MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF FRIENDSWOOD
FEBRUARY 06, 2023

THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD MET IN A REGULAR MEETING ON MONDAY, FEBRUARY 06, 2023, 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:

Steve Rockey	Councilmember
Sally Branson	Councilmember
Trish Hanks	Councilmember
Robert J. Griffon	Councilmember
John Scott	Councilmember
Brent Erenwert	Mayor Pro Tem
Mike Foreman	Mayor
Morad Kabiri	City Manager
Karen Horner	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 Pastor David Bridges, Friendswood Friends Church.

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

Mayor attended the Daddy and Daughter Dance, and Councilmember Rockey and him had the duty of handing out cowboy hats, pink, blue and white, it was a lot of fun.

Councilmember Rockey commented on the documentaries regarding the deaths that happened in Friendswood, and he noted that the FPD looked very well and professional. It was very well done, and he was very proud of their work in bringing the killer to justice.

Councilmember Branson presented an update on H-GAC and thanked Morad and Jil for continuing to serve on the Transportation Advisory Council of which Morad is serving as the Vice Chair. The transportation safety committee, which includes Jil and Brian Mansfield; the latter representing Law

Enforcement, Fire, EMS, Emergency Management. H-GAC held a retreat back in January where they set its goals to include, water, health, broadband, middle income housing, and customer service. The Historical Society is going to recognize its board member emeritus, which are former board members that served for over 10 years and have moved on. The event will take place on March 7, 2023, at 6:00 p.m. in the Friendswood Public Library, and all are invited.

Councilmember Hanks stated that this coming Wednesday during lunch, the Senior Committee will hold a Mardi Gras Event. She thanked KFB for their due diligence. She serves as the Liaison for the Planning and Zoning Commission, and its Chair, Joe Matranga, is stepping down from that board and she wanted to thank him for all his service and hard work.

Councilmember Griffon stated that he and his family attended the Friendswood High School musical, which was held in honor of Dr. Myrlene Kennedy, who led the theater program at FISD for many years. He also commended Mr. Matranga for his service on the Planning and Zoning Commission.

Councilmember Scott thanked Mr. Matranga for his service on the Planning and Zoning Commission and thanked him for his work.

Mayor Pro Tem Erenwert also thanked Mr. Matranga for his service on the Planning and Zoning Commission.

Mayor Foreman thanked Mr. Matranga for his service on the Planning and Zoning Commission and commended him for his many years of good work.

5. PUBLIC COMMENT

Joe Matranga requested to speak to Council to thank them for their support and guidance on the Planning and Zoning Commission. He thanked the staff, especially, Morad Kabiri, Aubrey Harbin and Becky Bennet for their support and professionalism and encouraged the public to serve as a volunteer on this or any other City board.

David Allen requested to speak to Council to voice his concerns regarding the Replacement Migration Plan in the United States that is being led by the United Nations.

Ron Sokal requested to speak to Council regarding his opposition of the proposed development by Hines Development in the old Exxon property. He gave a history of the Exxon property and its issues as it relates to health and safety.

Johnna Epperson requested to speak to the Council regarding her opposition to the Hines Development and particularly with the extension and the placement/location of the thoroughfare.

Randy Hale requested to speak to the Council regarding his opposition of the proposed development by Hines Development and the extension and the placement/location of the thoroughfare. He requested that Council create a citizen committee to participate and communicate directly with the developer on this project.

Jamie Flick requested to speak to the Council regarding the Hines Development, specifically with the extension and the placement/location of the thoroughfare. Her concern is the connection of Castlewood Road to a four-lane thoroughfare. She requested that Castlewood Road have its designation changed from its current terminus as a connector to that of a dead end.

Mary delVall requested to speak to the Council regarding her opposition of the Hines Development and noted that she vehemently opposed to the extension of the thoroughfare via Castlewood Road.

Keith Kuechler requested to speak to the Council regarding his opposition of the Hines Development and the connection of the thoroughfare with Castlewood Road.

Hank Dugie, Galveston County Treasurer, stated that he felt that the citizens would be best served if his position as the Galveston County Treasurer was eliminated, and his duties were separated out into other job descriptions of existing finance professionals.

Mayor Foreman asked that the agenda be taken out of order to move Item 11.A. up on the agenda for action.

A motion was made by Councilmember Scott and seconded by Councilmember Griffon to move item 11.A. out of order. The vote was the following:

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

Nays: None.

The item passed unanimously.

A. Consider a resolution in support of the abolition of the Office of the County Treasurer in Galveston County.

A motion was made by Councilmember Griffon and seconded by Councilmember Hanks to approve Resolution No. R2023-2, as submitted, and related to Item 11.A. The vote was the following:

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

Nays: None.

The item passed unanimously.

RESOLUTION NO. R2023-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, SUPPORTING THE ABOLITION OF THE OFFICE OF COUNTY TREASURER IN GALVESTON COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.

The agenda taken back in regular order.

6. COMMITTEES OR SPECIAL REPORTS

A. Receive report from Keep Friendswood Beautiful regarding a recommendation to the City Council for the proposed conceptual plan for Stevenson Park Parking Lot.

City Manager Morad Kabiri presented the item and stated that last fall, the FDEDC and Council concurred and approved a contract with Halff Associates to complete a public outreach and comment period in order to create different concepts for park amenities, parking, and various other improvements for the Stevenson Park Parking Lot. Mr. Kabiri introduced Mr. Casey Collins, Landscape Architect Team Leader with Halff Associates who would be presenting the Council with the findings of their three town hall meetings and the KFB's recommendation.

