

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF FRIENDSWOOD
NOVEMBER 1, 2021**

THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD MET IN A REGULAR MEETING ON MONDAY, NOVEMBER 1, 2021, AT 6:00 P.M. IN THE COUNCIL CHAMBERS, FRIENDSWOOD CITY HALL, LOCATED AT 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, WITH THE FOLLOWING MEMBERS PRESENT CONSTITUTING A QUORUM:

Trish Hanks	Councilmember
Steve Rockey	Councilmember
Sally Branson	Councilmember
Robert J. Griffon	Mayor Pro Tem
John Scott	Councilmember
Brent Erenwert	Councilmember
Mike Foreman	Mayor
Morad Kabiri	City Manager
Mary Kay Fischer	City Attorney
Leticia Brysch	City Secretary

1. CALL TO ORDER

Mayor Foreman called the meeting to order with a quorum present at 6:00 P.M.; all members were present.

2. INVOCATION

The invocation was led by Nicholas Lammé from Friendswood Church of Christ.

3. PLEDGE OF ALLEGIANCE - United States and State of Texas

Mayor Foreman led the Pledge of Allegiance of the United States and to the State of Texas.

4. COUNCIL COMMENTS AND REPORTS

Councilmember Rockey stated that he wanted to let everybody know that the Library is having its genealogy research meetings every Tuesday at 4:00 P.M. and the Chess Club is back up again with chess matches held on Mondays at 6:30 P.M. Councilmember Rockey also gave an overview of the successful event with the City's Historical Society and thanked all those that assisted and participated in the event. Lastly, Councilmember Rockey noted that the county is considering the redistricting of the four commissioner districts in Galveston County and are now taking public comment, so all those interested should participate accordingly.

Councilmember Branson stated that the CDC is doing well, they held a retreat and came back with a new mission and purpose. She also wanted to remind everyone that November is a time to think about

Thanksgiving and thanks. She thanked the city's awesome staff, all the many volunteers, and citizens for everything they do for this city and community.

Councilmember Hanks stated that the Senior Citizen Committee is a vibrant community, and they have a lot of events and activities scheduled for the fall and winter seasons. She stated that the Planning and Zoning Commission is very busy, and they are working on some very complex and exciting things, so she wanted to thank them for their service.

Councilmember Erenwert thanked Councilman Rockey for his work with the Historical Society event, which in his opinion, is the second-best event in the community, only behind the 4th of July. He noted that it is neat to learn about the history of this community and that children get to learn about things from a different perspective. He extended his thanks to Councilmember Rockey as well as all the volunteers that helped that evening.

Mayor Foreman wished Councilmember Hanks a very happy birthday.

5. PUBLIC COMMUNICATIONS

Mayor Foreman stated that 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 comments, speakers 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.

David Allen, requested to speak before the Council and gave compliments to the girl scouts that presented at the council meeting, and handed the Council a sheet with data and links related to the FDA and the COVID-19 vaccine.

Cheryl Johnson, requested to speak before the Council regarding her request for consideration as a candidate to receive the City's 100 votes for the Galveston Central Appraisal District Board of Directors ballot. Ms. Johnson gave the Council an overview of her credentials and background in support of her request.

6. COMMITTEE OR SPECIAL REPORTS

A. Receive the annual report from the Senior Citizen Advisory Committee.

B. Receive the annual report from the Friendswood Historical Society.

Former Mayor Dave Smith presented the item and stated that the Historical Society in this past year was not able to keep our Museums open, primarily because of COVID. However, in that time, the Society took the time to do a little housekeeping for the organization itself in the form of retreats and workshops which resulted in some committees that are actively working on updating the Society's by-laws and constitution,

communications, websites, etc. The hope is that these endeavors will help the society do a better job of serving the Friendswood Community in its role of providing public information about Friendswood, the history of Friendswood, and the history of its people.

Other updates included:

- Upkeep and maintenance to the Perry Home and the Brown Museum,
- Yearly Ice Cream Social was held this year,
- Completed a new mural on the Brown Museum, and
- Historween Play/Event.

Additionally, Mr. Smith stated that their Christmas Tree Lighting Event is set for December 6th, and will include fellowship, chili, Santa Claus, and other activities for kids and families. Mr. Smith thanked the Council for their continued support and looked forward to another year of great events.

7. WORK SESSION

A. Receive and discuss a presentation regarding fee schedule adjustments.

Administrative Services Director Katina Hampton presented the item and stated that she was going to present some proposed fee changes in an update to the City's Appendix D. She noted that the proposed adjustments impact the City's building permits, utilities, as well as the Library and Parks and Recreation, along with some miscellaneous fees related to public information and their reproduction fees. Ms. Hampton gave the Council an overview of the fees, a summary of which are listed below:

Community Development Fee Changes Summary

Staff reviewed processes and evaluated the time required by permit technicians to issue permits and by inspectors to conduct certain inspections to ensure accuracy and charging fees to adequately compensate for staff time. Staff also researched fees charged by surrounding cities including Pearland, League City, Missouri City, Sugar Land, and Alvin. City fees remain very competitive in the area and in most cases, Friendswood tends to charge less than most for permit and development related fees.

Buildings and Building Regulations

- Add (non-refundable) to all building permits fees
- Change "Miscellaneous Residential Permits" to "Miscellaneous Permits"
- Change "Swimming pools (new)" to "Swimming pools (in-ground)"
- Add Swimming pool (above ground) permit - \$125.00
- Add resubmittal fee of plans for all miscellaneous type permits (I-X) - % of original permit fee

Subdivisions

- Change "Conceptual plan" to "Master plan"
- Change "Public Infrastructure plan review" to "Infrastructure plan review"
- Add Tree mitigation fee (per caliper inch) - \$400.00
- Add Plat resubmittal fee - \$200.00

Utilities

- Water impact fees and Sewer impact fees were \$1,407 and \$2,820, respectively. The fees have been updated based on meter size as follows:

Meter Size	Water	Sewer	Total
1"	\$1,407	\$2,820	\$4,227
1.5"	\$2,814	\$5,640	\$8,454
2"	\$4,221	\$8,460	\$12,681
3"	\$8,442	\$16,920	\$25,362
4"	\$14,070	\$28,200	\$42,270
6"	\$28,140	\$56,400	\$84,540
8"	\$45,024	\$90,240	\$135,264
10"	\$64,722	\$129,720	\$194,442
12"	\$121,002	\$242,520	\$363,522

- Added water meter fees (cost per meter based on size and type) as follows:

Meter Size	Manual	Automated
5/8"	n/a	\$287.50
1"	\$155.00	\$330.00
1.5"	\$400.00	\$555.56
2"	\$500.00	\$680.56
3"	\$2,000.00	\$2,525.00
4"	\$3,000.00	\$3,206.00
6"	\$6,000.00	\$5,325.00

Library Fees Changes Summary

All Friendswood Library fees are set in accordance with the fee structure of the Galveston County Library System. As new library collections are added, staff researches late fees charged by surrounding library systems to ensure fees are set at a fair and competitive rate. Late fees for specific collections are occasionally reduced as collections grow and patrons have more items to choose from. Fees for lost or damaged items are set to the original library cost of the item to be replaced.

