

MINUTES OF A REGULAR MEETING OF THE FRIENDSWOOD CITY COUNCIL THAT WAS HELD ON MONDAY, **MAY 06, 2019**, AT 5:30 PM AT FRIENDSWOOD CITY HALL COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, WITH THE FOLLOWING PRESENT CONSTITUTING A QUORUM:

MAYOR	MIKE FOREMAN
MAYOR PRO-TEM	JOHN SCOTT
COUNCILMEMBER	STEVE ROCKEY
COUNCILMEMBER	SALLY BRANSON
COUNCILMEMBER	TRISH HANKS
COUNCILMEMBER	ROBERT J. GRIFFON
COUNCILMEMBER	CARL GUSTAFSON
CITY ATTORNEY	MARY KAY FISCHER
CITY MANAGER	MORAD KABIRI
CITY SECRETARY	MELINDA WELSH

Deirdre Brown, Friendswood resident, addressed Council and stated she has been a harsh critic of several councilmembers in the past, including Councilmember Gustafson. Post Hurricane Harvey, Councilmember Gustafson was one of the few that questioned drainage issues and kept the issue alive, and appreciates Councilmembers Hanks and Griffon for their help on the floodplain map. Ms. Brown stated she agrees with Ms. Lovely that a permanent committee or subcommittee should be created and led by citizens working with a Council liaison. She thanked Councilmember Gustafson and his family for their service to the city. She further stated that she found the past election to be one of the worst in the history of the City of Friendswood, believes the city will be sorry to find qualified candidates in the future if families will get attacked, and leadership should denounce such attacks. It was challenging for her to decide who to vote

for, thanked Councilmember Gustafson on behalf of the community and apologized to him and his family. Encourages everyone to be mindful of when you attack someone it can be hurtful, speak out against attacks when you see them, and thank those who give their time and serve the community.

WORK SESSION

Mayor Foreman opened the discussion regarding Drainage Subcommittee recommendations. City Manager Morad Kabiri presented a PowerPoint presentation regarding recommendations from the Drainage Subcommittee. At the April Council meeting, the Drainage Subcommittee gave a presentation related to the subcommittee's activities over the prior nine months, quite a bit of information conveyed to Council, placed this agenda item on the agenda to allow Council another opportunity to review the recommendations, and allow Council to offer input and ask questions. There were eleven recommendations found by the Drainage Subcommittee ranging from things as simple as evaluations of future opportunities and issues that may exist to concrete actions that the subcommittee would like Council to address in the immediate future. Recommendation No. 1 is that Council needs to clearly state, through a resolution, that the work of the subcommittee generates a cause for action to mitigate rainstorm flood events. There is a resolution later on the agenda for Council to consider, outlines that Council believes flooding is an issue of concern and the findings of the subcommittee warrant a call for action. Recommendation No. 2 is related to work the city did in conjunction with Rice University Professor Doctor Phil Bedient and his team. Dr. Bedient was hired by the city to do a drainage model of the entire Clear Creek Watershed with focus on the City of Friendswood in order to get a better understanding of how rainfall throughout the watershed impacts the city. Recommendation No. 2 is that Council accepts that there are a number of mitigation projects that involve the main stem of Clear Creek that need to be pursued to completion to significantly reduce flooding in the City of Friendswood. With the assistance of Dr. Bedient and his team, a number of projects were modeled and stimulated, moving forward a project can be approached for the city to get the best return on the investment. A number of the findings determined that terracing helped improve not the width of Clear Creek but the width of Clear Creek above the ordinary high water mark during major storm events and would greatly enhance flood mitigation within the City of Friendswood. Moving forward, the city will have to do further engineering and scoping to understand the full benefits of these improvements, and the project modeling is only conceptual. The biggest thing from this recommendation is that the city needs to be working and focused on projects that impact the main stem of Clear Creek and not focus as much on other tributaries that come into the main stem. Recommendation No. 3 is to propose a bond proposition to voters of approximately \$32 Million worth of drainage projects over the next 15 years. The \$32 Million would be the city's share of the work, all projects would involve the main stem of Clear Creek, seed money the city would need to put forward to find partnership opportunities with other agencies, estimation of the costs of projects and grant opportunities, estimated total costs of projects with the best benefit for the City of Friendswood is \$173 Million, would greatly reduce flooding in Friendswood, but would not fix everything.

Discussion took place between Mayor, Council, and Staff regarding Recommendation No. 3 to propose a bond proposition of \$32 Million worth of drainage projects, would have to be for projects within Friendswood, have to also weigh other demands that exist in the city with facilities and transportation, consider impact to taxpayers, costs associated with projects increase over time, and an example was given of the Blackhawk Boulevard project. The ballot language would be fairly broad, will have flexibility in the bond language, \$32 Million worth of projects along Clear Creek drainage system within the City of Friendswood to tackle flood mitigation projects, as future grant opportunities present themselves in future years the city does not want to be hamstrung to the projects it can pursue, and intent is to issue the debt as projects and partnership opportunities come up. The project that will have the biggest benefit to the City of Friendswood is terracing.

