or guardian of a person subject to a curfew hereunder to knowingly permit or by insufficient control, allow such person to remain in any public place or on the premises of any establishment within the city during curfew hours; providing it is unlawful for any person owning, operating, or in the employment of any establishment during curfew hours; providing defenses to prosecution for violations hereunder; providing an effective date; providing a penalty of an amount not to exceed \$500.00 for each day of violation of any provision hereof; making certain findings; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

****Councilmember Hanks moved to approve the Second and Final reading of Ordinance No. 2020-39 – An ordinance of the City of Friendswood, Texas, establishing a curfew for persons under the age of 17 years between the hours of 12:01 a.m. and 5:00 a.m. on any day of the week and between the hours of 9:00 a.m. and 2:30 p.m. for school-aged children on school days; providing it is unlawful for any person subject to a curfew hereunder to remain in any public place or on the premises of any establishment within the City of Friendswood during curfew hours; providing it is unlawful for any parent or guardian of a person subject to a curfew hereunder to knowingly permit or by insufficient control, allow such person to remain in any public place or on the premises of any establishment within the city during curfew hours; providing it is unlawful for any person owning, operating, or in the employment of any establishment during curfew hours; providing defenses to prosecution for violations hereunder; providing an effective date; providing a penalty of an amount not to exceed \$500.00 for each day of violation of any provision hereof; making certain findings; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.**

The motion was seconded and approved 6-0.

- C. Ordinance No. T2020-42: First and Final reading of an ordinance amending City of Friendswood, Texas, Ordinance No. 2019-38, passed and approved October 7, 2019, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2019-2020 by approving “Budget Amendment XII” to the “Original

General Budget of the City of Friendswood, Texas, for the Fiscal Year 2019-2020”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.

****Councilmember Hanks moved to approve the First and Final reading of Ordinance No. 2020-42** – An ordinance amending City of Friendswood, Texas, Ordinance No. 2019-38, passed and approved October 7, 2019, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2019-2020 by approving “Budget Amendment XII” to the “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2019-2020”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.
The motion was seconded and approved 6-0.

D. Ordinance No. T2020-43: First and Final reading of an ordinance amending City of Friendswood, Texas, Ordinance No. 2020-35, passed and approved September 14, 2020, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2020-2021 by approving “Budget Amendment I” to the “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2020-2021”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.

****Councilmember Hanks moved to approve the First and Final reading of Ordinance No. 2020-43** – An ordinance amending City of Friendswood, Texas, Ordinance No. 2020-35, passed and approved September 14, 2020, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2020-2021 by approving “Budget Amendment I” to the “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2020-2021”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.
The motion was seconded and approved 6-0.

E. Ordinance No. T2020-44: First reading of an ordinance amending Appendix C – “Zoning,” “Section 7.Q. District Area and Height Regulations” to amend and clarify the height regulations and exceptions in all commercial zoning districts and “Section 20. Definitions.” to remove a duplicate requirement; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

****Councilmember Branson moved to approve the First reading of Ordinance No. 2020-44** – An ordinance amending Appendix C – “Zoning,” “Section 7.Q. District Area and Height Regulations” to amend and clarify the height regulations and exceptions in all commercial zoning districts and “Section 20. Definitions.” to remove a duplicate requirement; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

The motion was seconded and approved 5-1 with Councilmember Rockey opposed.

F. Ordinance No. T2020-45: First reading of an ordinance amending the Code of Ordinances, Chapter 34, Floods, Article II. Flood Damage Prevention, Division 1. Generally, by amending Sections 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, and by adding Section 34-35; and amending Division 2. Flood Hazard Reduction, by amending Sections 34-60 through 34-64; providing a penalty for violation in an amount not to exceed \$2,000 for each violation, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability, publication and effective date.

****Councilmember Hanks moved to approve the First reading of Ordinance No. 2020-45 –** An ordinance amending the Code of Ordinances, Chapter 34, Floods, Article II. Flood Damage Prevention, Division 1. Generally, by amending Sections 34-19, 34-21, 34-24, 34-25, 34-31, 34-33, 34-34, and by adding Section 34-35; and amending Division 2. Flood Hazard Reduction, by amending Sections 34-60 through 34-64; providing a penalty for violation in an amount not to exceed \$2,000 for each violation, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability, publication and effective date.
The motion was seconded and approved 6-0.