Library fees are being added to Appendix D, the fees are as follows:

<u>LATE FEES</u>	<u>PER</u>	<u>MAX</u>
	<u>DAY</u>	
Audiobooks	\$0.10	\$5.00
Books	\$0.10	\$5.00
CDs	\$0.10	\$5.00
CD Players	\$0.25	\$5.00
DVD/Blu-rays	\$0.25	\$5.00
Hotspots	\$0.25	\$5.00
Interlibrary Loans	\$0.25	\$5.00

Laptops	\$0.25	\$5.00
Launchpads	\$0.25	\$5.00
New Books	\$0.25	\$5.00
Records	\$0.25	\$5.00
Tablets	\$0.25	\$5.00
Take and Makes	\$0.25	\$5.00
Video Games	\$0.25	\$5.00
Projectors	\$5.00	N/A

RENTAL FEES

Projectors	<u>PER</u> <u>DAY</u> \$3.00
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MISC. FEES

Credit Card Charge	\$1.25
Lost Item Processing Fee	\$5.00
Returned Check Fee	\$35.00

REPLACEMENT FEES

Audiobook Case	\$7.00
Audiobook Case Containing Over 10 Discs	\$10.00
Audiobook Disc Replacement	\$10.00
Book Jacket	\$2.00
CD Jewel Box	\$5.00
CD Jewel Box Front Cover Only	\$2.00
CD Jewel Box (Double)	\$6.00
CD Player Audio Cable	\$5.00
CD Player Case	\$15.00
CD Player Power Cable	\$5.00
CD Player USB Adapter	\$5.00
Digital Audiobook Case	\$10.00
DVD Case	\$5.00
DVD Case Containing Multiple DVDs	\$6.00
Findaway AC Adapter	\$10.00
Findaway Bumper	\$9.00
Findaway Case	\$8.00
Findaway USB Cord	\$7.00
Lanyard (Playaway)	\$1.00
Lost Book/CD/DVD/Etc.	Replacement cost of item
Media Cover	\$2.00
Playaway Battery Cover	\$1.00

Record Cover	\$1.00
Replacement Library Card	\$0.25

PRINTING FEES

3D Printer	\$0.20 per gram. Minimum \$1.00
Poster Printer	\$0.01 per square inch

Add – “The city reserves the right to reduce or eliminate any and all library fees or fines for special incentive programs or for item damage due to floods or other natural disaster events.”

Parks & Recreation Fee Changes Summary

Proposed changes are intended to help support program cost. Staff researched the fees charged by surrounding cities and even with the proposed increases; Friendswood fees remain very competitive in the area and in most cases, charges less than most for facility rental fees.

Facility	Old Fees (resident rate)	New Fees (resident rate)	Old Fees (non-resident rate)	New Fees (non-resident rate)
Stevenson Park Pool – Lifeguard fee	\$10.00 per guard/per hour	\$15.00 per guard/per hour	10.00 per guard/per hour	\$15.00 per guard/per hour
Renwick – Daily rates	\$25 per hour/per field	\$20 per hour/per field	\$25 per hour/per field	\$40 fee per hour/per field
Renwick – Evening rates (5:30-11:00 p.m.)	\$35 per hour/per field	\$30 per hour/per field	\$35 per hour/per field	\$50 per hour/per field
Centennial Park Fields (Daily rates)	n/a	\$20 per hour/per field	n/a	\$40 fee per hour/per field
Centennial Park Fields- Evening rates (5:30-11:00 p.m.)	n/a	\$30 per hour/per field	n/a	\$50 per hour/per field
Corporal Steven Schulz Park Fields (Daily rates)	n/a	\$20 per hour/per field	n/a	\$40 fee per hour/per field
Corporal Steven Schulz Park Fields Evening rates (5:30-11:00 p.m.)	n/a	\$30 per hour/per field	n/a	\$50 per hour/per field

- Added “For any facility rental over 75+ people and/or alcohol, an additional security fee will be added of \$55.00 per hour, per officer at a minimum of 3 hours.”

City Secretary Fee Changes Summary

The proposed changes set the City's fees for the reproduction of public records across the organization in compliance with state law.

Public Information fees are being added to Appendix D.

The charges for public information including judicial records are as follows:

(1)	Standard paper copy	\$0.10
(2)	Nonstandard paper copy:	
a.	Diskette	\$1.00
b.	Magnetic tape	Actual cost
c.	Data cartridge	Actual cost
d.	Tape cartridge	Actual cost
e.	Rewritable CD (CD-RW)	\$1.00
f.	Non-rewritable CD (CD-R)	\$1.00
g.	Digital video disc (DVD)	\$3.00
h.	JAZ drive	Actual cost
i.	Other electronic media	Actual cost
j.	VHS video cassette	\$2.50
k.	Audio cassette	\$1.00
l.	Oversize paper copy (e.g.; 11 x17, greenbar, bluebar, not including maps and photographs using specialty paper)	\$0.50
m.	Specialty paper (e.g.: Mylar, blueprint, blueline, map, photographic)	Actual cost
n.	Postal-related expenses necessary to transmit reproduced documents to the requesting party	Actual cost
o.	Duplicate originals or certified copy of a release given by the City	\$25.00
p.	Police accident reports	\$
q.	Certified police accident report	\$
r.	Certified copies (unless specified otherwise in this section)	\$5.00
	All other charges not specifically mentioned in this subsection shall be the same as those provided in the schedule of fees adopted by the state general services commission in 1 T.A.C. 111.61-111.70; and the definitions and procedures contained in such subsections are hereby adopted by the city	
	Personnel charges in excess of 36 hours. Notwithstanding any provision contained herein to the contrary, any requestor of public information will be charged personnel costs in accordance with V.T.C.A., Government Code, 552.275 for all time in excess of 36 hours spent by personnel of the city in producing public information to a requestor during a 12-month period commencing on October 1 of each year.	

After a brief discussion, the Council thanked the staff for their hard work on the item and moved onto the next item on the agenda.

B. Receive and discuss a presentation from Waste Connections regarding waste collection services.

City Manager Morad Kabiri introduced Mr. Chris Robert, District Manager for Waste Connections to give the Council an overview of their services and some ideas moving forward.

Mr. Robert thanked the Council for their time and noted that after COVID, they are happy to have the staff back and on board; particularly as they get everything ready for their Christmas Promise event, which is where they build bikes during the year to hand out for Christmas.

Mr. Robert introduced the members of his team present at the meetings, as well as the Friendswood team that served the Friendswood community. Mr. Robert noted that some of the members on the team have served the Friendswood community for many years and they are very loyal to this area and always strive to give their best as it relates to service and responsiveness.

Mr. Robert gave the council an overview of their 3rd Eye or live GPS location system that allows them to undertake fleet tracking, real time GPS, speed history, google maps, etc., to tell them exactly where the trucks are or have been at any given time. This use of technology helps them ensure that they are providing the best services to the customer.

Mr. Robert noted that they are also moving to electronic route books, which tells them where every truck was, what house has been serviced and at what time; this will help keep track of the routes and how the guys on the ground are handling their routes. The guys on the ground will also have tablets to check routes, take pictures, handle customer service questions, etc., in real time. This will help create efficiencies and enhance services.