City Manager Morad Kabiri continued with the Drainage Subcommittee recommendation presentation. Recommendation No. 4 is to hire a long-term Clear Creek Watershed Drainage Coordinator to create a long-term strategy and constancy of purpose. The city has historically operated with one Professional Engineer (PE) on staff dedicated to engineering activities. Daily demands on the organization as well as the impact of Hurricane Harvey necessitates the need for two Professional Engineers. A dedicated person is needed to oversee drainage needs of the community. Recommendation No. 5 is that the city should review and change its current permitting criteria regarding drainage to reflect the realities of the types of

storms that occur here. Since Hurricane Harvey, the city has adopted the latest and greatest Flood Insurance Rate Maps, and National Oceanic and Atmospheric Administration (NOAA) established new rainfall intensity curves for properties that are currently in the floodplain. Recommendation No. 6 is for the city to acquire properties along Clear Creek to meet the demand for drainage projects along the main stem of Clear Creek. Staff has identified a number of properties that still need to be acquired, and the intent is to pursue buyouts through annual programs that exist in areas where there are no homes or structures. Recommendation No. 7 is the city should be proactive in regards to the management of the flow of water down Clear Creek. The city should take the leadership role in organizing municipalities along Clear Creek to create a common purpose in fixing the creek. With additional engineering help, greater regional participation/coordination activities will take place with neighboring agencies. The Flood Vulnerability Study by Dr. Bedient can be taken on the road to share with the United States Army Corps of Engineers, Harris County Flood Control District, City of Pearland, City of League City, Galveston Consolidated Drainage District, and other neighboring agencies. Recommendation No. 8 is to evaluate various efforts to restructure watershed management currently being contemplated at the county and state levels. There have been proposals to create additional layers of government and additional layers of taxes to have an authority to oversee development within the watershed and to be the regulatory agency. Recommendation No. 9 is to focus on the future and do not seek redress for changes that have occurred to Clear Creek in years' past. Recommendation No. 10 is that localized areas in Friendswood impacted by smaller storms then that of Hurricane Harvey should be addressed by the city separate and apart from the mitigation projects proposed on Clear Creek. Recommendation No. 11 is to increase monitoring resources and technology along Clear Creek and its tributaries to improve response capabilities.

Discussion took place between Mayor, Council, and Staff regarding that the proposed \$32 Million bond projects are identified as terracing, bridge elevations, and buyouts. Other projects mentioned or other recommendations are not part of the \$32 Million proposed bond projects. Projects outside the proposed projects and items improving localized drainage issues will be tackled with partnership opportunities, available grants, or the city's operating budget within the Public Works Department. The Drainage Coordinator position is estimated to cost \$200,000, includes salary and benefits, plus dollars to pursue additional study efforts to keep drainage model moving forward. All current budget funds have been spent for Dr. Bedient's survey, any future studies would need to be authorized by Council for additional funds.

With concurrence of Council, Mayor Foreman moved to Agenda Item 8, Special Recognition and Acknowledgements.

SPECIAL RECOGNITION AND ACKNOWLEDGEMENTS

Deer Park Library Director Rebecca Pool, representing the Texas Municipal Library Directors Association, presented the Achievement of Library Excellence Award for 2018 to Library Director Matt Riley. Ms. Pool stated the Friendswood Public Library was in the top 10% of libraries in the state of Texas. Mr. Riley introduced library Staff members and Library Board members who were present at the meeting.

With concurrence of Council, Mayor Foreman moved to Agenda Item 6, Closed Executive Sessions.

CLOSED EXECUTIVE SESSION

Mayor Foreman asked if anyone would like to speak regarding Executive Session. No one spoke.

Council convened into Executive Session in accordance with Texas Government Code, pursuant to Section 551.072 – Deliberations about Real Property – to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governing body in negotiations with a third party with possible discussion and action related thereto in open session.(park land), and Section 551.074 – Personnel Matters; to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee with possible discussion and action related thereto in open session (Evaluation of the City Manager).

RECONVENE INTO OPEN SESSION

Council reconvened into Open Session with action taken later in the meeting regarding Section 551.074 – Personnel Matters; to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee with possible discussion and action related thereto in open session (Evaluation of the City Manager).

With concurrence of Council, Mayor Foreman moved to Agenda Item 9, Joint Public Hearings.

JOINT PUBLIC HEARINGS

Mayor Foreman and Planning and Zoning Commission Chair Joe Matranga called a Joint Public Hearing to order to receive comments from the public both oral and written, regarding amending the City of Friendswood Code of Ordinances, Appendix C, Zoning Ordinance “Section 8.N.1. Geographic limits” regarding proposed amendments to the established boundary of the Downtown District.