Mr. Collins introduced his team and stated that he would give the Council a quick overview of the process for receiving information, the input that was received and how the site was analyzed and the resulting concept options.

Mr. Collins stated that they had a series of three meeting. The first two meetings were with the general public at the library and focused on public engagement. The team put out different types of information boards throughout the room that focused of different types of elements; including site, park, programming, and images, which allowed the attendees to place stickers on the elements that they liked. Based on the stickers, the attendees would then vote on the elements that they preferred. Mr. Collins noted that the first meeting took place on September 20, 2023 and have about 30 – 40 attendees who gave a lot of positive feedback regarding the parking in this space with some enhancements such as permeable pavers and landscaping. The second meeting took place on October 25, 2023, with an estimated 30 community members, including students from Friendswood Highschool. Again, the group gave a lot of positive feedback regarding outdoor dining, restroom improvements, and parking enhancements. Again, the focus of the group was to keep as many parking spaces as possible.

Mr. Collins then noted that from those two meetings and the input received, they calculated all the desired programming, and the top three desired amenities, which are:

1. Enhanced Parking (Materials) – 36 votes
2. Pavilion w/ Restrooms – 27 votes
3. Outdoor Dining - 25 votes.

He noted that the additional desired amenities for this site included:

1. Covered parking for farmer's market events, and
2. Shaded parking areas.

Mr. Collins then noted that based on this information, they prepared a site analysis, which means that they went to the site to evaluate and document a lot of opportunities, and strengthen opportunities, for the site. Mr. Collins went over the main elements of the site, which included the following:

As it relates to the main access to the site. There is a shared access driveway between City Hall and the existing Stevenson Park site. This is an opportunity for potential combined parking. He noted that these two sites are separated by an existing open ditch drainage system, which could be potentially covered and piped.

As it relates to connectivity points. There are three points of access from the City Hall parking area over to Stevenson Park, which could allow for the expansion two park features, (1) being the Pollinator Garden, and (2) being the Memorial Garden.

As it relates to amenities. Using historical surveys or aerials the team identified structures that are older and could need replacement; such as the restrooms and storage rooms, and created a concept that focuses primarily on a large open-air pavilion that could be used for arts markets, farmers markets, bathrooms and not just maintain, but increase the parking spaces in the site. Mr. Collins noted that this was the third of the three concepts his team created, which was selected by Keep Friendswood Beautiful (KFB) and presented to the Friendswood Downtown Economic Development Corporation (FDEDC).

Concept "C" includes a main entrance into the park with the Stevenson Park Archway, which has already been approved with an estimated 108 surface parking spaces, which includes hidden parking and City Hall parking. Mr. Collins went over the site plan for concept "C" and identified the following items:

- To the north and south of the open-air pavilion, the addition of overflow parking spaces with a look and feel more like that of a park element. The idea being that there would be removable bollards, to allow access to more parking spaces.
- To the north of the pavilion, an area for food trucks to be staged, and
- To the north of the proposed pavilion area, a space for outdoor dining.

Mr. Collins showed pictures of options for screen parking, an open-air pavilion, and the outdoor dining.

Additionally, Mr. Collins noted that the site as proposed would be able to accommodate:
- (8) Pickleball courts
- (2) Basketball courts
- (42) 15'x15' booths
- (56) 12'x12' booths
- (80) 10'x10' booths
- (48) Parking spaces

With that, Mr. Casey thanked the Council for allowing him to present the information and said he would answer any questions.

Councilmember Rockey asked if the team had any idea of the costs of this concept. Mr. Collins stated that the team did a high-level magnitude of cost and added a 20% contingency. Mr. Kabiri noted that this exercise was intended to develop a concept plan that KFB, FDEDC, and City Council could support in order to incorporate the concept into the Parks Master Plan for future grants opportunities or a potential bond election as there is no funding to implement this plan today.

Councilmember Griffon asked if there was enough time to place this item on the ballot for a bond election. Mr. Kabiri responded that technically, yes, there is time to call a special election; however, the bigger concern is that there are other needs that the city has besides this project, and he did not recommend holding a bond election without having thoroughly evaluated those other needs and options.

Councilmember Scott stated that it was worth noting that there was a $3.4 million option, a $5 million option, and the recommended option was the most expensive option at $9.4 million. He noted that should this item move forward, it will need to go to the voters through a bond election for them to approve funding for this project. Mayor Foreman stated that the idea is to have these types of plans ready should there be any grant funds available through other agencies, similar to what happened with the sidewalks in the downtown area, which TxDOT funded.

Councilmember Hanks stated that she wanted to thank KFB for their forward thinking and having a plan because while there is no money for this project right now, maybe there will be grant opportunities that could be taken advantage of to help fund this project in the future.

Councilmember Griffon stated that he was appreciative of the $13,000 study for this site, which clearly showed that parking could be gained by filling in the ditch. He noted that it made more sense to him to look at the cost of filling in the ditch, leveling out the space and adding pavement over the area for more parking, easily 30 more spaces, which at one point was estimated at $400,000, and anything more than that should go to the voters for funding.