Mr. Robert noted that at this time, Friendswood has a take all limit, so basically, whatever is on the street, Waste Connections collects. This is a great service for the community; however, it does create some issues as they are now able to measure two routes daily, which negatively impacts the people on the rear end of the route. He further noted that taking all trash/debris has some challenges, particularly as they move towards having the automated side load (ASL) trucks because moving forward, there may be limitations on what can be picked up and how much can be picked up on any given day.

However, Mr. Robert noted that there are some pluses to the ASL trucks, including:

- Less waste loss: i.e., when working with the proper bins, automated trucks pick up waste with less potential for spillage and loss,
- Increased safety: removes loaders from outside of the truck and limits exposure to potentially unsafe situations and waste hazards, and
- Improved efficiency: ASL trucks can collect waste more quickly and efficiently than a manual crew, the reduction in crew costs and higher efficiency vehicles can result in a reduction in overall operating costs for the business and ultimately the customer.

Mr. Robert stated that in the future, they would like to discuss the possibility of moving to ASL trucks in Friendswood, and if approved, they would deliver waste and recycling bins/carts to all residents.

Councilmember Rockey stated that removing the take all from the curb will be a hard sell moving forward. Mr. Robert noted that there will still be brush pick-up, which will help everyone distinguish between what

is brush and what is trash, so while there will be separated services and times for brush versus trash, it will help make this a lot cleaner of a process than just putting everything in front of the house.

Mayor Pro Tem Griffon asked if Waste Connections would be seeking a franchise for this service from the council, Mr. Robert responded in the affirmative.

Mr. Kabiri noted that this item was simply to gauge the Council's interest on this contract and its related services, as they come to the tail end of the current contract. He noted that if the Council is open to further discussions on an extension, the staff would begin working towards that goal. Mr. Kabiri also noted that the City's service and the partnership with Waste Connections and their predecessors has been spectacular. He further noted that Friendswood has the lowest rates out of any of its neighboring municipalities with the most services and as Council is open to further discussions, staff will work towards some options for possible extensions as they come closer to March.

Councilmember Scott stated that he was in favor of extending the contract for the same services that are in place now and noted that he was on Council when this item last came up and he argued then that the service levels remain the same. Mr. Robert noted in response that this was the reason that they were seeking an extension for the current service right now, and hopefully down the road, there will be more conversations on how to move forward with the new technology and materials.

Mr. Robert introduced the company's comptroller to give an overview of the CPI increase. The CPI data is listed below:

Reference	Svc_Code_Alpha	Auto Bill Cycle	Amount	PI %	PI AMOUNT	NewRate	NewTotal
BAG SERVICE	RESBAG1W1	MONTHLY ARREARS	12.32	3%	\$ 0.37	\$ 12.69	\$ 161,906.61
18 GAL RECYCLE	RESRECWBIN	MONTHLY ARREARS	2.43	3%	\$ 0.07	\$ 2.50	\$ 23,777.55
96 GAL REC CAR	RESRECWBIN	MONTHLY ARREARS	3.54	3%	\$ 0.11	\$ 3.65	\$ 11,888.30

\$ 14.76 Current Residential Rate \$ 15.19 New Residential Rate

Old Resi Price	\$14.76
New Resi Price	\$15.19
Increase	\$0.43
PI %	3%

Mr. Kabiri clarified that while the proposed rates, with CPI included, noted is \$15.19, Friendswood residents will see on their bill the amount of \$16.72 because there is a 10% administrative fee in addition to the previously mentioned fees. Therefore, the monthly trash service is going to go from \$16.24 for a month to \$16.72 a month with the CPI adjustment.

Lastly, Mr. Kabiri noted that Waste Connections, as recently as the last hurricane, serviced Friendswood

with excellent heavy trash pickup at no additional cost, and staff truly appreciates their partnership, and as the Council is open to a contract extension, the staff will work to bring something forward soon.

Mayor Foreman recessed the meeting at 6:47 P.M.

Mayor Foreman reconvened the meeting at 7:00 P.M.

8. PROPOSED SPECIFIC USE PERMIT ALLOWING NAICS USE #6111 ELEMENTARY AND SECONDARY SCHOOLS FOR THE NEW CLINE ELEMENTARY SCHOOL SITE

- A. Conduct a public hearing regarding a zone classification change request for 11.92 acres located at 1550 West Boulevard, also known as Restricted Reserve A in the Final Plat of West Ranch School Site, a subdivision of 12.07 acres of land located in the John Dickinson Survey, A-9, also being a portion of lots 148-452 of the Slone Subdivision as recorded under Vol. 3 Page 61A, GCMR Galveston County, City of Friendswood, Texas, for a Specific Use Permit (SUP) to allow NAICS Use #6111, Elementary and Secondary Schools for the new Cline Elementary school site.**

At 7:01 P.M., Mayor Foreman opened a public hearing and requested that staff give council an overview of the item.

Director of Community Development Aubrey Harbin presented the item and stated that this item related to a request from the Friendswood Independent School District (the "District") for a new school site located in the West Ranch Subdivision. She noted that this site has been in the works since the West Ranch development began back in 2004; therefore, as a part of the original agreement, once West Ranch constructed seven hundred and fifty homes (750), they were required to give this property over to the school district, both platted and with the drainage accounted for, which is a good benefit for the District.

This location is a part of the West Ranch Planned Unit Development (PUD), and all schools are required to have SUPs in all of the City's zoning districts. Ms. Harbin noted that the SUP requirement is in place to allow the City to consider specifics to the sites, such as, building height, parking, and sidewalks.

Ms. Harbin noted that the building on the site will be a two-story main building, about 80,000 square feet. The site will have playgrounds, an outdoor classroom, a track, an amphitheater, landscaping, and screening, particularly for the area that is close the residential areas. She further noted that the boulevards, in the initial design of the development resulted in not having any sidewalks on the frontage of Friendswood Lakes Boulevard, but instead only had sidewalks on the other side of the street. Ms. Harbin noted that there are already sidewalks and existing landscaping on Pleasant Hill Drive and the District has agreed to put in the sidewalk along Friendswood Lakes Boulevard. She further noted that in the initial meeting with P&Z, staff really pushed for the sidewalks and later found out that with the construction of the new boulevard, the sidewalks were installed to and through the new Avalon Development, as a part of the county bond project. She noted that she was happy to report that the City has found the monies to install the sidewalks in the area to close the gap on that one side.

Ms. Harbin showed some elevations of the new building and noted that the Planning and Zoning Commission recommended approval of the item with one commissioner opposing it solely for the lack of sidewalks at that time of action, and two commissioners absent at the time for the vote.

At 7:05 P.M., with there being no one signed up to speak, Mayor Foreman closed the public hearing regarding a zone classification change request for 11.92 acres located at 1550 West Boulevard, for a Specific Use Permit (SUP) to allow NAICS Use #6111, Elementary and Secondary Schools for the new Cline Elementary school site and requested that staff give council an overview of the item.