Community Development Director/City Planner Aubrey Harbin explained that recently the Planning and Zoning Commission workshoped these changes with Council, changes are to the Downtown District, and broke changes into five different categories or ordinances. This request is to amend the Downtown District boundary to include property located at 110 Whispering Pines, original Downtown District boundary was established in 2007, and the boundary was amended shortly thereafter in 2008 to expand the Downtown District to the creek. Other regulations that use the Downtown District boundary as a reference include the Neighborhood Empowerment Zone, and sales tax election for the 4B funds managed by Friendswood Downtown Economic Development Corporation. This request would expand the Downtown District boundary to include the one additional property.

Planning and Zoning Commission Chair Matranga asked if anyone would like to speak in favor or in opposition of the request. No one spoke.

Planning and Zoning Commission Chair Matranga adjourned the Planning and Zoning Commission’s portion of the Joint Public Hearing. Mayor Foreman left Council’s portion of the Joint Public Hearing open.

Mayor Foreman and Planning and Zoning Commission Chair Joe Matranga called a Joint Public Hearing to order to receive comments from the public both oral and written, regarding amending the City of Friendswood Code of Ordinances, Appendix C, Zoning Ordinance “Section 8. F. Off-street parking and loading regulations” to relocate Downtown District (DD) related language to “Section 8.N.3. Parking” and amendments to reduce the head in parking distance requirement from 400 feet to 75 feet, including minor grammatical corrections.

Community Development Director/City Planner Aubrey Harbin explained that the current head in parking requirement in the Downtown District is at least 400 feet from FM 518, and the Planning and Zoning Commission’s recommendation is to reduce the distance requirement to 75 feet, consistent with spacing requirements for a driveway from a major thoroughfare per the Design Criteria Manual. Staff drafted changes in language for clarity and duplicate parking requirements that pertain to the Zoning Ordinance that includes Downtown District regulations.

Planning and Zoning Commission Chair Matranga asked if anyone would like to speak in favor or in opposition of the request. No one spoke.

Planning and Zoning Commission Chair Matranga adjourned the Planning and Zoning Commission’s portion of the Joint Public Hearing. Mayor Foreman left Council’s portion of the Joint Public Hearing open.

Mayor Foreman and Planning and Zoning Commission Chair Joe Matranga called a Joint Public Hearing to order to receive comments from the public both oral and written, regarding amending the City of Friendswood Code of Ordinances, Appendix C, Zoning Ordinance “Section 7.I.” and “Section 8.N.4.” to allow cement fiber board installed as lap siding in the Downtown District (DD); “Section 8.N.4.” to change the fenestration requirements in the Downtown District (DD), and “Section 8.N.4.” to restate that service

laterals must be installed underground, prohibit garage bay doors from fronting FM 518 in certain situations, limit exterior building colors to earth tone colors, require that screening materials match the main structure and add a reference to dumpster screening requirements, including minor grammatical corrections.

Community Development Director/City Planner Aubrey Harbin explained the proposed change is to allow cement fiberboard in the Downtown District to reduce fenestration requirements and to institute some aesthetic criteria from the Community Overlay District into the Downtown District. The recommendation is also to allow cement fiber board but installed only as lap siding, reduce the fenestration requirement on interiors sides of first floors, and add requirements to the Downtown District that already exist in the Community Overlay District, such as requiring underground service laterals, earth-tone colors, prohibiting garage bay doors from fronting FM 518 in certain situations, requiring screening materials to match the main structure, and to add a reference to the dumpster screen requirements recently added.

Planning and Zoning Commission Chair Matranga asked if anyone would like to speak in favor or in opposition of the request. No one spoke.

Planning and Zoning Commission Chair Matranga adjourned the Planning and Zoning Commission's portion of the Joint Public Hearing. Mayor Foreman left Council's portion of the Joint Public Hearing open.

Mayor Foreman and Planning and Zoning Commission Chair Joe Matranga called a Joint Public Hearing to order to receive comments from the public both oral and written, regarding amending the City of Friendswood Code of Ordinances, Appendix C, Zoning Ordinance "Section 8.N.8. Adjacent property, buffer maintenance and installation" duplicating requirements for buffering from "Section 1.2. Perimeter landscaping and screening;" and amendments to "Section 8.N.3. Parking" duplicating requirements for parking from "Section 1.2.c. Off-street parking landscaping;" and relocating language Planned Unit Development (PUD) modification from "Section 8.H. Modification of standards proposed within a PUD" to "Section 7.J. PUD, Planned Unit Development, general purpose and description," including minor grammatical corrections.

Community Development Director/City Planner Aubrey Harbin explained the proposed change is to relocate landscape buffer and parking requirements that apply to the Downtown District to the correct section of the Zoning Ordinance, and relocate the Planned Unit Development modification procedures to the correct section of the Zoning Ordinance.