Councilmember Rockey requested a little clarity on exactly what Council is agreeing to and what's the process going forward. Mr. Kabiri noted that the item before the Council is simply a report from the KFB Committee on options for the Fire Station site/parking lot, so there is no vote to be taken. He further noted that if the Council concurs with the KFB recommendation for option "C" or if another option is desired, that is communicated to the group that is currently working on the Parks Master Plan for inclusion in the plan. Additionally, Mr. Kabiri noted that this plan is simply a guide on how Council wants the city to develop with respect to its parks. When and if this plan goes before the voters, if Council feels that $9.4 million is too much for this project, they can change it up as desired. Further, as it relates to the suggestion to filling in the ditch and add parking and remove the foundation of the old fire station site, staff can look at bringing Council some options later this year. In response to a question, Mr. Kabiri also stated that the site in question is within the city's Downtown District and the short answer is that the downtown sales tax can be used for this effort once the lighting project is completed. As Council is aware, the lighting project has depleted most of revenue from the downtown sales tax. Councilmember Rockey stated that he just wanted to comment that he too would be in favor of some sort of staged approach to this project moving forward.

Councilmember Branson inquired into the parking in Old City Park, how many spaces were planned versus actually created and at what cost. Mr. Kabiri responded that originally, the plan was for 88 spaces; however, a little less than 40 were accomplished, and there are no drainage needs associated with it, just pavement, it would probably cost between $30,000 to $40,000. Councilmember Branson noted that this project would add more parking to the area which is less expensive than the estimated $400,000 being discussed. Councilmember Griffon stated that he felt there was a way to have both the additional parking in Old City Park and the parking in Stevenson Park. Councilmember Branson responded that she just believes that there are a less expensive ways for the city to accommodate more parking now at a lower costs.

Mr. Kabiri stated that after hearing the Council's suggestions, staff will bring back an item sooner as opposed to later on a plan to remove the Old Fire station foundation, as well as options to fill in the ditch.

Councilmember Branson clarified that she wanted to have estimates on (1) the finishing out of the parking in Old City Park, (2) the finishing or the creation of a parking lot on that dirt lot that is there now, and (3) removing/filling in the ditch for more parking, in order for Council to be able to pick and choose options and see what will create the most parking for the least amount of money.

Councilmember Hanks stated that she believed that the plans presented for the site are good, however, there is no money for them at this time. She further noted that while it is clear that there is a need for additional parking at Stevenson Park, and the Council is talking about spending $400,000 for the creation of additional parking, she did not want to ignore that there are other needs across the city, and she would like to see this project funding in relation to the other needs. She asked if this cost assessment would be presented during the budget, to which Mr. Kabiri responded that she was correct, and those projects and needs would be presented to the Council during their annual budget presentation.

Councilmember Scott stated that he believed that the city had other fish to fry other than spending $9.4 million dollars on this fancy park improvement, and again noted that this item should be placed before the voters for their approval.

Mr. Kabiri asked the Council to keep in mind that this item is the culmination of citizen input both in person through Town Halls meetings and online surveys. He noted that many times the people that Council hears from are a handful of folks that are engaged because they may be upset about something, and in this instance, the City sought citizen input on what they would like to see in this space if there were no barriers, which is what was presented tonight.

Mr. Kabiri further noted that it is not likely that this project would be a standalone bond proposition, but would instead be done as part of a package of propositions, so the voters would have other things on the ballot for them to consider. Councilmember Scott concurred that it should be placed on the ballot with other propositions and requested that this item be a standalone item on the ballot, and that is not coupled with other items such as increasing fire department capacity, or drainage projects. Mr. Kabiri noted that legally, each project must be placed on the ballot as a separate item and cannot be lumped into others.

Mayor Foreman noted that in closing, having a plan documented by Half and Associates, and recommended by KFB, allows the city to go out and compete for those grant dollars floating around from other entities. He stated that he did not expect for anyone to write a check for $9.4 million, however, there are those that would participate in this project in pieces or phases, and assist the city in getting some of this done because we are ready, with a shovel, and drawings and plans for this project. Mayor Foreman thanked Half and Associates, KFB and the staff that worked on getting this plan together.

7. WORK SESSION TOPICS

A. Receive and discuss an update regarding the Capital Improvement Projects.

Engineering Director Jil Arias presented the item and gave the following overview of the following projects:

- Fire Station #2 Reconstruction Project is 68% complete with the masonry and metal panels in place and tine interior framing is in progress. This project has a target date of completion of May 2023.

- Public Safety Building Expansion Project is 94% complete. The contractors are putting the finishing touches on some of the offices right now, and everything is looking really great over there right now. Target completion date for this project is April 2023. Council requested a tour of the facility.

- The Blackhawk Facility Renovation and Shelter Project started a couple of weeks ago. The operations and offices have been moved to the right side of the building to allow for the construction work to proceed. In spite of all the noise and banging, operations have not stopped and remain working 24/7. The shelter component of the project will be awarded in June, and begin in July, once the staff offices are moved to the completed space to make room for the shelter component.

- The Blackhawk Boulevard Phase II-B Project, which is the road from Geneva Dr. to Pennystone Way, has plans that are 90% complete. Staff will be meeting with the engineers tomorrow in order to go through the last comments, which should complete the design potion of this project done. Staff anticipates having the project awarded in May and have a cost estimate of a little over a $2 million. Mayor Foreman asked what the phases and costs of Blackhawk Boulevard's expansions. City Manager Morad Kabiri noted that the first phase was back in 2010, from El Dorado/Friendswood Link Road just short of FM 528, cost roughly $3.5 million. In 2013, the City had a bond election for streets, amongst other things, which helped take Blackhawk from Friendswood Link Road to Edenvale, FM 2351, which was about $5.5 million. The phase being presented by Mr. Arias is an estimated $2.4 million, and is a partnership with Harris County, Precinct 2.