B. Consideration and possible action on a proposed ordinance for first reading regarding the requested zone classification change for 11.92 acres located at 1550 West Boulevard, also known as Restricted Reserve A in the Final Plat of West Ranch School Site, a subdivision of 12.07 acres of land located in the John Dickinson Survey, A-9, also being a portion of lots 148-452 of the Slone Subdivision as recorded under Vol. 3 Page 61A, GCMR Galveston County, City of Friendswood, Texas, for a Specific Use Permit (SUP) to allow NAICS Use #6111, Elementary and Secondary Schools for the new Cline Elementary school site.

A motion was made by Councilmember Hanks and seconded by Mayor Pro Tem Griffon to approve the first reading of Ordinance No. 2021-32, related to Item 8.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-32

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, 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 1550 WEST BOULEVARD BEING 11.92 ACRES ALSO KNOWN AS RESTRICTED RESERVE A IN THE FINAL PLAT OF WEST RANCH SCHOOL SITE, A SUBDIVISION OF 12.07 ACRES OF LAND LOCATED IN THE JOHN DICKINSON SURVEY, A-9, ALSO BEING A PORTION OF LOTS 148-452 OF THE SLONE SUBDIVISION AS RECORDED UNDER VOL. 3 PAGE 61A, GCMR GALVESTON COUNTY, CITY OF FRIENDSWOOD, TEXAS, FOR A SPECIFIC USE PERMIT (SUP) TO ALLOW NAICS USE #6111, ELEMENTARY AND SECONDARY SCHOOLS FOR THE NEW CLINE ELEMENTARY SCHOOL SITE PURSUANT TO THE ATTACHED SITE PLANS INCLUDED IN EXHIBIT "B"; 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.

9. PROPOSED AMENDMENTS TO APPENDIX B, SUBDIVISION

- A. Conduct a public hearing regarding proposed amendments to repeal in its entirety, Appendix B, Subdivision Ordinance and adopting a new Appendix B, Subdivision Ordinance, Sections I through XVI, incorporating changes pursuant to state law and administrative requirements such as authority and a variance procedure, removing the sidewalk fund option, and other grammatical and format changes.**

At 7:06 P.M., Mayor Foreman opened the public hearing and requested that staff give the Council an overview of the item.

Community Development Director Aubrey Harbin presented the item and stated that this item has been in the works for the last five years, and she was very excited to bring these amendments forward as the City's subdivision ordinance is very outdated. Ms. Harbin summarized the changes as follows:

- Inclusion of changes outlined in House Bill 3167 regarding platting,
- Sections were changed to make them easier to reference for developers and engineers,
- Clarified the development process,
- Updated of associated fees, and sidewalk funds

Ms. Harbin gave the Council an overview of the Sidewalk Fund, and how the staff was moving forward to install the sidewalks in areas that could accommodate them and eliminate the fund itself by requiring new developments to install sidewalks instead.

City Manager Morad Kabiri stated that the changes to the Sidewalk Fund allows for the Planning and Zoning Commission to have some latitude to make common sense decisions on the installation of sidewalks as a part of developments. He noted that staff does not want to get into a situation where there are large expanses of areas with no sidewalks. He noted that at this time, these funds are just sitting there with an inability to be used because the developer didn't put the sidewalks in when they initially developed, so when it makes sense to not have a sidewalk in place, these developers should not be forced into that and the code will allow for that leeway. Mr. Kabiri noted that the City is going to supplement the existing sidewalk funds with \$13,000 to get the sidewalks installed in front of the existing businesses that paid into the fund.

At 7:19 P.M., with there being no one signed up to speak, Mayor Foreman closed the public hearing regarding proposed amendments to the City's Subdivision Ordinance.

- B. Consideration and possible action regarding the first reading of a proposed ordinance repealing in its entirety, Appendix B, Subdivision Ordinance and adopting a new Appendix B, Subdivision Ordinance, Sections I through XVI, incorporating changes pursuant to state law and administrative requirements such as authority and a variance procedure, removing the sidewalk fund option, and other grammatical and format changes.**

A motion was made by Councilmember Rockey and seconded by Councilmember Branson to approve the first reading of Ordinance No. 2021-33, regarding Item 9.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-33

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, REPEALING THE EXISTING APPENDIX B, SUBDIVISIONS, SECTION I THROUGH SECTION VIII AS IDENTIFIED IN EXHIBIT A AND PROVIDING FOR THE ADOPTION OF A REVISED APPENDIX B, SUBDIVISIONS, SECTION 1 THROUGH SECTION XVII AS IDENTIFIED IN EXHIBIT B; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000.00 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith AND PROVIDING FOR PUBLICATION.

10. PROPOSED FUTURE LAND USE MAP

A. Conduct a public hearing regarding the repealing of the 2008 Future Land Use Map and adopting a revised Future Land Use Map as part of the City of Friendswood Comprehensive Plan.

At 7:20 P.M., Mayor Foreman opened the public hearing and requested that staff give the Council an overview of the item.

Community Development Director Aubrey Harbin presented the item and showed the council the proposed map with the proposed changes.

At 7:21 P.M., with no one signed up to speak, Mayor Foreman closed the public hearing regarding the repealing of the 2008 Future Land Use Map and adopting a revised Future Land Use Map as part of the City of Friendswood Comprehensive Plan.

B. Consideration and possible action regarding the first reading of a proposed ordinance repealing the 2008 Future Land Use Map and adopting a revised Future Land Use Map as part of the City of Friendswood Comprehensive Plan.

A motion was made by Mayor Pro Tem Griffon and seconded by Councilmember Branson to approve the first reading of Ordinance No. 2021-34, regarding Item 10.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-34

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, PROVIDING FOR THE ADOPTION OF A NEW FUTURE LAND USE MAP; AND REPEALING ORDINANCE 2008-39, PASSED AND APPROVED ON NOVEMBER 17, 2008; PROVIDING FOR SEVERABILITY.

11. ZONE CLASSIFICATION CHANGE FROM PLANNED UNIT DEVELOPMENT/SPECIFIC USE PERMIT (PUD/SUP) 2007-03 TO DOWNTOWN DISTRICT (DD)

- A. Conduct a public hearing regarding a zone classification change for .8608 acres of land located at 301 Laurel Drive, also known as 161 W. Shadowbend, being Lots 1 and 2, Block 1, Banfield Office Park, a subdivision in Galveston County, Texas, according to the plat thereof recorded under the County Clerk's File Sequence No. 2007015640, in the Map or Plat Records of Galveston County, Texas, to change from Planned Unit Development/Specific Use Permit (PUD/SUP) 2007-03 to Downtown District (DD).**

At 7:21 P.M., Mayor Foreman opened the public hearing and requested that staff give the Council an overview of the item.

Community Development Director Aubrey Harbin presented the item and stated that this item related to an existing site that is located at Shadow Bend and Laurel and consist of two tracks, one of which has the Banfield Office Park on the corner. Ms. Harbin noted that the property is a zoned Planned Unit Development with a Specific Use Permit on it to allow office uses; said PUD was established in 2007 when it was built as an example of what the City's Downtown District aesthetics could look like.

Ms. Harbin noted that the City's regulations were written based on this project and now the developer wants to rezone this development from the PUD/SUP to the Downtown District zoning (DD). She noted that he is in full compliance with the DD regulations and so it really is just cleanup of sorts. Ms. Harbin noted that the Planning and Zoning Commission recommended the approval of this requested zoning classification.