Planning and Zoning Commission Chair Matranga asked if anyone would like to speak in favor or in opposition of the request. No one spoke.

Planning and Zoning Commission Chair Matranga adjourned the Planning and Zoning Commission's portion of the Joint Public Hearing. Mayor Foreman left Council's portion of the Joint Public Hearing open.

Mayor Foreman and Planning and Zoning Commission Chair Joe Matranga called a Joint Public Hearing to order to receive comments from the public both oral and written, regarding amending the City of Friendswood Code of Ordinances, Appendix A, Sign Ordinance "Section 9 Prohibited Signs" to prohibit LED storefront lights in Downtown District.

Community Development Director/City Planner Aubrey Harbin explained the proposed change would prohibit LED signs within the Downtown District boundary, and any existing lighting that violates the proposed requirement be removed within 90 days of the adoption of the ordinance.

Planning and Zoning Commission Chair Matranga asked if anyone would like to speak in favor or in opposition of the request. No one spoke.

Planning and Zoning Commission Chair Matranga adjourned the Planning and Zoning Commission's portion of the Joint Public Hearing. Mayor Foreman left Council's portion of the Joint Public Hearing open.

COMMUNICATIONS FROM THE PUBLIC

John Cole, Friendswood resident, addressed Council and read from the city's 2017-2018 budget and discussed salaries and read them aloud, city currently has 228 full-time employees, read holidays and benefits provided, compared to debt and suggested debt could be paid off in five years if workforce was reduced by half.

Rudy Gonzales, Friendswood resident, addressed Council and stated city administration is well paid, in January commented on road conditions on Rustic Lane from FM 2351 to city limits, called two or three people at the city about road conditions, even sent the Mayor a letter, taxpayer money is to maintain the city's roadways, and currently the roadways are not being maintained to the city limit. Provided pictures for Council to demonstrate the condition of the roadways in Brazoria County, over the past 20 years Brazoria County has done well maintaining their roadways, and the no right turn at FM 2351 on Sunset Boulevard has been modified. Christmas lights celebrate a religious event, and should not be displayed on city owned facilities.

Deirdre Brown, Friendswood resident, addressed Council and stated she believes there needs to be better communications and teamwork with Harris County in regards to drainage. The city should reach out to Harris County elected officials, particularly Harris County Judge Hidalgo and Harris County Commissioner Ellis, there is a disconnect at the city level, suggested the Mayor reach out and provide a tour of the City of Friendswood, and there is definitely interest in this area.

Janis Lowe, Friendswood resident, addressed Council and stated she believes there is a need for Code Enforcement to strengthen the city's sign ordinance, needs teeth in the language, should be addressed at the next Council retreat, there are 183 days before a candidate can place a sign for the upcoming primaries, she would be happy to help, gave a rundown of the current sign ordinance, budget allocates for 500 sign cases, become proactive instead of reactive, and take fines more strenuously.

CITY MANAGER'S REPORT

City Manager Morad Kabiri reported that this year's Spring Sparkle was a huge success. There was great attendance with 502 cars and trucks coming through the gates. Waste Connections reported to have hauled away almost 32.98 tons of compacted waste and 35.01 tons of roll-off waste. CompuCycle collected 6,530 pounds of electronics. Simple Recycling collected 392 pounds of textiles. Shred-It Document Shredding destroyed several pounds of paper. The garage sale brought in \$300 with all proceeds from the garage sale benefiting city facilities and parks. Bay Area Wildlife Rehab picked up animal habitat items that were donated to benefit the injured wild animals that make their home in Friendswood's green space. Sponsors for the event included the City of Friendswood, Waste Connections, Clear the Air, JSC Credit Union, and Sonic.

The City Manager reported that on May 27, 2019, a Memorial Day ceremony will be held at the Veteran's Memorial adjacent to Friendswood City Hall. The ceremony will feature patriotic songs and music, a tribute to the flags, and a special guest speaker. All local veterans are invited to attend and come together for a group photo at the close of the ceremony. For additional information, call the City of Friendswood Parks and Recreation Department.

The City Manager reported that this year's Mitch & Artha Wright Concerts in the Park Series will take place on Friday nights during the months of May and June. Concerts will take place at Stevenson Park in the Gazebo. All concerts will begin at 7:00 PM and end at approximately 9:00 PM. Attendees can look forward to Pop, Rock, Funk, Latin, Blues, and Zydeco music. Bring your blankets, lawn chairs, refreshments, dinner or snacks and be ready to sit back and enjoy an evening of fun and family entertainment brought to you by the City of Friendswood's Parks and Recreation Department. There will be give-a-ways and "door" prizes, and vendors will be selling kettle corn, hot dogs, and snow cones as well. If anyone is interested in being a sponsor or providing a door prize, please contact the City of Friendswood Parks and Recreation Department.