- Blackhawk Boulevard, Phase II-C Project is the next part of the expansion of this boulevard and will take the road from Pennystone Way to FM 2351 and Thursa Lane to FM 528. Staff is working on a grant application for the Harris County, Precinct 2, 2023 Partnership Program in order to finish this portion of the road and possibly that of Phase II-D.

- The Council, in January 2023, awarded the engineering service contract related to the 24" Clear Creek Water Line Crossing Project, which is generally located parallel to FM 2351, from Surface State 2 to FM 518. Staff is working on getting this portion of the project kicked-off in the next few days but is waiting on the preliminary engineering report to be delivered first. This is an estimated $6.9 million project, with the majority of it being funded by funding from the American Rescue Plan Act (ARPA). Mr. Kabiri noted that this project will be paid for with money left over from the 2018 revenue bonds and the ARPA funds.

- The Surface Water Treatment Plant. Number #1 Tank Replacement is another project where ARPA funds are being used. This project is the results of the staff's evaluation of the ground storage, number one who determined that it was structurally deficient and needed rehab. However, as the rehabilitation costs were comparable to the replacement costs, it was determined that its replacement was what needed to happen.

- The Ground Storage Tank at Ground Water Plant #4 Project is a part of a bigger plan to help mitigate what is happening in the south side of Friendswood. All these water projects are being done in conjunction to increase water capacity by installing pipelines, like the 24-inch line, and then getting water to it will be stored. The ground storage tank that will be installed, will help to serve that growing area, which has a number of developments coming in, to include Friendswood Trails III, IV, possibly Phase V, and the Georgetown development.

- The Annalea Subdivision Infrastructure Upgrade Project, which was a part of the application that was made to the General Land Office (GLO) for Harvey infrastructure grant monies. This project was identified as being (1) an eligible area and (2) with eligible infrastructure. The project will rebuild several of the roads In this area and also upgrade the storm-sewer system.

- As it relates to the 2023 Impact Fee Assessment Study item, Mr Arias noted that soon, the City will need to renew its impact fees, and as a result, staff will be working on an RFQ in order to complete an impact fees analysis and assessment, which will then be brought to Council for action. He further noted that many surrounding cities are going through the same process and many of them have, as a results of these studies, raised their impact fees. Mr. Kabiri noted that the per state law, impact fees are required to be updated every five years, and regardless of what other communities have or are doing, there is a Capital Improvement Plan (CIP) assessment that's done for a 10-year window. He further noted that five years, before and after, the study window that's being reviewed regarding capacity needs, is the basis of what determines what goes into the City's impact fee.

- The Bay Area Boulevard Project is the one that just doesn't want to end as there have been so many delays due to the rains. The contractor can't move forward until the area is dry enough to work, so everyone is kind of at the mercy of rain right now.

- Lastly, Mr. Arias gave an overview of the TxDOT Projects and noted that the following for the FM 518 Curb and Ramp Project:
    - Construction continuing,
    - Traffic signals have been wired,
    - TxDOT working on change order to connect all signals together,
    - Signals will be energized once networked, old strand lights removed at that time, and

   - TxDOT exploring options to address brick pavers that do not meet specification.

- As it relates to the FM/FM 528 Intersection Improvements, Mr. Arias stated that unfortunately, there are no changes to the status of the City's submitted improvements, but staff will continue to push for the proposed solutions.

8. PROPOSED FLUM AMENDMENT AND ZONE MAP AMENDMENT CONCERNING 401 N. FRIENDSWOOD DR.

A. Conduct public hearings regarding a 36,823-square-foot tract of land out of Lot 1 of the Final Plat of Jeter Memorial Funeral Home, located at 401 N. Friendswood Drive, Friendswood, Galveston County, Texas, concerning (i) an amendment to the Friendswood Comprehensive Plan's Future Land use Map ("FLUM") to change the FLUM designation from Retail to Low-Density Residential and (ii) a request for a zone classification change from a Community Shopping Center District (CSC) to a Single-Family Residential Dwelling District (SFR).

At 7:20 P.M., Mayor Foreman opened the two public hearings and requested that staff give council an overview of the items.

Director of Community Development Aubrey Harbin presented the items and stated that the property subject to this hearing was originally Zone C1, or commercial on the City's 1970 zoning map. The request before the Council is to change a portion of the tract into single family residential. She further noted that currently the CSC zoning, is the City's broadest commercial district, and changing it to single family residential will allow the adjacent business owner to build his personal home on the property. Ms. Harbin noted that the property owner owns a funeral home on the same tract of land that has a special use permit said business. The Planning and Zoning Commission had their meeting on January12, 2023, and following the public hearing, voted five to zero to recommend the approval of the requested zone change.

There being no one signed up to speak on this At 7.:23 P.M., Mayor Foreman closed the public hearings.

B. Consider an ordinance amending the Friendswood Comprehensive Plan's Future Land Use Map ("FLUM") to change the FLUM designation from Retail to Low-Density Residential and amending the official zoning map to make a zone classification change from a Community Shopping Center District (CSC) to a Single-Family Residential Dwelling District (SFR) for a 36,823-square-foot tract of land out of Lot 1 of the Final Plat of Jeter Memorial Funeral Home, located at 401 N. Friendswood Drive, Friendswood, Galveston County, Texas.