12. Communications from the Mayor and Councilmembers

Councilmember Rockey reported that he participated as a judge in a poetry contest and had a lot of fun. The groups that are doing the scarecrow contest, continues to grow every year, are doing a really wonderful thing, every time he goes by he sees people taking pictures, and has been really nice. He hopes we can all take the election results calmly however they come out. In the 1800 election, there was a duel from two participants after the election. In 1838, Jackson, the opposition accused his wife of being adulterous and he threatened to murder John Quincy Adams once the election was over. Abraham Lincoln had to sneak into Washington D.C. incognito because there were assassination attempts on him. The United States have been through these difficult elections, and will get through it again, whoever wins tomorrow wins, however many days it takes to figure it all out, hopes we accept it, move on and hopes the new president does a good job.

Councilmember Branson stated she agrees with Councilmember Rockey regarding the scarecrow contest, it makes you happy to drive down Friendswood Drive. This year the scarecrow stroll was added, her office happens to look out over it, and all day everyday there are kids and parents going through and taking pictures, is such a breath of fresh air despite the many months of COVID-19 we have all been dealing with. Councilmember Branson thanked the entire community for participating and gave additional thanks to the Parks and Recreation Department for the Christmas Trail, the lights are inspirational. People are coming up with really fun and unique things. Appreciated the breakfast taco drive thru on Veteran's Day. She thanked the Rotary Club for the generous donation and

stated the one last thank you is for the money that came in for the Food Lion building, is very excited.

Councilmember Hanks stated she was a judge for the scarecrow contest, was hard to choose a winner, everyone did a great job and it was a lot of fun. She is the liaison for Keep Friendswood Beautiful and has already heard it is going to be a very exciting event in the park this year, are making it special for everyone since they are unable to have the activities they had in previous years. She echoed what Councilmember Rockey stated that we live in the greatest country in the world and we live in a great city. We are resilient and she is proud to be an American.

Councilmember Griffon stated his Father has been raising and breeding thoroughbred racehorses at his house in Friendswood since 1996. He had a horse named Dynamite Babe and she had a son named Just Might, and Just Might may win the Breeder's Cup World Championship in Race No. 5 this Saturday. He would like to extend an invitation to everyone in Friendswood to tune into NBC Sports Live. The Griffon clan is all going to Kentucky. Just Might is running what is called the "Turf Sprint" and is a long shot, will be coming out of the number 2 gate, which is good, and right where he needs to be. He is very fast and a gorgeous animal, is very excited and this is the biggest race he has ever been in. Tune in at noon, it will be the 5th race. Let's bring Friendswood home!

Councilmember Erenwert thanked the Police and stated they are a very important part of this community. It was tough not having Histoween this year, is one of the top events in the city. He reminded everyone to go out and vote tomorrow.

Mayor Foreman stated he is a part of the Galveston County Mayor and Council Association and asks that fellow councilmembers vote for Jason Tabor for President of this association. Mayor stated he is a part of several organizations with one of them being Bay Area Houston Transportation Partnership, where he serves on the Board of Directors. They meet monthly as a board and discuss legislative agenda items they want to push for the upcoming year. BayTran is transportation focused, and in this area the things they are pushing as a number one priority is the coastal barrier which requires federal funding, but takes Texas State Legislation backing. The second is the Port of Houston, the focus is to continue to improve Ship Channel, is important to all residents, and the third is Grand Parkway Segments A-C, which is not built yet, but would take those segments all the way from Highway 288 to Highway 146. Would like to start reporting more on the meetings he attends, including Mayor's Roundtable which meets monthly. Mayors from all around the lake attend, including City of Houston's Mayor Pro-Tem. They discuss the same thing, which is legislative agenda and what they would like to push for in this region. Mayor Foreman reminded those who have not yet to get a flu shot.

13. Consent Agenda

Consideration and possible action regarding the following:

- A. Authorizing the Mayor to call a Regular Meeting of the City Council on Tuesday,

November 17, 2020, to canvass the November 3, 2020, Special Election for Reauthorization of the Local Sales and Use Tax for Maintenance and Repair of Municipal Streets

- B. Approving an Interlocal Agreement with Friendswood Independent School District for purchases to enable compliance with COVID-19 precautions and authorizing the Mayor to sign the agreement
- C. Authorize the final acceptance of the Old City Park restroom and pavilion improvements at the completion of the contractor's one-year maintenance period
- D. Approving the September 2020 Tax Report
- E. Approving the minutes of the October 01 and October 05, 2020, City Council Meetings

**Councilmember Hanks moved to approve the Consent Agenda.
The motion was seconded and approved 6-0.

14. Adjournment

The meeting was adjourned at 8:17 PM.