The City Manager reported that each year the Texas Division of Emergency Management, National

Weather Service and officials from local jurisdictions join together to recognize Hurricane Preparedness Week. This year May 5, 2019, through May 11, 2019, has been designated as Hurricane Preparedness Week in Texas. This is an excellent time to remind residents to be prepared for hurricane season, which begins June 1, 2019. It is important to encourage the general public to make plans for what they will do before and after a storm, double-check their emergency supply kits, register functional needs in the State's 211 State of Texas Emergency Assistance Registry (STEAR) database, and plan for their pets. The Friendswood Office of Emergency Management (OEM) has sent out a city utility bill mailer to all residents of the city. The mailed contains helpful information for the public regarding methods to stay informed, evacuation routes, zip zones, and windstorm inspections. Additional hurricane preparedness materials will be made available at City Hall, the Friendswood Library, the Chamber of Commerce and the Senior Activities building. The OEM will host the annual citywide hurricane response meeting on May 16, 2019, with contractors, school districts, service providers, utilities, and other cities, along with our Mayor, Councilmembers and city Staff to discuss their particular hurricane preparedness plans for the coming season. Two public Hurricane Preparedness Meetings have been scheduled for the general public at the Friendswood Public Library. The first one is scheduled on May 30, 2019, and the second one is scheduled for June 6, 2019.

The City Manager reported that the Keep Friendswood Beautiful (KFB) Facebook Photo Contest is accepting entries between April 15, 2019 and May 13, 2019. Pictures can be uploaded to Facebook using the hashtag "#Friendswoodproud" and "Like" the Keep Friendswood Beautiful Facebook page, or email your photos to rec@friendswood.com. Photos will be judged on creativity, quality, composition, and how well the photo demonstrates the essence and beauty of Friendswood. Winners will be announced at the "School's Out for Summer" Concert in the Park" on June 1, 2019, at Stevenson Park.

The City Manager reported that Keep Texas Beautiful (KTB) recently recognized Keep Friendswood Beautiful (KFB) as a Gold Star Affiliate which is a designation granted to 85 affiliates of KTB, nearly 300 affiliates, Gold Star recognition is the highest recognition status for KTB membership.

The City Manager reported that Staff continues to work with Federal Emergency Management Agency (FEMA) representatives to finalize projects. Resolutions have not been reached with FEMA regarding the old Public Works and Parks facility on Deepwood Drive. Buyout and elevation applications through the Hazard Mitigation Grant Program and Texas Water Development Board are being reviewed by FEMA.

The City Manager reported that Police Officer Carlos Granillo has been recognized as the recipient of the Fifty Club Officer of the Year Award for his efforts as a police officer in the City of Friendswood. Mr. Kabiri congratulated Officer Granillo for the wonderful job he does serving the City of Friendswood.

With concurrence of Council, Mayor Foreman moved to Agenda Item 17A, Resolution R2019-12.

RESOLUTIONS

****Councilmember Scott moved to approve Resolution R2019-12 – A resolution of the City of Friendswood, Texas, suspending the May 10, 2019, effective date of CenterPoint Energy Houston Electric, LLC's requested rate change to permit the city time to study the request and to establish reasonable rates; approving continued cooperation with the Gulf Coast Coalition of Cities; hiring Lloyd Gosselink Attorneys and Consulting Services to negotiate with the company and direct any necessary litigation and appeals; requiring reimbursement of cities' rate case expenses; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.**

Seconded by Councilmember Griffon. The motion was approved unanimously.

With concurrence of Council, Mayor Foreman moved to Agenda Item 12, Communications from Committees and Special Reports.

COMMUNICATIONS FROM COMMITTEES AND SPECIAL REPORTS

Fourth of July Steering Committee Vice Chair Barbara Blanchard presented the annual report and stated this year's parade is the 124th annual Fourth of July Celebration. The theme is "There is no place like home." The parade will begin at 10:00 AM. This year Allen Rasmussen, Senior Executive Vice President of HomeTown Bank will be honored as the Parade Grand Marshal. Mr. Rasmussen was chosen as the Parade Grand Marshal this year due to his overwhelming generosity in supporting all events in the City of Friendswood. There will be over 50 vendor booths, rides, games, food, live entertainment, fun for the entire family will take place, and daytime activities will conclude at approximately 3:30 PM. The evening program will take place at Centennial Park at 7:30 PM with "Molly Ringwald's" as the entertainment for the night. Fireworks will follow the evening entertainment, and there will be a shuttle service for the evening program from Friendswood United Methodist Church and Friendswood High School. Vice Chair Blanchard recognized all members of the Fourth of July Steering Committee, Council Liaison Trish Hanks, and Parks and Recreation Department staff members.