A motion was made by Councilmember Scott and seconded by Councilmember Griffon to approve Ordinance No. 2023-5, as submitted, and related to Item 8.B. The vote was the following:

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

Nays: None.

The item passed unanimously.

ORDINANCE NO. 2023-5

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING THE FRIENDSWOOD COMPREHENSIVE PLAN TO UPDATE THE FUTURE LAND USE MAP ("FLUM") CONCERNING A 36,823-SQUARE-FOOT TRACT OF LAND OUT OF LOT 1 OF THE FINAL PLAT OF JETER MEMORIAL FUNERAL HOME LOCATED AT 401 N. FRIENDSWOOD DRIVE, FRIENDSWOOD, GALVESTON COUNTY, TEXAS, TO CHANGE THE FLUM DESIGNATION FROM RETAIL TO LOW-DENSITY RESIDENTIAL; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FRIENDSWOOD TO CHANGE THE CLASSIFICATION OF A 36,823-SQUARE-FOOT TRACT OF LAND OUT OF LOT 1 OF THE FINAL PLAT OF JETER MEMORIAL FUNERAL HOME LOCATED AT 401 N. FRIENDSWOOD DRIVE, FRIENDSWOOD, GALVESTON COUNTY, TEXAS, FROM A COMMUNITY SHOPPING CENTER DISTRICT (CSC) TO SINGLE-FAMILY RESIDENTIAL DWELLING DISTRICT (SFR); PROVIDING A MAXIMUM PENALTY OF TWO THOUSAND AND NO/100 DOLLARS ($2,000.00); REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY, PUBLICATION AND AN EFFECTIVE DATE.

9. CITY MANAGER'S REPORT

A. Recognize Renee Kross and Heather Van Dine for completing their Texas Municipal Clerk's Association (TMCA) certification/recertification.

City Manager Morad Kabiri presented the item and stated that Renee Kross from the City Secretary's Office and Heather Van Dine in the Engineering Department were recognized on Thursday, January 12th at the Texas Municipal Clerk's Association's Conference. He noted that this certification program is a professional development program with college/university-level courses for municipal clerks that requires approximately 200 hours of individual home study and online homework; examinations over four courses; and attendance at eight two-day seminars.

10. BUSINESS ITEMS

A. Consider awarding the 2023 Tank Rehabilitation Project to AO Industrial Solutions, LLC (Bid 2023-01.

This item awards the 2023 Tank Rehabilitation Project to AO Industrial Solutions, LLC, in the amount of $1,445,297, which is a savings of $661,958 from the Engineer's original project estimate. The scope of work for this project includes the maintenance and rehabilitation of four water tanks, including interior and exterior paint blasting and re-coating, repair of rusted and corroded ladders, metal plates, and appurtenances, and structural repairs.

A motion was made by Councilmember Rockey and seconded by Mayor Pro Tem Erenwert to award the 2023 Tank Rehabilitation Project to AO Industrial Solutions, LLC (Bid 2023-01). The vote was the following:

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

Nays: None.

The item passed unanimously.

B. Consider authorizing a Professional Services Agreement with Azavar Audit Solutions, Inc., d/b/a Azavar Government Solutions, for revenue and tax consulting services through The Interlocal Purchasing System.

A motion was made by Councilmember Rockey and seconded by Councilmember Griffon to authorize a Professional Services Agreement with Azavar Audit Solutions, Inc., d/b/a Azavar Government Solutions, for revenue and tax consulting services through The Interlocal Purchasing System. The vote was the following:

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

Nays: None.

The item passed unanimously.

C. Consider approving banner permit applications for the Knights of Columbus Council 8494's Fish Fry to be held at Mary Queen Catholic Church.

A motion was made by Councilmember Hanks and seconded by Councilmember Griffon to approve banner permit applications for the Knights of Columbus Council 8494's Fish Fry to be held at Mary Queen Catholic Church. The vote was the following:

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

Nays: None.

The item passed unanimously.

11. PROPOSED RESOLUTIONS & ORDINANCES

B. Consider an ordinance amending the City's General Budget for Fiscal Year 2022-2023 by approving "Budget Amendment IV" and providing for supplemental appropriation and/or transfer of certain funds.

This ordinance approves budget amendments for the following:

1. Public, Educational, and Governmental Access (PEG) Channel Enhancement, $31,750. Appropriate PEG funds for conceptual design services related to the City Council Chamber remodel project. The funding source will be restricted general fund balance from PEG Channel revenue.

2. Forest Bend Detention Pond – Construction Pay Application #5, $176,713. Appropriate advanced funding for Jerdon Enterprise Pay Application #5 for the construction of the Forest Bend Detention Pond. The City applied for and was awarded a reimbursement grant through the 2017 Community Development Block Grant – Disaster Recovery with Harris County to engineer and construct offline detention in coordination with the Forest Bend Homeowners Association. The funding source will be unassigned general fund balance and will be reimbursed once grant funding has been received from the grantor.

3. 2017 CDBG-DR (Harris County) Grant Reimbursement, $171,083. Appropriate funds received from the CDBG-DR (Harris County) grant program for the Forest Bend Detention Pond construction. The City received a reimbursement of $171,083 for construction services. Advance funding for pay application #1 was originally approved at the November 7, 2022 City Council meeting. Therefore, the funds will be appropriated back to unassigned general fund balance.