At 7:24 P.M., with there being no one signed up to speak on this item, Mayor Foreman closed the public hearing regarding the rezoning of .8608 acres of land, located at 301 Laurel Drive from Planned Unit Development/Specific Use Permit (PUD/SUP) 2007-03 to Downtown District (DD).

- B. Consideration and possible action regarding the first reading a proposed ordinance regarding a requested zone classification change for .8608 acres of land located at 301 Laurel Drive, also known as 161 W. Shadowbend, being Lots 1 and 2, Block 1, Banfield Office Park, a subdivision in Galveston County, Texas, according to the plat thereof recorded under the County Clerk's File Sequence No. 2007015640, in the Map or Plat Records of Galveston County, Texas, to change from Planned Unit Development/Specific Use Permit (PUD/SUP) 2007-03 to Downtown District (DD).**

A motion was made by Councilmember Branson and seconded by Councilmember Hanks to approve the first reading of Ordinance No. 2021-35, related to Item 11.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, and Councilmember Brent Erenwert and Councilmember John Scott.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-35

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, APPENDIX C – "ZONING," BY AMENDING THE ZONING CLASSIFICATION FOR .8608 ACRES OF LAND LOCATED AT 301 LAUREL DRIVE, ALSO KNOWN AS 151 AND 161 W. SHADOWBEND, BEING LOTS 1 AND 2, BLOCK 1, BANFIELD OFFICE PARK, A SUBDIVISION IN GALVESTON COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED UNDER THE COUNTY CLERK'S FILE SEQUENCE NO. 2007015640, IN THE MAP OR PLAT RECORDS OF GALVESTON COUNTY, TEXAS, TO CHANGE FROM PLANNED UNIT DEVELOPMENT/SPECIFIC USE PERMIT (PUD/SUP) 2007-03 TO DOWNTOWN DISTRICT (DD); 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.

12. REQUEST FOR A SPECIFIC USE PERMIT (SUP) TO ALLOW NAICS USE #72111 TRAVELER ACCOMMODATION (HOTEL); 30 ROOMS AND SUPPORTED BY 38 PARKING SPACES

- A. Conduct a public hearing regarding a zone classification change for approximately 3.7268 acres located at 306 S. Friendswood Drive and 308 S. Friendswood Drive being 1.666 acres of land known as Reserve A of Friendswood Complex, a subdivision in Galveston County, Texas, according to the map or plat thereof in/under instrument No. 2016031723 of the Official Public Records of Galveston County, Texas; 306 Laurel (aka 161 W Shadowbend Ave) and vacant tract aka 151 W. Shadowbend Ave being .8608 acres known as Lots 1 and 2 of the Final Plat of**

Banfield Office Park, a subdivision in Galveston County, Texas, according to the plat thereof recorded under the County Clerk's File Sequence No. 2007015640, in the Map or Plat Records of Galveston County, Texas; and 303 Laurel being 1.2 acres known as Part of Lot Eighteen (18) and all of Lot Nineteen (19), Harvey and Stout Subdivision of Lots Six (6), Seven (7), Eight (8) in Block Two (2) of Friendswood Subdivision in the Sarah McKissick of J.R. Williams League, Galveston County, Texas according to the map or plat thereof recorded in Volume 315, Page 79 in the office of the County Clerk of Galveston County, Texas, for a Specific Use Permit (SUP) to allow NAICS Use #72111 Traveler Accommodation (hotel) limited to 30 rooms supported by 38 parking spaces that will overlay all of the described properties which are zoned Downtown District (DD).

At 7:24 P.M., Mayor Foreman opened the public hearing and requested that staff give the Council an overview of the item.

Community Development Director Aubrey Harbin presented the item and stated that this item includes the two existing properties from the previous request, the Roberts Business Park, the business partner, and the building next to it. If approved, all the properties will be zoned Downtown District. Ms. Harbin noted that this request is for a thirty-room hotel supported by thirty-eight parking spaces that would be incorporated in a Mixed-Use (MU) development, such as, office space, a restaurant, a rooftop bar, and some more residential units. Ms. Harbin noted that all the previously mentioned uses, except for the hotel, are in compliance with the Downtown District zoning requirements to include, the building height and the building setbacks.

Ms. Harbin noted that the developer will have to go back to the Planning and Zoning Commission later for the overall site plan of the entire development; however, the item before the Council tonight is to approve the zoning which will allow the hotel portion of the development. Lastly, she noted that the Planning and Zoning Commission recommended approval as they felt that the hotel would be a good use for the Downtown District.

Mr. Brett Banfield, Vice President of Banfield Properties, Inc., the developer for the proposed development and applicant for the requested rezoning showed the Council maps and conceptual drawings of the proposed Mixed-Use development. He stated that they were a long way from breaking ground but needed to know if the hotel anchor development would be approved to be a part of their proposed mixed-use development that includes restaurant, retail, banquet rooms, office space, executive spaces, some residential, as well as a rooftop experience.

Mr. Banfield stated that the hotel will be a thirty-room independently branded boutique hotel, which at this time has not been branded, but will be focused on serving the locals, i.e., for people to have family reunions, weddings, local business clients or colleagues. He also noted that they had completed a feasibility study on this type of boutique hotel which showed that this type of development would be successful at this location.

The development will have a multi-purpose parking garage on the second and third levels with the first floor of the building housing the restaurants and banquet rooms. The building will include a six-thousand square foot green roof event space that could be utilized for the restaurant or could be rented out for private events. Mr. Banfield further noted that behind this building will be thirty residential suites on the second,

third, and fourth floor, with office space, executive space, and a theater room for corporate rentals.

The design for the building will include beautiful green spaces with gravel, grass and some permeable pavers, similar to what can be found in Houston to help the space be functional and reduce stormwater runoff. Mr. Banfield noted that after the first of the year, they will be working to quickly update the three structures that they purchased back in July, the Robert's Office Business Park and the other office/commercial complexes to bring them in line with the look and feel of the new development. He also noted that they would continue to work with the staff to ensure a walkable, sustainable and traffic friendly development that Friendswood can be proud of.

At 7:36 P.M., with there being no one signed up to speak on this item, Mayor Foreman closed the public hearing regarding the rezoning for approximately 3.7268 acres located at 306 S. Friendswood Drive and 308 S. Friendswood Drive for a Specific Use Permit (SUP) to allow NAICS Use #72111 Traveler Accommodation (hotel) limited to 30 rooms supported by 38 parking spaces that will overlay all of the described properties which are zoned Downtown District (DD).

