



NOTICE IS HEREBY GIVEN OF A FRIENDSWOOD CITY COUNCIL SPECIAL MEETING TO BE HELD AT 5:30 PM ON WEDNESDAY, FEBRUARY 9, 2022, AT THE BAKER CONFERENCE ROOM, LIBRARY, 416 S FRIENDSWOOD DR., FRIENDSWOOD, TEXAS, REGARDING THE ITEMS OF BUSINESS ACCORDING TO THE AGENDA LISTED BELOW:

AGENDA

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE – United States and State of Texas**

- 4. PUBLIC COMMENT**

In order to comply with the provisions of the Texas Open Meetings Act, the City Council may not deliberate any item not listed on the agenda, as such, the City Council will listen to public comment and may (i) refer the item to City Management for further action or (ii) direct staff for the placement of said item on a future agenda. During public comment, the public shall refrain from any outbursts, or interjections including but not limited to: applause, disparaging noises and remarks. Furthermore, any personnel complaints against a City employee, aside from the City Manager, City Attorney or Municipal Judge, shall not be discussed and shall be referred to City Management.

- 5. PROPOSED ORDINANCES**

- A. Consider an ordinance granting a franchise agreement to Waste Collections of Texas for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials in the City of Friendswood.

- 6. DISCUSSION**

- A. Receive and discuss a presentation regarding a proposed development project for the 3800 block of FM 528.

- 7. EXECUTIVE SESSION**

- A. Recess into and convene into an executive session pursuant to Sections 551.071 and 551.087 of the Texas Government Code to deliberate the offer of a financial or other incentive to a business and to seek the advice of the City's attorney on legal matters related thereto.

8. ADJOURNMENT

PUBLIC NOTICE IS GIVEN THAT IN ADDITION TO ANY EXECUTIVE SESSION LISTED ABOVE, THE CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE SECTIONS 551.071 - 551.090 TO DISCUSS ANY MATTERS LISTED ABOVE.

THE CITY OF FRIENDSWOOD IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. 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, LETICIA BRYSCH, 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 AND IN COMPLIANCE WITH THE TEXAS OPEN MEETINGS ACT, ON FRIDAY, FEBRUARY 4, 2022 AT 5:00 P.M.



LETICIA BRYSCH
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: February 9, 2022

Date submitted: 02/04/2022

Prepared by: Karen Horner, City Attorney

Subject: Consider an ordinance granting a franchise to Waste Collections of Texas for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials in the City of Friendswood.

Originating Department: Administrative Services

Degree of importance: High

SUMMARY / ORIGINATING CAUSE

This proposed ordinance grants a franchise to Waste Collections of Texas ("Waste Collections") for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials in the City of Friendswood. As you are aware, Waste Collections currently provides these services to the City under a franchise, which expires April 1, 2022. The proposed franchise is similar to the previous one, but has a three-year term, which is designed, in part, to afford the City the opportunity to create an automated collection service pilot program. At your Council Meeting in November 2021, representatives from Waste Collection presented information about the program. This franchise will allow the City to test, receive public input, and evaluate the costs to establish such a program city-wide. From the feedback received from our citizens and City staff, Waste Collections continues to provide outstanding service.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

This item is necessary in order to protect and preserve the public health and safety of the citizens of the City of Friendswood.

RECOMMENDATIONS

Staff recommends approval.

ATTACHMENTS

1. Ordinance - Franchise Agreement

ATTACH REQUIRED FORMS

1. Form 1295
2. Government Verification Form

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, GRANTING TO WASTE CONNECTIONS OF TEXAS THE RIGHT, PRIVILEGE, AND FRANCHISE TO PROVIDE FOR THE COLLECTION, HAULING, RECYCLING, AND DISPOSAL OF MUNICIPAL SOLID WASTE AND RECYCLABLE MATERIALS IN THE CITY OF FRIENDSWOOD, TEXAS; PRESCRIBING COMPENSATION FOR THE RIGHT, PRIVILEGE, AND FRANCHISE CONFERRED HEREUNDER; CONTAINING OTHER PROVISIONS RELATED THERETO; PROVIDING A REPEALING CLAUSE; CONTAINING A SAVINGS CLAUSE; AND PROVIDING FOR THE PUBLICATION AND EFFECTIVE DATE HEREOF.

WHEREAS, the City of Friendswood is authorized to regulate and provide solid waste collection, hauling, recycling, and disposal services within its corporate limits; under terms and conditions deemed appropriate by the City Council; and

WHEREAS, the City Council hereby finds that it is necessary and appropriate to enter into this franchise agreement with Waste Connections of Texas for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials in order to protect and preserve the public health and safety of the citizens of the City of Friendswood, and that such purpose requires prompt unrestrained action by the City Council; and

WHEREAS, the City Council desires to enter into a franchise agreement with Waste Collections of Texas for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials; 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 are hereby adopted by the City Council of the City of Friendswood, Texas.

Section 2. The City Council hereby grants the franchise described in Section 3 hereof to Waste Collections of Texas for the collection, hauling, recycling, and disposal of municipal solid waste and recyclable materials.

Section 3. The City Council hereby authorizes the Mayor to execute the Franchise Agreement for the Collection, Hauling, Recycling, and Disposal of Municipal Solid Waste and Recyclable Materials in the City of Friendswood, which is attached hereto as Exhibit "A" and incorporated herein for all intents and purposes.

Section 4. 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 of 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 5. All ordinances or parts of ordinances in conflict or inconsistent with this Ordinance are hereby expressly repealed.

Section 6. The work and activity done in connection with the franchise granted hereunder shall be subject to and governed by all present and future federal, state, and local laws, rules, and regulations.

Section 7. That this ordinance, having been published in accordance with Section 9.03 of the Charter of the City of Friendswood, shall take effect and be in force immediately after its final reading.

PASSED and APPROVED on first reading this 9th day of February, 2022.

MIKE FOREMAN, Mayor

ATTEST:

LETICIA BRYSCH, City Secretary

APPROVED AS TO FORM:

KAREN HORNER, City Attorney

PASSED, APPROVED and ADOPTED on second and final reading this 7th day of March, 2022.

MIKE FOREMAN, Mayor

ATTEST:

LETICIA BRYSCH, City Secretary

APPROVED AS TO FORM:

KAREN HORNER City Attorney

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: February 9, 2022

Date submitted: 01/27/2022

Prepared by: Leticia Brysch, City Secretary

Subject: Receive and discuss a presentation regarding a proposed development project for the 3800 block of FM 528.

Originating Department: City Secretary

Degree of importance:

SUMMARY / ORIGINATING CAUSE

This item allows for the Council to receive a presentation regarding a proposed development project for the 3800 block of FM 528.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

No action is required.

ATTACHMENTS

ATTACH REQUIRED FORMS

1. Form 1295
2. Government Verification Form

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: February 9, 2022

Date submitted: 01/27/2022

Prepared by: Leticia Brysch, City Secretary

Subject: Recess into and convene into an executive session pursuant to Sections 551.071 and 551.087 of the Texas Government Code to deliberate the offer of a financial or other incentive to a business and to seek the advice of the City's attorney on legal matters related thereto.

Originating Department: City Secretary

Degree of importance:

SUMMARY / ORIGINATING CAUSE

This item allows the Council to recess into and convene into an executive session pursuant to Sections 551.071 and 551.087 of the Texas Government Code to deliberate the offer of a financial or other incentive to a business and to seek the advice of the City's attorney on legal matters related thereto.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

ATTACH REQUIRED FORMS

1. Form 1295
2. Government Verification Form