4. Forest Bend Detention Pond – Change Order #1 & #2, $24,744. Appropriate funding for change order #1 removing 16 trees in conflict with the detention pond and change order #2 for the relocation of an electrical line found inside the limits of the detention pond. These unanticipated expenditures are not reimbursable expenses through the CDBG-DR (Harris County) grant. Therefore, the funding source will be unassigned general fund balance.

5. VertLIEicrete Wall at Centennial Park & Lakes of Falcon Ridge – Change Order #2, $7,798. Appropriate funding for change order #2 adding a four-foot-wide pedestrian iron gate with a safety lock. The addition of the iron gate will improve security at Centennial Park and prevent unauthorized park entry outside of operational hours. The funding source will be unassigned general fund balance.

6. Engineering - Grant Administration Services, $7,000. Appropriate funding for Grant Administration Services awarded at the November 7, 2022 City Council meeting. The City of Friendswood recently evaluated Request for Proposals (RFP) submittals from qualified individuals or firms experienced in providing grant application development, grant administration, and grant management services. FEMA's two competitive mitigation grant programs provide states, local communities, tribes, and territories funding to address high-level future risks to natural disasters such as wildfires, drought, hurricanes, earthquakes, extreme heat, and increased flooding to foster greater community resilience and reduce disaster suffering. The vendor selected will assist the City

in meeting application requirements and submittal deadlines. The funding source will be Water Sewer Working Capital because the projects to be identified will be utility infrastructure related.

7. LIFEPAK® AED Units for Sports Park Facilities, $9,670. Appropriate funding for the purchase of (5) LIFEPAK AED units to be available at City sports park facilities. The LIFEPAK® CR2 defibrillator combines best-in-class technology with the simplicity and portability required for use by the general public in a sudden cardiac arrest (SCA) emergency. The Wi-Fi enabled devices provide step-by-step instructions, in both English and Spanish, for adult and pediatric patients. The funding source will be unassigned general fund balance appropriation to the Human Resources – Risk Management division.

8. Donation for Friends of the Library, $3,000. Appropriate donation received from the Friends of the Library. The donation will supplement funding needed to complete a small renovation project at the Friendswood Public Library. Funds will be appropriated to the Library's contract service budget.

9. Friendswood Historical Society – Annual Contract Increase, $2,500. Transfer funding from Mayor & Council budget to the Parks & Recreation Department for an increase to the annual contract with the Friendswood Historical Society. At the January 9, 2023 City Council meeting, a contractual increase from $15,000 to $17,500 was approved by Council. The governing body elected to transfer funding available from operational savings in the Mayor & Council budget.

10. Information Technology – Remote Support Software, $27,037. Appropriate funding for the purchase and implementation of a remote support software solution. Remote support gives helpdesk teams the ability to quickly and securely access, control, troubleshoot, repair, and audit any remote device connections currently being used by 3rd party service providers. This layered defense tool will help Information Technology maintain critical security standards. The funding source will be unassigned general fund balance.

11. Information Technology – Video Security Systems, $55,250. Appropriate funding for the purchase and installation of two video security systems. In response to a request from a concerned citizen, a security system will be installed at the Senior Activities facility. The Friendswood Public Library will also receive an upgrade and expansion to the current video security system. The funding source will be unassigned general fund balance.

12. Engineering – Professional Services Water System Improvements, $1,155,809. Appropriate funding for professional engineering services related to the Clear Creek Crossing waterline project and a new ground storage tank and pump improvements at Surface Water Plant #1. The contract amendment was approved at the January 9, 2023 City Council meeting. The funding source will be 2016 Water Sewer Bond Construction funds.

13. Blackhawk Renovation – Expenditures in Excess of Bond Funds, $9,225. Appropriate funds for expenditures in excess of bond funds on the Blackhawk Renovation project. This appropriation will cover Material Testing at the construction site. Funding source will be Water & Sewer Working Capital.

14. Utility Relocation ("Piperack") & Deepwood Flood Control – Archeological Survey, $30,000. Appropriate funds for expenditures in excess of grant funds on the Utility Relocation at Clear Creek Bridge and the Deepwood Flood Control Project. Although these projects are mainly funded by the Community Development Block Grant – Disaster Recovery with Galveston County, the required Archeological Survey was unanticipated and currently not included with authorized grant funds. City Staff will continue working with the General Land Office (GLO) to request a budget table adjustment which would cover the cultural survey work. If approved by the GLO, the grant would reimburse the general fund at a later date. To prevent further timeline delays, the funding source will be unassigned general fund balance.

A motion was made by Councilmember Scott and seconded by Councilmember Branson to approve Ordinance No. 2023-6, as submitted, and related to Item 11.B. The vote was the following:

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

Nays: None.

The item passed unanimously.

ORDINANCE NO. 2023-6

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AMENDING ORDINANCE NO. 2022-19, PASSED AND APPROVED AUGUST 29, 2022, SAME BEING AN ORDINANCE APPROVING AND ADOPTING THE CITY'S GENERAL BUDGET FOR FISCAL YEAR 2022-23, BY APPROVING "BUDGET AMENDMENT IV" THERETO; PROVIDING FOR SUPPLEMENTAL APPROPRIATION AND/OR TRANSFER OF CERTAIN FUNDS; PROVIDING FOR SEVERABILITY; PROVIDING OTHER MATTERS RELATED TO THE SUBJECT; AND PROVIDING FOR THE EFFECTIVE DATE.