B. Consideration and possible action on the first reading of a proposed ordinance regarding the requested zone classification change of approximately 3.7268 acres located at 306 S. Friendswood Drive and 308 S. Friendswood Drive being 1.666 acres of land known as Reserve A of Friendswood Complex, a subdivision in Galveston County, Texas, according to the map or plat thereof in/under instrument No. 2016031723 of the Official Public Records of Galveston County, Texas; 306 Laurel (aka 161 W Shadowbend Ave) and vacant tract aka 151 W. Shadowbend Ave being .8608 acres known as Lots 1 and 2 of the Final Plat of Banfield Office Park, a subdivision in Galveston County, Texas, according to the plat thereof recorded under the County Clerk's File Sequence No. 2007015640, in the Map or Plat Records of Galveston County, Texas; and 303 Laurel being 1.2 acres known as Part of Lot Eighteen (18) and all of Lot Nineteen (19), Harvey and Stout Subdivision of Lots Six (6), Seven (7), Eight (8) in Block Two (2) of Friendswood Subdivision in the Sarah McKissick of J.R. Williams League, Galveston County, Texas according to the map or plat thereof recorded in Volume 315, Page 79 in the office of the County Clerk of Galveston County, Texas, for a Specific Use Permit (SUP) to allow NAICS Use #72111 Traveler Accommodation (hotel) limited to 30 rooms supported by 38 parking spaces that will overlay all of the described properties which are zoned Downtown District (DD).

A motion was made by Councilmember Branson and seconded by Councilmember Erenwert to approve the first reading of Ordinance No. 2021-36, regarding Item 12.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-36

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, APPENDIX C – “ZONING,” BY AMENDING THE ZONING CLASSIFICATION OF APPROXIMATELY 3.7268 ACRES LOCATED AT 306 S. FRIENDSWOOD DRIVE AND 308 S. FRIENDSWOOD DRIVE – 1.666 ACRES OF LAND KNOWN AS RESERVE A OF FRIENDSWOOD COMPLEX, A SUBDIVISION IN GALVESTON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF IN/UNDER INSTRUMENT NO. 2016031723 OF THE OFFICIAL PUBLIC RECORDS OF GALVESTON COUNTY, TEXAS; AND 306 LAUREL (AKA 161 W. SHADOWBEND AVE) AND VACANT TRACT (AKA 151 W. SHADOWBEND AVE.) BEING .8608 ACRES KNOWN AS LOTS 1 AND 2, BLOCK 1 OF THE FINAL PLAT OF BANFIELD OFFICE PARK, A SUBDIVISION IN GALVESTON COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED UNDER THE COUNTY CLERK’S FILE SEQUENCE NO. 2007015640, IN THE MAP OR PLAT RECORDS OF GALVESTON COUNTY, TEXAS; AND 303 LAUREL – 1.2 ACRES KNOWN AS PART OF LOT EIGHTEEN (18) AND ALL OF LOT NINETEEN (19), HARVEY AND STOUT SUBDIVISION OF LOTS SIX (6), SEVEN (7), EIGHT (8) IN BLOCK TWO (2) OF FRIENDSWOOD SUBDIVISION IN THE SARAH MCKISSICK OF J.R. WILLIAMS LEAGUE, GALVESTON COUNTY, TEXAS ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 315, PAGE 79 IN THE OFFICE OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, FOR A SPECIFIC USE PERMIT (SUP) TO ALLOW NAICS USE #72111 TRAVELER ACCOMMODATION (HOTEL) LIMITED TO 30 ROOMS SUPPORTED BY 38 PARKING SPACES THAT WILL OVERLAY ALL OF THE DESCRIBED PROPERTIES WHICH ARE ZONED DOWNTOWN DISTRICT (DD) ; 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.

13. CITY MANAGER'S REPORT

A. Present an update regarding the City’s Fall Haul event.

City Manager Morad Kabiri presented the item and stated that the City will once again hold its Annual Fall Hall Event, Saturday, November 13, at Centennial Park from 8:00 A.M. to 2:00 P.M. He noted that as in years past, shredding services for residents would be available for up to two-hundred pounds per person or until the truck is full. Mr. Kabiri stated that there will be a garage sale following the Fall Hall Event and noted that it will be limited to Friendswood residents only, so people will need to show a valid driver's license or current utility bill to gain access to the event.

B. Present an update regarding the grants awarded to the Friendswood Police Department.

City Manager Morad Kabiri presented the item and stated that the Police Department received word that they had obtained two routine grants: (1) the annual Crime Victims Assistance Program, which is in its

22nd year, and (2) the Bulletproof Vest Partnership Act grant that pays for 50% of the cost of bulletproof vests for police officers, which is a requirement that each officer wear a bulletproof vest while on duty.

C. Present an update regarding Friendswood's Safest Cities ranking.

City Manager Morad Kabiri presented the item and stated that Police Department recently received the recognition of a Safe City by Safewise and was ranked 16th overall in the state for municipalities of any size and second in the state for those municipalities of a population of 25,000 or more.

Mr. Kabiri also reminded the Council of the November 19th Blood Drive at Leavesley Park and noted that the Houston Galveston Area Council (H-GAC) recently notified the City of its receipt of a grant for the extension of Friendswood Parkway, from 528 to FM 2351. Mr. Kabiri clarified that this grant will not be for the full design and construction of the roadway, but is instead for the alignment study, as well as the preliminary engineering associated with it.

Lastly, Mr. Kabiri also noted that H-GAC notified the City that they will be funding the City's Master Trail Plan, which will help identify opportunities to connect parks and trails throughout the city to enhance walkability and jogging areas.

14. BUSINESS ITEMS

A. Discuss and take possible action authorizing an increase in the monthly contribution rate for the Friendswood Volunteer Fire Department's Pension, the Texas Emergency Services Retirement System and authorizing the City Manager to execute the contract.

A motion was made by Councilmember Hanks and seconded by Councilmember Branson authorizing an increase in the monthly contribution rate for the Friendswood Volunteer Fire Department's Pension, the Texas Emergency Services Retirement System and authorizing the City Manager to execute the contract. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

B. Discuss and take possible action regarding the reappointment of Kaye Corey, Betty Moreno, Brent Bell, Dianna Le Nell Hall, Mary Wise, Tammy Hill, and Brandee Fernandez to the Keep Friendswood Beautiful Committee for three-year terms beginning November 2021 and ending November 2024.

A motion was made by Councilmember Rockey and seconded by Councilmember Hanks approving the reappointment of Kaye Corey, Betty Moreno, Brent Bell, Dianna Le Nell Hall, Mary Wise, Tammy Hill,

and Brandee Fernadez to the Keep Friendswood Beautiful Committee for three-year terms beginning November 2021 and ending November 2024. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

C. Discuss and take possible action regarding the reappointment of David O'Brien and Vickie Hefner to the Senior Citizens Advisory Committee for three-year terms beginning November 2021 and ending November 2024.

A motion was made by Councilmember Hanks and seconded by Mayor Pro Tem Griffon approving the reappointment of David O'Brien and Vickie Hefner to the Senior Citizens Advisory Committee for three-year terms beginning November 2021 and ending November 2024. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously

Per the request of Councilmember Scott, Mayor Foreman took the agenda out of order to consider and take possible action on agenda item 15.A.

A. Consideration and possible action on a proposed resolution adopting an updated Policy and Procedures for the Appointment to City Boards, Commission and Committees to add a requirement that members of City advisory boards, commissions and committees be residents or business owners who pay City of Friendswood taxes.

Councilmember Scott noted that as he had previously mentioned, he asked that the appointment policy be amended to change the existing practice that allows the City's advisory boards to appoint non-residents. He stated that he felt it appropriate that if someone is going to serve this community as an appointed official that he/she should be a resident of this community. He noted that he did not agree with the taxpayer deal and stands by his recommendation that only residents should be appointed to City boards whether they be advisory or not. The Council discussed the item, and the consensus was to allow for the appointment of residents and local business owners that pay taxes in the City on advisory boards, commissions, and committees.