ACTION ITEMS

****Councilmember Griffon moved to approve the reappointment of Sawyer Blackburn to the West Ranch Management District Board with a term to expire June 01, 2023, and appointment of Meredith Levine to fill a vacancy with a term to expire June 01, 2023.**

Seconded by Councilmember Branson. The motion was approved unanimously.

****Councilmember Scott moved to approve membership to Bay Area Houston Economic Partnership (BAHEP).**

Seconded by Councilmember Rockey. The motion was approved unanimously.

****Councilmember Branson moved to approve the termination of a Joint Agreement with Galveston County Consolidated Drainage District (GCCDD) for Election Services.**

Seconded by Councilmember Hanks. The motion was approved unanimously.

****Councilmember Gustafson moved to approve implementation of the recommendations of the Drainage Subcommittee.**

Seconded by Councilmember Rockey. The motion was approved unanimously.

With concurrence of Council, Mayor Foreman moved to Agenda Item 17B, Resolution R2019-13.

RESOLUTIONS (continued)

****Councilmember Scott moved to approve Resolution **R2019-13** – A resolution of the City Council of the City of Friendswood, Texas, authorizing and approving the 2019 Urban Area Security Initiative (UASI) Grant Program application. (Combat Casualty Care Training for first responders)**

Seconded by Councilmember Griffon. The motion was approved unanimously.

****Councilmember Griffon moved to approve Resolution **R2019-14** – A resolution of the City Council of the City of Friendswood, Texas, affirming the Drainage Subcommittee's findings that Friendswood is subject to high intensity historic level of flooding events caused by Clear Creek being incapable of containing watershed rainwater within its current banks; necessitating a cause for action to pursue mitigation activities to better position the city for future flood events.**

Seconded by Councilmember Rockey. The motion was approved unanimously.

****Councilmember Branson moved to approve Resolution **R2019-15** – A resolution adopting Rules of Procedure for the Planning and Zoning Commission of the City of Friendswood, Texas, pursuant to authority contained in Section 2-3 of the Code of the City of Friendswood, Texas; and repealing Resolution No. R2010-09.**

Seconded by Councilmember Griffon. The motion was approved unanimously.

****Councilmember Rockey moved to approve Resolution **R2019-16** – A resolution of the City of Friendswood, Texas, Galveston/Harris counties, endorsing the reappointment of four (4) members and**

appointment of one (1) new member to the Galveston County United Board of Health. Seconded by Councilmember Gustafson. The motion was approved unanimously.

ORDINANCES

****Councilmember Rockey** moved to approve the Second and Final reading of Ordinance No. **2019-11** – An ordinance amending the Code of Ordinances of the City of Friendswood, Texas, Appendix C – “Zoning,” by amending the zoning classification for a tract or parcel containing 115.998 acres of land along the future Friendswood Lakes Boulevard between West Ranch and Friendswood Lakes Subdivisions, Friendswood, Galveston County, Texas, to change from Single Family Residential (SFR) to Planned Unit Development (PUD) for a residential development, “Avalon at Friendswood”, consisting of the following tracts: 1) 87.774 acres, more or less, being a portion of a called 96.944 acres tract in the Mary Fabreau Survey, Abstract No. 69 in Galveston County, Friendswood, Texas, save and except a 9.170 acre portion of the same tract; and 2) 28.2240 acres of land, more or less, being a portion of a called 194.21 acre tract described as Tract “A” as conveyed to Yellowstone Hill Country Ranching, LLC, Friendswood, Galveston County, Texas; amending the zone classification from Single Family Residential (SFR) to Planned Unit Development (PUD) for a residential development, “Avalon at Friendswood”; 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.

Seconded by Councilmember Branson. The motion was approved 4-3 with Councilmembers Griffon, Scott, and Gustafson opposed.

****Councilmember Branson** moved to approve the Second and Final reading of Ordinance No. **2019-13** – An ordinance amending Appendix C – “Zoning,” section “Amendments” and Chapter 70 “Vacation of Street, Drainage, Utility or other Public Easement” to change from Joint Public Hearings to separate Public Hearings and to amend ordinance wording to be consistent with state law; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

Seconded by Councilmember Rockey. The motion was approved unanimously.

****Councilmember Griffon** moved to approve the Second and Final reading of Ordinance No. **2019-14** – An ordinance approving the execution of a Developer Participation Agreement between the City of Friendswood (city) and Coastal Bend Property Development, LP (developer) and Ser Construction Partners, LLC, (contractor), for the purpose of making certain public improvements as authorized by law.

Seconded by Councilmember Gustafson. The motion was approved unanimously.

Community Development Director/City Planner Aubrey Harbin reported that the Planning and Zoning Commission’s vote for Agenda Item 18D, First reading of Ordinance No. T2019-16, An ordinance amending Appendix C – “Zoning,” Section 8.N.1., “Geographic limits,” to amend the established boundary of the Downtown District map **failed 1-5**.