C. Consider an ordinance ordering the City of Friendswood General Election to be held on May 6, 2023, for the purpose of electing councilmembers for Position Nos. 2 and 5.

This ordinance calls for the City of Friendswood (the "City") General Election to be held on May 6, 2023, for the purpose of electing councilmembers from Position Nos. 2 and 5. The City will contract with both Harris County and Galveston County for election services related to the May 6th election; thus, many of the details regarding the election have not been finalized at this time. The City Secretary's Office will post all election-related information on the City's notice boards and website as it becomes available in the languages required under the law.

A motion was made by Councilmember Scott and seconded by Councilmember Hanks to approve Ordinance No. 2023-7, as submitted, and related to Item 11.C. The vote was the following:

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

Nays: None.

The item passed unanimously.

ORDINANCE NO. 2023-7

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, ORDERING THE GENERAL ELECTION TO BE HELD ON THE 6TH DAY OF MAY, 2023, FOR THE PURPOSE OF ELECTING TWO COUNCILMEMBERS FOR POSITIONS TWO (2) AND FIVE (5); MAKING OTHER PROVISIONS RELATED TO SUCH ELECTION; AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

12. CONSENT AGENDA

A motion was made by Councilmember Scott and seconded by Councilmember Hanks to approve the Consent Agenda, Items 12.A through 12.L. The vote was the following:

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

Nays: None.

The item passed unanimously.

A. Consider a resolution designating the Mayor as the City's representative in seeking eligible grant funds under the General Victim Assistance Direct Services Program; and authorizing the submission of such grant application to the Criminal Justice Division of the Office of Governor.

RESOLUTION NO. R2023-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, DESIGNATING THE MAYOR AS THE CITY'S REPRESENTATIVE IN SEEKING ELIGIBLE GRANT FUNDS UNDER GENERAL VICTIM ASSISTANCE DIRECT SERVICES PROGRAM; AUTHORIZING THE SUBMISSION OF SUCH GRANT APPLICATION TO THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF GOVERNOR; AUTHORIZING THE REQUISITE IN-KIND MATCH; AND PROVIDING AN
EFFECTIVE DATE.

B. Consider a resolution ratifying and approving the City of Friendswood's application to the Office of the Governor for the FY2023-2024 State Homeland Security Grant Program to fund

the purchase of Mobile Fingerprint Readers to be used by patrol division to collect the fingerprint of potential individuals on traffic stops, active scenes, or at crime scenes to ascertain positive identification and potential warrant status; and authorizing a representative to accept or affirm any resulting grant award.

RESOLUTION NO. R2023-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, RATIFYING AND APPROVING THE CITY'S APPLICATION TO THE OFFICE OF THE GOVERNOR FOR THE FY2023-2024 STATE HOMELAND SECURITY GRANT PROGRAM IN THE AMOUNT OF THREE THOUSAND THREE HUNDRED AND NO/100 DOLLARS ($3,300.00) TO FUND THE PURCHASE OF MOBILE FINGERPRINT READERS TO BE USED BY PATROL DIVISION TO COLLECT THE FINGERPRINT OF POTENTIAL INDIVIDUALS ON TRAFFIC STOPS, ACTIVE SCENES, OR AT CRIME SCENES TO ASCERTAIN POSITIVE IDENTIFICATION AND POTENTIAL WARRANT STATUS; AUTHORIZING THE REPRESENTATIVE TO ACCEPT OR AFFIRM ANY GRANT AWARD THAT MAY RESULT THEREFROM; AND PROVIDING FOR THE EFFECTIVE DATE.

C. Consider a resolution ratifying and approving the City of Friendswood's application to the Office of the Governor for the FY2023-2024 State Homeland Security Grant Program to fund the purchase of EMS Response Supplies for Friendswood EMS specifically designed to treat abdominal wounds and will be maintained to respond to active attacks; and authorizing a representative to accept affirm any resulting grant award.

RESOLUTION NO. R2023-4

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, RATIFYING AND APPROVING THE CITY'S APPLICATION TO THE OFFICE OF THE GOVERNOR FOR THE FY2023-2024 STATE HOMELAND SECURITY GRANT PROGRAM IN THE AMOUNT OF EIGHT THOUSAND NINE HUNDRED SEVENTY AND NO/100 DOLLARS ($8,970.00) TO FUND FRIENDSWOOD EMS RESPONSE SUPPLIES; AUTHORIZING THE REPRESENTATIVE TO ACCEPT OR AFFIRM ANY GRANT AWARD THAT MAY RESULT THEREFROM; AND PROVIDING FOR THE EFFECTIVE DATE.

D. Consider a resolution ratifying and approving the City of Friendswood's application to the Office of the Governor for the FY2023-24 Urban Area Security Initiative Grant Program to fund the purchase of training equipment for use in the Tactical Combat Casualty Care course for EMS, Police and Fire first responders; and authorizing a representative to accept or affirm any resulting grant award.