A motion was made by Councilmember Scott and seconded by Councilmember Rockey to amend the motion by changing the appointment policy to only allow for the appointment of residents to serve on City advisory boards, commissions, and committees. The vote was the following:

Ayes: Councilmember John Scott

Nays: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, and Councilmember Brent Erenwert.

The motion failed.

A motion was made by Mayor Pro Tem Griffon and seconded by Councilmember Scott to approve Resolution No. R2021-22, related to Item 15.A. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, and Councilmember Brent Erenwert.

Nays: Councilmember John Scott

The item passed.

RESOLUTION NO. R2021-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, ADOPTING AN UPDATED "POLICY AND PROCEDURES FOR APPOINTMENTS TO CITY BOARDS, COMMISSIONS AND COMMITTEES FOR THE CITY OF FRIENDSWOOD, TEXAS.

Mayor Foreman returned to the order of the agenda to Item 14.D.

D. Discuss and take possible action regarding the appointment of Lindsey Vaughn for an unexpired three-year term to the Fourth of July Steering Committee beginning immediately and ending November 30, 2023.

A motion was made by Councilmember Hanks and seconded by Councilmember Branson approving the appointment of Lindsey Vaughn for an unexpired three-year term to the Fourth of July Steering Committee beginning immediately and ending November 30, 2023. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

15. RESOLUTIONS & ORDINANCES

B. Consideration and possible action on a proposed resolution designating the City of Friendswood representative and alternate to the Houston-Galveston Area Council 2022 General Assembly and Board of Directors.

Mayor Foreman stated that the proposed representatives are Councilmember Sally Branson and the alternate Mayor Foreman.

A motion was made by Councilmember Hanks and seconded by Councilmember Rockey to approve Resolution No. R2021-23, related to Item 15.B. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

RESOLUTION NO. R2021-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, HEREBY DESIGNATING SALLY BRANSON AS REPRESENTATIVE AND MIKE FOREMAN AS ALTERNATE TO THE HOUSTON – GALVESTON AREA COUNCIL 2022 GENERAL ASSEMBLY AND BOARD OF DIRECTORS.

C. Consideration and possible action on a proposed resolution authorizing and approving the submission of DR-4572 Hurricane Laura Hazard Mitigation Grant Program Application and designate the Mayor as the authorized official.

Assistant Director of Engineering Samantha Haritos presented the item and stated that this item approves the DR-4572 form, which is the mitigation grant program for Hurricane Laura. She noted that this grant has \$4.8 million dollars available, and the City's Engineering Department is applying for monies for a Comprehensive Drainage Plan in the amount of \$735,000. Should the City receive said grant, there is a local match requirement in the amount of \$183,750, which will be paid for from the City's drainage bonds.

A motion was made by Councilmember Branson and seconded by Mayor Pro Tem Griffon to approve Resolution No. R2021-24, related to Item 15.C. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

RESOLUTION NO. R2021-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AUTHORIZING AND APPROVING THE SUBMISSION OF DR-4572 HURRICANE LAURA HAZARD MITIGATION GRANT PROGRAM APPLICATION AND DESIGNATING THE MAYOR AS THE AUTHORIZED OFFICIAL.

D. Consideration and possible action on a proposed resolution authorizing and approving the submission of DR-4586 Texas Winter Storm Hazard Mitigation Grant Program Application and designating the Mayor as the authorized official.

Assistant Director of Engineering Samantha Haritos stated that this item approves a grant application for an emergency portable generator for two-hundred kilowatts in the amount of \$125,700. Should the City be successful, the grant requires a local match in the amount of \$31,425, which will come from the City's General Fund.

A motion was made by Mayor Pro Tem Griffon and seconded by Councilmember Hanks to approve Resolution No. R2021-25, related to Item 15.D. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

RESOLUTION NO. R2021-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AUTHORIZING AND APPROVING THE SUBMISSION OF DR-4586 TEXAS WINTER STORM HAZARD MITIGATION GRANT PROGRAM APPLICATION AND DESIGNATING THE MAYOR AS THE AUTHORIZED OFFICIAL.

E. Consideration and possible action regarding a proposed resolution for an interlocal agreement with Friendswood Independent School District to waive permit and inspections fees for 2020 bond projects and to require third party plan review and inspections for the two new buildings – Cline Elementary School and the Performing Arts Center at the high school.

A motion was made by Councilmember Hanks and seconded by Councilmember Rockey to approve Resolution No. R2021-26, related to Item 15.E. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

RESOLUTION NO. R2021-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE, AND THE CITY SECRETARY TO ATTEST, AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY AND THE FRIENDSWOOD INDEPENDENT SCHOOL DISTRICT TO WAIVE PERMIT AND INSPECTION FEES FOR THE CONSTRUCTION OF NEW FACILITIES AND RENOVATIONS OF EXISTING FACILITIES IN CORRELATION TO THE FISD 2020 BOND PROJECTS.

F. Consideration and possible action on a proposed resolution regarding the casting of 100 votes for the purpose of electing persons(s) to the Galveston Central Appraisal District Board of Directors for 2022-23.

Mayor Foreman stated that the City's nominee for the Galveston Central Appraisal District Board of Directors is Scott Brast and recommended casting of the City's 100 votes in his favor.

A motion was made by Mayor Foreman and seconded by Councilmember Hanks to approve the Resolution No. R2021-27, related to Item 15.F, which casts the City's 100 votes in favor of Scott Brast. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

RESOLUTION NO. R2021-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, CASTING ITS BALLOT FOR THE ELECTION OF A PERSON TO THE

BOARD OF DIRECTORS OF THE GALVESTON CENTRAL APPRAISAL DISTRICT
FOR 2022-2023 AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

G. Consideration and possible action on the second and final reading of an amended proposed ordinance regarding proposed amendments to Appendix C, Zoning Ordinance Section 8.1.f Preserving Trees to amend the tree mitigation requirements.

City Manager Morad Kabiri presented the item and noted that this was the second and final reading of the tree mitigation ordinance that was first presented to the Council in September.

A motion was made by Councilmember Branson and seconded by Councilmember Rockey to approve the second and final reading of the amended version of Ordinance No. 2021-29, related to Item 15.G. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: Mayor Pro Tem Robert J. Griffon

The item passed.

ORDINANCE NO. 2021-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING APPENDIX C, "ZONING," "SECTION 8.I.F. PRESERVING TREES; HISTORICAL SIGNIFICANCE" TO AMEND THE TREE MITIGATION REQUIREMENTS.

H. Consideration and possible action regarding the first reading of a proposed ordinance approving an amendment to Ordinances No. 2012-04 and 2016-46, to approve an annual rate adjustment for solid waste collection and disposal as provided for in the City of Friendswood – Progressive Waste Solutions of TX, Inc., d/b/a WC of Texas (formerly known as IESI TX Corporation) Solid Waste Franchise. (Waste Connections).