Mayor Mike Foreman

Attest:

Melinda Welsh, TRMC
City Secretary

DRAFT

STATE OF TEXAS
CITY OF FRIENDSWOOD
COUNTIES OF GALVESTON/HARRIS
NOVEMBER 17, 2020

6:30 PM – REGULAR MEETING

MINUTES OF A REGULAR MEETING OF THE FRIENDSWOOD CITY COUNCIL THAT WAS HELD ON TUESDAY, NOVEMBER 17, 2020, AT 6:30 PM AT FRIENDSWOOD CITY HALL COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, WITH THE FOLLOWING PRESENT CONSTITUTING A QUORUM:

MAYOR MIKE FOREMAN
MAYOR PRO-TEM TRISH HANKS
COUNCILMEMBER STEVE ROCKEY
COUNCILMEMBER SALLY BRANSON
COUNCILMEMBER ROBERT J. GRIFFON
COUNCILMEMBER BRENT ERENWERT
CITY MANAGER MORAD KABIRI
DEPUTY CITY SECRETARY MICHELLE PEREZ

COUNCILMEMBER JOHN SCOTT, CITY ATTORNEY MARY KAY FISCHER, AND CITY SECRETARY MELINDA WELSH WERE ABSENT FROM THE MEETING.

1. Call to order

Mayor Foreman called the meeting to order at 6:30 PM.

2. Invocation

The invocation was given by Deacon Paul Robinson with Mary Queen Catholic Church.

3. Pledge of Allegiance – United States and Texas

(HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE)

Mayor Foreman led the Pledge of Allegiance to the United States and to the State of Texas.

4. Communications from the Public

Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints

against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)

Mayor Foreman asked if anyone would like to speak. No one spoke.

5. Ordinance

Consideration and possible action regarding the following:

- A. Ordinance No. T2020-46: First and Final reading of an ordinance of the City Council of the City of Friendswood, Texas, canvassing the returns and declaring the results of a November 03, 2020, City of Friendswood Special Election for the reauthorization of the local sales and use tax in the City of Friendswood, Texas at the rate of three-eighths (3/8) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets; providing for the number of votes by which the Proposition was approved and directing the City Secretary to send a certified copy of this ordinance and a map showing the city's boundaries to the Texas State Comptroller of Public Accounts.

****Councilmember Hanks moved to approve the First and Final reading of Ordinance No. 2020-46** – An ordinance of the City Council of the City of Friendswood, Texas, canvassing the returns and declaring the results of a November 03, 2020, City of Friendswood Special Election for the reauthorization of the local sales and use tax in the City of Friendswood, Texas at the rate of three-eighths (3/8) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets; providing for the number of votes by which the Proposition was approved and directing the City Secretary to send a certified copy of this ordinance and a map showing the city's boundaries to the Texas State Comptroller of Public Accounts.

The motion was seconded and approved 6-0.

PROPOSITION A

For the reauthorization of the local sales and use tax in the City of Friendswood, Texas at the rate of three-eighths (3/8) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.....14,618 votes.

Against the reauthorization of the local sales and use tax in the City of Friendswood, Texas at the rate of three-eighths (3/8) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.....6,547 votes.

6. Communications from the Mayor and Councilmembers

Councilmember Hanks thanked the citizens of Friendswood for voting for the three-eighths sales tax, it will make our jobs easier.

Mayor Foreman stated it was overwhelmingly approved and is very much appreciated. City Manager Morad Kabiri and city staff did a great job of using the money to fix the streets and getting the word out to people to make them aware that tax money was spent to fix FM 518, as well as many other things.

City Manager Morad Kabiri stated he appreciates that, and the staff did a spectacular job with this entire program the past 4 years. He looks forward to another 4 years ahead of continued street work.

7. Adjournment

This meeting was adjourned at 6:35 PM.

Mayor Mike Foreman

Attest:

Melinda Welsh, TRMC
City Secretary