

STATE OF TEXAS
CITY OF FRIENDSWOOD
COUNTIES OF
GALVESTON/HARRIS
APRIL 6, 2020



AGENDA

NOTICE IS HEREBY GIVEN OF A FRIENDSWOOD CITY COUNCIL REGULAR MEETING TO BE HELD AT 7:00 PM ON MONDAY, APRIL 6, 2020, AT FRIENDSWOOD CITY HALL, COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, REGARDING THE ITEMS OF BUSINESS ACCORDING TO THE AGENDA LISTED BELOW:

7 PM – REGULAR MEETING

1. Call to order
2. Invocation
3. Pledge of Allegiance – United States and Texas
(HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE)
4. Communications from the Public
Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)
5. CLOSED EXECUTIVE SESSION
 - A. Communications from the Public regarding Executive Session topics.
 - B. Council may convene into Executive Session in accordance with Texas Government Code, pursuant to Section 551.072: Deliberation regarding the purchase, exchange, lease or value of real property with possible discussion and action related thereto in open session.
6. RECONVENE INTO OPEN SESSION
7. Special Recognition and Acknowledgements

- A. Presentation of the Texas Municipal Library Directors Association's (TMLDA) 2019 Achievement of Library Excellence Award

8. Public Hearing

To receive comments from the public, both oral and written, regarding:

- A. Request to vacate a 0.1738 acre (7,569 SQ) portion of a 60' right-of-way of East Heritage Drive, being a portion of land out of Lot 1, in Block 2, of Friendswood Subdivision, a subdivision according to the map or plat thereof recorded under Volume 254, Page 37 of the Galveston County Plat Records Friendswood, Galveston County, Texas.

9. Communications from the Public

Communications from the Public (To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. The Council may refer this item to the City Manager or direct this item to be placed on the next regular Council agenda. Out of respect for those speaking during public comment, please refrain from any outbursts or interjections to include, but not limited to, applause and/or disparaging noises from the audience. Doing so discourages others from voicing their thoughts and opinions, and disrupts the meeting. Furthermore, any personnel complaints against a City employee aside from the City Manager, City Secretary, City Attorney or Municipal Judge cannot be discussed under this section. Please contact the City Manager's office for concerns involving a City employee.)

10. City Manager's Report

- A. Coronavirus Disease 2019 (COVID-19)
- B. Canceled Events
- C. Texas Department of Transportation Traffic Signals
- D. Hurricane Harvey Update
- E. Safe City Designations

11. Communications from Committees and Special Reports

- A. Annual Report from Keep Friendswood Beautiful
- B. Presentation of City Bonds by John Robuck with BOK Financial

12. Discussion and Possible Action

- A. Discussion and possible action regarding the designation of the Local Rabies Control Authority and Director of Animal Control.
- B. Discussion and possible action regarding the designation of the City's Animal Shelter Advisory Committee Member.
- C. Discussion and possible action regarding appointments and reappointments to the following committees, boards and commissions:

Keep Friendswood Beautiful – Appoint Stephanie Reddick as an alternate member to a three-year term expiring November 2022.

- D. Discussion and possible action regarding an interlocal agreement with the Harris County Flood Control District for the the operation and maintenance of a weather station located at 1600 Whitaker and other weather related devices agreed on by both parties located in Galveston County.
- E. Discussion and possible action regarding an agreement between the City of Friendswood and Harris County for the Forest Bend Detention Pond Project.

13. Resolutions

Consideration and possible action regarding the following:

- A. Resolution No. R2020-09: A resolution of the City Council of the City of Friendswood, Texas, approving a contractual agreement for dispatching services between the Forest Bend Fire Department and City of Friendswood; authorizing the Mayor to execute, and the City Secretary to attest, the agreement.
- B. Resolution No. R2020-10: A resolution of the City of Friendswood, Texas, Galveston/Harris Counties, approving the appointment of a representative to the Public Power Pool.
- C. Resolution No. R2020-11: A resolution of the City of Friendswood, Texas, Galveston/Harris Counties, approving a change in the Capital Lease Agreement Project and equipment description.
- D. Resolution No. R2020-12: A resolution by the City of Friendswood, Texas, suspending the May 4, 2020, effective date of the proposal by CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas – Texas Coast Division to implement interim grip rate adjustments for gas utility investment in 2018 and requiring delivery of this resolution to the company and legal counsel.

14. Ordinances

Consideration and possible action regarding the following:

- A. Ordinance No. T2020-10: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 54, Offenses and Miscellaneous Provisions, Article III., Protection of Citizens, Employees, Municipal Property by amending Section 54-48 entitled “Interfering with City Officers and Employees”; providing a penalty of an amount not to exceed \$500.00 for each violation; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; providing for severability; publication and an effective date.