A motion was made by Councilmember Rockey and seconded by Councilmember Branson to approve the reading of Ordinance No. 2021-37, related to Item 15.H. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-37

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING ORDINANCES NO. 2012-04 AND 2016-46 IN ORDER TO APPROVE AN ANNUAL RATE ADJUSTMENT AS PROVIDED FOR IN THE CITY OF FRIENDSWOOD – PROGRESSIVE WASTE SOLUTION OF TEXAS, INC., D/B/A WC OF TEXAS (FORMERLY KNOWN AS IESI TX CORPORATION) SOLID WASTE FRANCHISE.

- I. Consideration and possible action regarding the first reading of a proposed ordinance approving an amendment to Appendix D of the Code of Ordinances, City of Friendswood, Texas, to provide for the addition or adjustment of Buildings and Building Regulations Fees, Utility Service Fees, Library Fees, Parks and Recreation Facility Fees, Public Information Fees, and Subdivisions Fees.**

A motion was made by Councilmember Scott and seconded by Councilmember Branson to approve the first reading of Ordinance No. 2021-38, related to Item 15.I. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-38

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING APPENDIX D OF THE CODE OF ORDINANCES OF THE CITY OF FRIENDSWOOD, TEXAS BY PROVIDING FOR THE ADDITION OR ADJUSTMENT OF BUILDINGS AND BUILDING REGULATIONS FEES, UTILITY SERVICE FEES, LIBRARY FEES, PARKS AND RECREATION FACILITY FEES, PUBLIC INFORMATION FEES AND SUBDIVISIONS FEES.

- J. Consideration and possible action regarding the first and final reading of a proposed ordinance amending City of Friendswood, Texas, Ordinance No. 2021-22, passed and approved September 13, 2021, same being an ordinance approving and adopting the City's General Budget for Fiscal Year 2021-2022 by approving "Budget Amendment II" to the "Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2021-2022"; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.**

A motion was made by Councilmember Branson and seconded by Councilmember Scott to approve the first and final reading of Ordinance No. 2021-39, related to Item 15.J. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

ORDINANCE NO. 2021-39

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING CITY OF FRIENDSWOOD, TEXAS, ORDINANCE NO. 2021-22, PASSED AND APPROVED SEPTEMBER 13, 2021, SAME BEING AN ORDINANCE APPROVING AND ADOPTING THE CITY'S GENERAL BUDGET FOR FISCAL YEAR 2021-2022 BY APPROVING "BUDGET AMENDMENT II" TO THE "ORIGINAL GENERAL BUDGET OF THE CITY OF FRIENDSWOOD, TEXAS, FOR THE FISCAL YEAR 2021-2022"; PROVIDING FOR SUPPLEMENTAL APPROPRIATION AND/OR TRANSFER OF CERTAIN FUNDS; PROVIDING FOR SEVERABILITY; AND PROVIDING OTHER MATTERS RELATED TO THE SUBJECT.

16. CONSENT AGENDA

A motion was made by Councilmember Scott and seconded by Councilmember Branson to approve the Consent Agenda, Items 16.A through 16.G. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

- A. Consider authorizing a Request for Approval of Proposed Installation of Equipment with American Tower Corporation for the installation of equipment by AT&T Mobility at 1606 Whitaker Drive, Friendswood, Texas, 77546-5403.**
- B. Consider approving a 10-year lease agreement renewal for a Tower Site License Agreement by and between Crown Castle and the City of Friendswood for 111 E. Willowick Avenue, Lease No. 40896.**
- C. Consider ratifying the City Manager's signature on a lease agreement with Ms. Tanya Langner for City property at 706 N. Clear Creek Drive.**

- D. Consider ratifying the Mayor's signature on a Letter of Intent for participation in the Harris County Flood Control District's FM 1959 Detention Basin Project.**
- E. Consider authorizing the Friendswood Downtown Economic Development Corporation (FDEDC) to expend funds for a donation to the Friendswood Historical Society downtown mural project.**
- F. Consider accepting the August 2021 tax report.**
- G. Consider approving the minutes of the City Council Regular Meeting held October 4, 2021.**

17. EXECUTIVE SESSION

- A. Recess into and conduct an executive session pursuant to Section 551.087 of the Texas Government Code to deliberate the offer of a financial or other incentive to a business prospect.**
- B. Recess into and conduct an executive session pursuant to Section 551.074 of the Texas Government Code to deliberate the appointment of a City Attorney.**
- C. Recess into and conduct an executive session pursuant to Section 551.071 of the Texas Government Code to seek the advice of the City's attorney regarding contemplated litigation or a matter in which a duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.**

At 7:59 P.M. Mayor Foreman recessed and convened into an executive session pursuant to Texas Government Code, Sections (i) 551.087 to deliberate the offer of a financial or other incentive to a business prospect, (ii) 551.074 to deliberate the appointment of a City Attorney, and (iii) 551.071 of the Texas Government Code to seek the advice of the City's attorney regarding contemplated litigation or a matter in which a duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

At 9:12 P.M., Mayor Foreman reconvened the regular meeting and announced that in accordance with Section 551.102 of the Texas Government Code, no action was taken in executive session.

18. ACTION ITEMS RELATED TO EXECUTIVE SESSIONS

- A. Consideration and possible action on a proposed offer of a financial or other incentive to a business prospect.**

A motion was made by Councilmember Branson and seconded by Councilmember Scott to approve an economic development agreement. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

B. Consideration and possible action regarding the appointment of a City Attorney.

A motion was made by Councilmember Rockey and seconded by Councilmember Hanks authorizing the Mayor and City Manager to engage the preferred candidate and negotiate a contract for the City Attorney position. The vote was the following:

Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

Nays: None

The item passed unanimously.

C. Consideration and possible action regarding contemplated litigation.

A motion was made by Councilmember Hanks and seconded by Mayor Pro Tem Griffon to authorize the City Manager to approve actions related to possible litigation. The vote was the following:

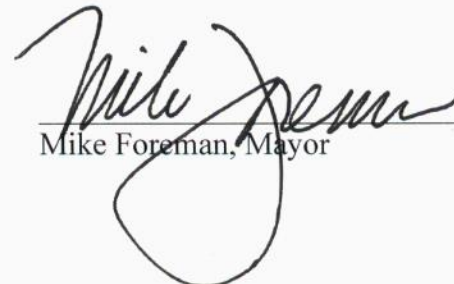
Ayes: Mayor Mike Foreman, Councilmember Trish Hanks, Councilmember Steve Rockey, Councilmember Sally Branson, Mayor Pro Tem Robert J. Griffon, Councilmember John Scott, and Councilmember Brent Erenwert.

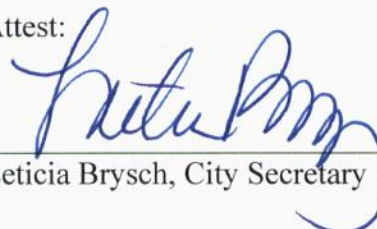
Nays: None

The item passed unanimously.

19. ADJOURNMENT

With there being no further business to discuss, Mayor Foreman adjourned the November 1, 2021, City Council Regular Meeting at 9:15 P.M.


Mike Foreman, Mayor

Attest:

Leticia Brysch, City Secretary