****Councilmember Scott** moved to approve the First reading of Ordinance No. **T2019-16** – An ordinance amending Appendix C – “Zoning,” Section 8.N.1., “Geographic limits,” to amend the established boundary of the Downtown District map; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

Seconded by Councilmember Branson. The motion was approved unanimously.

Community Development Director/City Planner Aubrey Harbin reported that the Planning and Zoning Commission’s vote for Agenda Item 18E, First reading of Ordinance No. T2019-17, An ordinance amending Appendix C – “Zoning,” “Section 8.F. Off-street parking and loading regulations” and “Section 8.G. Off-street loading regulations” to relocate Downtown District (DD) related language to “Section 8.N.3. Parking” and amendments to reduce the head in parking distance requirement from 400 feet to 75 feet, including minor grammatical corrections **was approved unanimously**.

****Councilmember Branson** moved to approve the First reading of Ordinance No. **T2019-17** – An ordinance

amending Appendix C – “Zoning,” “Section 8.F. Off-street parking and loading regulations” and “Section 8.G. Off-street loading regulations” to relocate Downtown District (DD) related language to “Section 8.N.3. Parking” and amendments to reduce the head in parking distance requirement from 400 feet to 75 feet, including minor grammatical corrections; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

Seconded by Councilmember Scott. The motion was approved unanimously.

Community Development Director/City Planner Aubrey Harbin reported that the Planning and Zoning Commission’s vote for Agenda Item 18F, First reading of Ordinance No. T2019-18, An ordinance amending Appendix C – “Zoning,” “Section 7.I.” and “Section 8.N.4.” to allow cement fiber board installed as lap siding in the Downtown District (DD); “Section 8.N.4.” to change the fenestration requirements in the Downtown District (DD), and “Section 8.N.4.” to restate that service laterals must be installed underground, prohibit garage bay doors from fronting FM 518 in certain situations, limit exterior building colors to earth tone colors, require that screening materials match the main structure and add a reference to dumpster screening requirements, including minor grammatical corrections **was approved unanimously**.

****Councilmember Branson moved to approve the First reading of Ordinance No. T2019-18 – An ordinance amending Appendix C – “Zoning,” “Section 7.I.” and “Section 8.N.4.” to allow cement fiber board installed as lap siding in the Downtown District (DD); “Section 8.N.4.” to change the fenestration requirements in the Downtown District (DD), and “Section 8.N.4.” to restate that service laterals must be installed underground, prohibit garage bay doors from fronting FM 518 in certain situations, limit exterior building colors to earth tone colors, require that screening materials match the main structure and add a reference to dumpster screening requirements, including minor grammatical corrections; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.**

Seconded by Councilmember Rockey. The motion was approved unanimously.

Community Development Director/City Planner Aubrey Harbin reported that the Planning and Zoning Commission’s vote for Agenda Item 18G, First reading of Ordinance No. T2019-19, An ordinance amending Appendix C – “Zoning,” “Section 8.N.8. Adjacent property, buffer maintenance and installation” duplicating requirements for buffering from “Section I.2. Perimeter landscaping and screening;” and amendments to “Section 8.N.3. Parking” duplicating requirements for parking from “Section I.2.C. Off-street parking landscaping;” and relocating language PUD modification from “Section 8.H. Modification of standards proposed within a PUD” to “Section 7.J. PUD, Planned Unit Development, general purpose and description,” including minor grammatical corrections **was approved unanimously**.

****Councilmember Scott moved to approve the First reading of Ordinance No. T2019-19 – An ordinance amending Appendix C – “Zoning,” “Section 8.N.8. Adjacent property, buffer maintenance and installation” duplicating requirements for buffering from “Section I.2. Perimeter landscaping and screening;” and amendments to “Section 8.N.3. Parking” duplicating requirements for parking from “Section I.2.C. Off-street parking landscaping;” and relocating language PUD modification from “Section 8.H. Modification of standards proposed within a PUD” to “Section 7.J. PUD, Planned Unit Development, general purpose and description,” including minor grammatical corrections; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.**

Seconded by Councilmember Branson. The motion was approved unanimously.

Community Development Director/City Planner Aubrey Harbin reported that the Planning and Zoning Commission’s vote for Agenda Item 18H, First reading of Ordinance No. T2019-20, An ordinance amending Appendix A, signs, “Section 9. Prohibited signs” to prohibit LED storefront lights in the Downtown District boundary **was approved unanimously**.

****Councilmember Branson moved to approve the First reading of Ordinance No. T2019-20 – An ordinance amending Appendix A, signs, “Section 9. Prohibited signs” to prohibit LED storefront lights in the Downtown District boundary; providing a penalty for violation in an amount not to exceed \$2,000, or as otherwise**

provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

Seconded by Councilmember Rockey. The motion was approved unanimously.

