



**CITY COUNCIL REGULAR MEETING
TUESDAY, MAY 14, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
910 S. FRIENDSWOOD DR, FRIENDSWOOD, TEXAS 77546**

AGENDA

1. CALL TO ORDER

2. INVOCATION

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

4. PUBLIC COMMENT

In order to comply with the provisions of the Texas Open Meetings Act, the City Council may not deliberate any item not listed on the agenda, as such, the City Council will listen to public comment and may (i) refer the item to City Management for further action or (ii) direct staff for the placement of said item on a future agenda. During public comment, the public shall comply with the Council's rules of decorum.

5. COUNCIL COMMENTS AND REPORTS

Notice is hereby given in accordance with Section 551.0415 of the Texas Government Code, the City Council of the City of Friendswood may receive reports about items of community interest from City staff and/or a member of the City Council, but no action or possible action shall be taken or discussed concerning the subject of such report.

- A. Recognize Councilmember Steve Rockey for his 12 years of service on the City of Friendswood City Council.

6. ELECTION CANVASS

- A. Canvass the returns of the City of Friendswood Special Election held on May 4, 2024.
- B. Consider an ordinance declaring the results of the City of Friendswood Special Election held on May 4, 2024.

7. SWEARING-IN CEREMONY

- A. Administer the oath of office to Mike Foreman for the office of Mayor, John Ellisor for the office of Councilmember, Position No. 1, and Trish Hanks for the office of Councilmember, Position No. 3.

8. BUSINESS ITEMS

- A. Consider the election of the Mayor Pro Tem.

9. ADJOURNMENT

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

THE CITY OF FRIENDSWOOD IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. REASONABLE ACCOMMODATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST. PLEASE CONTACT THE CITY SECRETARY'S OFFICE BY PHONE AT (281) 996-3270, FAX (281) 482-1634, OR CONTACT (281) 996-3270 VIA RELAY TEXAS AT 711 OR 1-800-735-2988 FOR TYY SERVICES. FOR MORE INFORMATION CONCERNING RELAY TEXAS, PLEASE VISIT: [HTTP://RELAYTEXAS.COM](http://RELAYTEXAS.COM).



Leticia Brysch, City Secretary

Posted in compliance with the Open Meetings Act on this
8th day of May 2024, at 5:00 P.M.



FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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

Date requested for City Council consideration: May 14, 2024

Date submitted: 02/14/2024

Prepared by: Leticia Brysch, Assistant City Manager/City Secretary

Subject: Recognize Councilmember Steve Rockey for his 12 years of service on the City of Friendswood City Council.

Originating Department: City Secretary

Degree of importance:

SUMMARY / ORIGINATING CAUSE

This item allows the members of the Council to recognize outgoing Councilmember for Position No. 1, Steve Rockey for his years of service on the Friendswood City Council.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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

Date requested for City Council consideration: May 14, 2024

Date submitted: 02/14/2024

Prepared by: Leticia Brysch, Assistant City Manager/City Secretary

Subject: Canvass the returns of the City of Friendswood Special Election held on May 4, 2024.

Originating Department: City Secretary

Degree of importance: High. This is a duty required under the Texas Election Code and is necessary to make the election results official.

SUMMARY / ORIGINATING CAUSE

Pursuant to Chapter 67 of the Texas Election Code, the "canvass" is the name given to the official examination of the votes cast in an election. Every general and special election held in Texas must be canvassed per Sections 67.001 and 67.002 of the Texas Election Code. The law imposes an unavoidable duty on political subdivisions to canvass elections in an official meeting in order to formally accept the results of an election.

This canvass will make the results of the City of Friendswood Special Election held on May 4, 2024, final and official. These results include all election day, early voting by personal appearance and by mail, and provisional votes for or against Proposition A for the reauthorization of the City's Street Maintenance Sales and Use Tax for another four years, and will be presented to the Council at the meeting.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

Complete the canvass pursuant to State Law.

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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

Date requested for City Council consideration: May 14, 2024

Date submitted: 02/14/2024

Prepared by: Leticia Brysch, Assistant City Manager/City Secretary

Subject: Consider an ordinance declaring the results of the City of Friendswood Special Election held on May 4, 2024.

Originating Department: City Secretary

Degree of importance: Legal requirement to declare election results official.

SUMMARY / ORIGINATING CAUSE

This proposed ordinance declares the results of the City of Friendswood Special Election held on Saturday, May 4, 2024, in which residents voted for or against Proposition A for the reauthorization of the City's Street Maintenance Sales and Use Tax for the maintenance and repair of existing streets for another four years.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

RECOMMENDATIONS

Staff recommends approval.

ATTACHMENTS

1. Ordinance - Election Results

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRIENDSWOOD, TEXAS, DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD MAY 4, 2024, CONCERNING THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF FRIENDSWOOD AT THE RATE OF THREE-EIGHTHS OF ONE PERCENT TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; MAKING OTHER PROVISIONS RELATED TO SUCH ELECTION; AND PROVIDING FOR THE EFFECTIVE DATE.