RESOLUTION NO. R2023-5

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, RATIFYING AND APPROVING THE CITY'S APPLICATION TO THE

OFFICE OF THE GOVERNOR FOR THE FY2023-24 URBAN AREA SECURITY INITIATIVE GRANT PROGRAM IN THE AMOUNT OF SEVEN THOUSAND FIVE HUNDRED EIGHTY-NINE AND 95/100 DOLLARS ($7,589.95) TO FUND TRAINING EQUIPMENT FOR USE IN THE TACTICAL COMBAT CASUALTY CARE COURSE FOR EMS, POLICE AND FIRE FIRST RESPONDERS; AUTHORIZING THE REPRESENTATIVE TO ACCEPT OR AFFIRM ANY GRANT AWARD THAT MAY RESULT THEREFROM; AND PROVIDING FOR THE EFFECTIVE DATE.

E. Consider authorizing the final acceptance of the Red Ball Oxygen Waterline Improvements Project at the completion of the contractor's one-year maintenance period and release the maintenance bond.

F. Consider authorizing a Memorandum of Understanding with the Estate of George A. Bofysil, Jr., concerning the timing of the Estate's payment of its portion of the Developer Contribution under the Agreement for Funding of Public Improvements dated May 7, 2018.

This item allows the City Council to authorize a Memorandum of Understanding with the Estate of George A. Bofysil, Jr., (the "Estate") concerning the timing of the Estate's payment of its portion of the Developer Contribution under the Agreement for Funding of Public Improvements dated May 7, 2018 (the "Agreement").

The Agreement was between the City and three property owners, including the Estate. Each of the three property owners agreed to contribute $200,000, which was to be used by the City as matching funds for Galveston County's construction of Friendswood Lakes Boulevard. When the Agreement was entered into, it was believed that the Estate's property would soon be sold for a retail development. As such, the Estate was to contribute its $200,000 upon the latter of the following:

1. commencement of development activities (evidenced by the commencement of grading activities initiated by such Developer) other than in connection with the Approved Project, on their respective portions of such Developer's Property or
2. completion of the Approved Project in accordance with the Approved Project Scope,

Because there have been no development activities on the Estate's property, the Estate's contribution is not yet due. This MOU clarifies that the Estate will pay its contribution on (i) the date that development activities occur on its property or (ii) the date the Estate sells its property, whichever is later.

If approved, this MOU will be recorded in the real property records of Galveston County.

G. Consider a resolution authorizing the Agreement for the Temporary Closure of State right-of-way with the Texas Department of Transportation for the temporary closure of FM 2351 for the 2023 Youth Sports Day Parade.

RESOLUTION NO. R2023-6

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, AUTHORIZING THE AGREEMENT WITH FOR THE TEMPORARY

CLOSURE OF STATE RIGHT-OF-WAY WITH THE STATE OF TEXAS FOR THE 2023 YOUTH SPORTS DAY PARADE; AND PROVIDING AN EFFECTIVE DATE.

H. Consider authorizing the purchase of replacement modems for the City's lift stations, water wells, and surface water plants as well as equipment necessary to provide updated connectivity and remote monitoring of the modems from RCN Technologies through the Texas Department of Information Resources.

This item authorizes the purchase of IT equipment through the Department of Information Resource's Contract Number DIR-CPO-4458 in the amount of $52,920.93. The replacement 5G devices will update the connectivity equipment and allow monitoring of the modem's connectivity.

I. Consider authorizing the Fourth Amendment to the Contract for Professional Services -- Engineer with Kimley-Horn and Associates, Inc., for the Utility Relocation Project and the Deepwood Flood Control Project to perform Phase I Cultural Resources Surveys.

The City entered into the Contract for Professional Services - Engineer with Kimley-Horn and Associates, Inc., on December 20, 2020, for the Utility Relocation Project and the Deepwood Flood Control Project (collectively the "Projects") Since that time, the City entered into the following three amendments:

Amendment No. 1 -- Environmental Assessment Services
Amendment No. 2 -- GLO Easement Coordination
Amendment No. 3 -- Tree Mitigation Plan

While coordinating with the Texas Historical Commission ("THC") for the Projects, the THC determined that archeological surveys are required. As such, this Fourth Amendment authorizes such surveys to be performed for both project sites for a lump sum of $30,000.

J. Consider authorizing Change Order No. 5 with Christensen Building Group, LLC, for the Fire Station No. Two Reconstruction and Training Field Upgrades Project.

This item authorizes Change Order No. 5 with Christensen Building Group, LLC, for Fire Station #2 Reconstruction and Training Field Upgrades Project in the amount $115,169.81.

The CO will address the following items related to the construction of Fire Station #2:

- Electrical modifications to upgrade the facility's stand-by generator from single phase power to three phase power utilizing the generator previously located at the old Fire Station #1 adjacent to City Hall. The continued use of the old generator from Station #2 would have necessitated the installation of variable frequency drives to power some equipment, which would have presented future maintenance challenges. The old Station #1 was reconditioned, which prevented the need to purchase a new generator.
- Addition of an RFID reader to the gate adjacent to the building to allow authorized personnel to enter the training facility. A security camera will also be installed.

- Installation of a fire suppression system at the kitchen stove.
- Modifications to piers and footings which have been necessitated by the selection of a different training tower than that which was originally considered during the initial design of this project.

K. Consider approving the ad valorem tax report for December 2022.

L. Consider approving the minutes of the City Council Regular Meeting held on January 9, 2023.

13. ADJOURNMENT

With there being no further business to discuss, Mayor Foreman adjourned the February 6, 2023, City Council Regular Meeting at 7:29 P.M.

Mike Foreman, Mayor

Attest:

Leticia Brysch, City Secretary

CITY OF FRIENDSWOOD
STATE OF TEXAS