****Councilmember Scott moved to approve the First and Final reading of Ordinance No. 2019-21 – An ordinance amending City of Friendswood, Texas, Ordinance No. 2018-28, passed and approved October 1, 2018, same being an ordinance approving and adopting the City's General Budget for Fiscal Year 2018-2019 by approving "Budget Amendment VII" to the "Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2018-2019"; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.**

Seconded by Councilmember Hanks. The motion was approved unanimously.

COMMUNICATIONS FROM THE MAYOR AND COUNCILMEMBERS

Councilmember Rockey stated he is concerned with the road that is going behind Starbucks on FM 528, asked Staff to look at the traffic situation and bring back recommendations to Council that will improve safety of the area. New paver sidewalks in front of City Hall and Stevenson Park are marked with utility graffiti, directed staff to see if the city can require a paint that comes off easier and speak with utility companies to figure out a solution. The library recently hosted the May the Forth celebration, was well attended, a lot of kids attended in Star Wars costume, had a great time, and it was a terrific event.

Councilmember Branson stated during the month of July the city will celebrate the 50th Anniversary of the Apollo 11 splashdown, will be a community-wide celebration, National Aeronautics and Space Administration (NASA) is pretty much what put the City of Friendswood on the map, would like as many people as possible to participate, will be a month-long celebration of NASA, and reach out to her if anyone is interested.

Councilmember Hanks complimented the Community and Economic Development Committee and the Fourth of July Steering Committee, Fourth of July event is a lot of work, a special tradition, and Economic Development Coordinator Karen Capps has organized facilities visits with local businesses. Bay Area Alliance for Youth and Families have been involved with Clear Creek schools for years, works with families and youth to make healthy choices regarding drugs and alcohol, cannot have a vibrant community and safe place if we do not raise our youth right, reported she is participating in their Dancing with the Stars event in September, go online and vote, and she is the only person representing the City of Friendswood.

Mayor Foreman congratulated City Manager Morad Kabiri on his first anniversary as City Manager, has stepped up and hit it out of the park, and has done a magnificent job.

Councilmember Griffon stated the Clear Creek Watershed Steering Committee is having a workshop immediately following the Galveston County Consolidated Drainage District meeting with the Texas General Land Office on May 14, 2019, and the public is welcome.

Councilmember Scott stated he would like to congratulate City Manager Morad Kabiri on his one-year anniversary, was on Council when the Assistant City Manager position was created in an effort to hold on to Mr. Kabiri, knew how valuable he would be to the community, and he is everything Council thought he would be and more. There will be a meeting on May 13, 2019, to canvass the election, is a lot for those that volunteer and put themselves out there and subject themselves to a campaign for zero pay, and for people badmouthing candidates try running for the position yourself, many people like to sit behind their computer and take cheap shots. Over the last six years, he has not seen eye to eye with Councilmember Gustafson, but that does not take away Councilmember Gustafson's contributions to the city and his desire to serve the community. He thanked Councilmember Gustafson for his service, and is looking forward to working with Brent Erenwert. It is a humbling experience to be able to serve the community and be elected by citizens.

Councilmember Gustafson stated it is no secret there was an election on Saturday and it did not work out too well for him, has enjoyed his six years on Council, thanked everyone he has served on Council with,

thanked Staff, those that have not spent a lot of time with city staff do not realize the gem the city has in their Staff, have some of the most capable, well qualified people anywhere, would put them up against anyone, have been a tremendous help to him, dependable, reliable, accountable, and thanked those that supported him.

ACTION ITEMS (continued)

****Councilmember Gustafson moved to approve giving the City Manager a 5.5% salary increase. Seconded by Councilmember Griffon. The motion was approved unanimously.**

CONSENT AGENDA

****Councilmember Scott moved to approve the Consent Agenda as presented: A. Authorizing the Mayor to call a regular meeting of the City Council on May 13, 2019, to canvass the May 4, 2019, election results. B. Approving an Interlocal Agreement regarding use of Friendswood Independent School District assets for City Events and Programs. C. Ratify the City Manager's signature approving a request by American Tower for equipment installation at 1606 Whitaker Drive (Public Safety Building). D. Approving the disposition and replacement of Emergency Medical Service (EMS) vehicle Ambulance 47. E. Authorizing the final acceptance of the Friendswood Lakes Boulevard paving and utilities improvements at the completion of the contractor's one year maintenance period. F. Authorizing acceptance of Industry Park waterline improvements into the contractor's one-year maintenance period. G. Approving an application for utilities outside of the city limits – 18625 County Road 548 (Baker Road), Pearland, Texas. H. Accepting the March 2019 Property Tax Report. I. Approving the Minutes of the April 01, 2019, Council Meeting. Seconded by Councilmember Branson. The motion was approved unanimously.**

The meeting was adjourned at 8:25 PM.



Mayor Mike Fofeman

Attest:



Melinda Welsh, TRMC
City Secretary