WHEREAS, the City Council of the City of Friendswood on January 8, 2024, ordered a special election to be held on May 4, 2024, for the purpose of reauthorizing the local sales and use tax in the City of Friendswood at the rate of three-eighths of one percent to continue providing revenue for maintenance and repair of municipal streets (the "Election"); and

WHEREAS, on May 4, 2024, the Election was held under and pursuant to the provisions of the ordinance calling such election as well as the provisions of the City's Charter and state law; and

WHEREAS, between April 30, 2024, and May 13, 2024, the early voting ballot board of Galveston County met to qualify ballots by mail and to verify and count provisional ballots pursuant to Chapter 65 of the Texas Election Code; and

WHEREAS, pursuant to Chapter 67 of the Texas Election Code, the City Council of the City of Friendswood, at a special council meeting held on May 14, 2024, canvassed the returns of the Election concerning the reauthorization of the local sales and use tax in the City of Friendswood at the rate of three-eighths of one percent to continue providing revenue for maintenance and repair of municipal streets; and

WHEREAS, the notices of the Election having been duly and properly given as required by law and as provided in the ordinance calling each such election, the Election having been duly and regularly held according to law, the returns thereof having been duly made and the Election Judges having certified the results of the Election as hereinafter set out, and the City Council having duly and regularly canvassed the returns of the Election, the City Council finds that the total votes cast at the Election were as follows:

CITY OF FRIENDSWOOD PROPOSITION A

The reauthorization of the local sales and use tax in the City of Friendswood at the rate of three-eighths of one percent to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.

For..... 1,361 votes

Against.....420 votes

(the "Election Returns"); and

WHEREAS, the City Council of the City of Friendswood finds the Election Returns set out above to be accurate and correct and that no election protest or contest has been filed with the City Council or instituted in connection with the Election Returns; and

WHEREAS, because the votes cast for the proposition exceeded the votes cast against the same, the City Council, pursuant to its election order and Section 9.005 of the Texas Local Government Code, by this ordinance, enters its order in the records of the City of Friendswood declaring Proposition No. A passed; NOW THEREFORE,

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

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

Section 2. That the City Council of the City of Friendswood, Texas, based upon the results of the Election concerning the reauthorization of the local sales and use tax at a rate of three-eighths of one percent for maintenance and repair of municipal streets held on May 4, 2024, finds that a majority of the electors in the City of Friendswood voted "For" the following proposition at the Election:

CITY OF FRIENDSWOOD PROPOSITION A

The reauthorization of the local sales and use tax in the City of Friendswood at the rate of three-eighths of one percent to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.

Accordingly, the local sales and use tax of three-eighths of one percent in the City of Friendswood is reauthorized to provide continued revenue for maintenance and repair of municipal streets.

Section 3. That the City Council hereby directs the City Secretary to notify the Comptroller of the State of Texas of the reauthorization of the City's local sales and use tax under Chapter 327 of the Texas Tax Code by providing by United States registered or certified mail a certified copy of this ordinance, a map of the City of Friendswood, and any other required documentation for the administration of the tax.

Section 4. This ordinance shall take effect immediately from and after its passage by the City Council of the City of Friendswood, Texas.

INTRODUCED, READ, AND PASSED on first reading by the affirmative vote of the City Council of the City of Friendswood this 14th day of May, 2024.

MIKE FOREMAN, Mayor

ATTEST:

LETICIA BRYSCH, City Secretary

APPROVED AS TO FORM:

KAREN L. HORNER, City Attorney

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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Date requested for City Council consideration: May 14, 2024

Date submitted: 02/14/2024

Prepared by: Leticia Brysch, Assistant City Manager/City Secretary

Subject: Administer the oath of office to Mike Foreman for the office of Mayor, John Ellisor for the office of Councilmember, Position No. 1, and Trish Hanks for the office of Councilmember, Position No. 3.

Originating Department: City Secretary

Degree of importance:

SUMMARY / ORIGINATING CAUSE

This item allows Judge James Woltz to administer the oath of office to Mike Foreman for the office of Mayor and Trish Hanks for the office of Councilmember, Position No. 3; and Judge Kerry Neves to administer the oath of office to John Ellisor for the office of Councilmember, Position No. 1.

Ordinance No. 2024-07, declared the above noted individuals as being unopposed and deleted to their respective positions. In compliance with Section 2.055(e) of the Texas Election Code, the three candidates will be qualified for their office in the same manner as provided for candidates elected at an election.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

Complete the qualifications of incoming members of Council.

RECOMMENDATIONS

Staff recommends the administration of these oaths of office.

ATTACHMENTS

FRIENDSWOOD CITY COUNCIL AGENDA ITEM FORM

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

Date requested for City Council consideration: May 14, 2024

Date submitted: 03/25/2024

Prepared by: Glenda Faulkner, Director of Communications

Subject: Consider the election of the Mayor Pro Tem.

Originating Department: City Secretary

Degree of importance:

SUMMARY / ORIGINATING CAUSE

This item allows the Council to elect the Mayor Pro Tem to serve for a one-year term beginning immediately and ending at the next regular Council meeting following the canvass of the May 3, 2025, General Election.

The City Charter provides in Section 3.05 states in part that:

The Mayor Pro Tem shall be a councilmember elected by the City Council at the next regular City Council meeting following the canvassing of returns and declaring of the results of each regular City election or as soon thereafter as practical. The Mayor Pro Tem shall act as Mayor during the disability or absence of the Mayor and in this capacity shall have the rights and duties conferred upon the Mayor.

IMMINENT CONSEQUENCES / BENEFIT TO COMMUNITY

The appointment of the Mayor Pro Tem provides for a designee to support the Mayor in his duties and obligations and to act in the Mayor's absence. This may include the need for the Mayor Pro Tem to relocate to the City of Bryan in the event that the city activates that location as a back-up communications/emergency management site.

RECOMMENDATIONS

Elect a Mayor Pro Tem.

ATTACHMENTS