- B. Ordinance No. T2020-11: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 14, Building and Building Regulations, Article VIII., Swimming Pools by amending Section 14-356 entitled "Barrier Requirements"; providing a penalty of an amount not to exceed \$2,000.00 for each violation; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; providing for severability; publication and an effective date.
- C. Ordinance No. T2020-12: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 82, Traffic and Vehicles, Article II., Fire lanes by amending Sections 82-62 through 82-71 regarding Fire Lane Requirements, Enforcement and Penalties for violation of division; providing a penalty of an amount not to exceed \$2,000.00 for each violation; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; providing for severability; publication and an effective date.
- D. Ordinance No. T2020-13: First reading of an ordinance of the City of Friendswood, Texas, granting an electrical franchise to CenterPoint Energy pursuant to Texas Utilities Code §§ 33.008, 181.042, and 181.043; stating a purpose; providing for a term of 30 years; providing for the location of facilities; providing for repair of excavations and obstructions; providing for indemnity to the City of Friendswood providing for street rental; repealing the former franchise, which is Ordinance No. 84-16A of the City of Friendswood; providing a severability clause; providing an open meetings clause; providing for publication and an effective date.
- E. Ordinance No. T2020-14: Second and Final reading of an ordinance amending the Code of Ordinances, Chapter 14, Buildings and Building Regulations, Article II., Building Code by amending Sections 14-25 through 14-28 regarding trash on construction sites, site drainage, restoration of property to original condition and housekeeping practices on construction sites; providing a penalty of an amount not to exceed \$2,000.00 for each violation; repealing all other ordinances or parts of ordinances inconsistent or in conflict herewith; providing for severability; publication and an effective date.
- F. Ordinance No. T2020-16: Second and Final reading of an ordinance amending Appendix C "Zoning Ordinance," "Section 10. Board of Adjustment-Establishment and Procedure," "Section 11. Same-Powers and Duties," "Section 12. Appeals from the Board of Adjustment," and "Section 20. Definitions-Variance"; providing a penalty for violation in an amount not to exceed \$2,000.00, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.

- G. Ordinance No. T2020-17: Second and Final reading of an ordinance amending Appendix C “Zoning Ordinance,” Section 7. “Schedule of District Regulations,” Subsection 7.P.6., “Permitted Use Table,” amending the following NAICS Uses: #447 Gasoline Stations, #511 Publishing Industries, and #713940 Fitness and Recreational Sports Centers; providing a penalty for violation in an amount not to exceed \$2,000.00, or as otherwise provided by law; repealing all ordinances or parts of ordinances inconsistent or in conflict herewith; and providing for severability.
- H. Ordinance No. T2020-19: First reading of an ordinance approving a request to vacate a .1738 acre portion of a 60-foot public right-of-way, also known as E. Heritage Drive; authorizing the Mayor to execute and the City Secretary to attest a Quitclaim Deed by and between the City and First Baptist Church of Friendswood.
- I. Ordinance No. T2020-20: First and Final reading of an ordinance amending City of Friendswood, Texas, Ordinance No. 2019-38, passed and approved October 7, 2019, same being an ordinance approving and adopting the City’s General Budget for Fiscal Year 2019-2020 by approving “Budget Amendment V” to the “Original General Budget of the City of Friendswood, Texas, for the Fiscal Year 2019-2020”; providing for supplemental appropriation and/or transfer of certain funds; providing for severability; and providing other matters related to the subject.
- J. Ordinance No. T2020-21: First and Final reading of an ordinance of the City Council of the City of Friendswood, Texas, postponing the Special Election scheduled to be held on Saturday, May 02, 2020, for the purpose of reauthorizing the local sales and use tax at the rate of three-eighths (3/8) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets, to a later date; providing for severability; and repealing all ordinances or parts of ordinances inconsistent or in conflict herewith.

15. Communications from the Mayor and Councilmembers

16. Consent Agenda

Consideration and possible action regarding the following:

- A. Approving an agreement with Friendswood Area Swim Team (FAST) for the use of the Sesquicentennial Swimming Pool and authorizing the Mayor to execute the agreement
- B. Ratifying the City Manager's signature on an agreement for American Tower, on behalf of T-Mobile, to make modifications to the telecommunications tower located at the Public Safety Building, 1600 Whitaker Dr.
- C. Accepting the February 2020 Property Tax Report
- D. Approving a one year extension of a contract with Crowder Gulf for debris management services

- E. Approving a one year extension of a contract with DRC Emergency Services for debris management services
- F. Authorizing the acceptance of the Clear Creek Community Church public improvements and initiate the contractor's one-year maintenance period
- G. Approving the minutes of the March 2, 2020, Council Meeting

17. Adjournment

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive service must be made two (2) business days or more prior to this meeting. Please contact the City Secretary's Office at (281) 996-3270 for further information.

I, MELINDA WELSH, CITY SECRETARY OF THE CITY OF FRIENDSWOOD DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING OF THE FRIENDSWOOD CITY COUNCIL WAS POSTED IN A PLACE CONVENIENT TO THE GENERAL PUBLIC IN COMPLIANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE, ON

DATE

AT TIME

**MELINDA WELSH, TRMC
CITY SECRETARY**

****All meetings of City Council are open to the public, except when there is a necessity to meet in an Executive Session (closed to the public) under the provisions of Section 551, Texas Government Code. The City Council reserves the right to convene into Executive Session to hear any of the above described agenda items that qualify for an executive session by publicly announcing the applicable section number of the Open Meetings Act.**