

STATE OF TEXAS
CITY OF FRIENDSWOOD
COUNTIES OF
GALVESTON/HARRIS
MAY 4, 2020



AGENDA

NOTICE IS HEREBY GIVEN OF A FRIENDSWOOD CITY COUNCIL REGULAR MEETING TO BE HELD AT 6:30 PM ON MONDAY, MAY 4, 2020, AT FRIENDSWOOD CITY HALL, COUNCIL CHAMBERS, 910 S. FRIENDSWOOD DRIVE, FRIENDSWOOD, TEXAS, REGARDING THE ITEMS OF BUSINESS ACCORDING TO THE AGENDA LISTED BELOW:

6:30 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. WORK SESSION
 - A. Capital Improvement Projects Update
6. Public Hearing
To receive comments from the public, both oral and written, regarding:

- A. Zone classification change request to assign Single Family Residential (SFR) as the zoning district for .1738 acres of vacated right-of-way (request in process); and to allow a Specific Use Permit (SUP) for NAICS Use #8131 Religious Organizations as an overlay on the following properties: 111 E Heritage Drive – 2.983 acres, Lot 1, Block 1 Final Plat of First Baptist Church of Friendswood, City of Friendswood, Galveston County, Texas; 209 S. Friendswood Drive – 1.0528 acres being a portion of Lot 2, Block 2 of the Friendswood Subdivision recorded in Plat Record 7, Map No. 20 of the Galveston County Map Records, situated in the Sarah McKissick League, Abstract Number 151, City of Friendswood, Galveston County, Texas; 201 E. Heritage Drive – .4223 acres of land being all of that certain called Lot 1 of Harper Subdivision, an unrecorded subdivision the Sarah McKissick Survey, Abstract No. 151, City of Friendswood, Galveston County, Texas; 204 and 206 E Heritage Drive – .8151 acres of land, being all of that certain called .8151 acre tract of land, conveyed by deed recorded under Galveston County Clerk's File No. 2007037162, City of Friendswood, Galveston County, Texas; 208 E Heritage Dr. – .8913 acres of land being all of that certain called .9117 acre tract of land, conveyed by deed recorded under Galveston County Clerk's File No. 2007037164, City of Friendswood, Galveston County, Texas; Right-of-Way – .1738 acres out of Lot 1, Block 2 of Friendswood Subdivision, a subdivision according to the map or plat thereof recorded under Volume 254, Page 37, also known as an unrecorded portion of E. Heritage Drive, City of Friendswood, Galveston County, Texas (pending request to vacate); and to replace the Specific Use Permit on the property located at 202 E Heritage Drive, 2.98 acres – Single Family Residential/Specific Use Permit (SFR/SUP 2001-09) for Family Life Center.

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8. City Manager's Report

- A. Hurricane Harvey Update
B. Coronavirus Disease 2019 (COVID-19) Update

9. Communications from Committees and Special Reports

- A. Annual report from the 4th of July Steering Committee

10. Resolution

Consideration and possible action regarding the following:

- A. Resolution No. R2020-13: A resolution of the City of Friendswood, Texas, finding that Texas-New Mexico Power company's application for a distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with TNMP cities; authorizing the hiring of legal counsel and consulting services; finding that the city's reasonable rate case expenses shall be reimbursed by the company; 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.

11. Ordinances

Consideration and possible action regarding the following:

- A. Ordinance No. T2020-13: Second and Final 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.
- B. Ordinance No. T2020-19: Second and Final 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.
- C. Ordinance No. T2020-22: 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 VI" 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.

- D. Ordinance No. T2020-23: First and Final reading of an ordinance of the City Council of the City of Friendswood, Texas, amending the calling for the holding of a Special Election to be held on July 14, 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; and making other provisions related to the subject.
- E. Ordinance No. T2020-24: First and Final reading of an ordinance authorizing the issuance and sale of City of Friendswood, Texas, General Obligation Permanent Improvement and Refunding Bonds, Series 2020; levying an annual Ad Valorem tax for the payment of said bonds; approving an official statement; calling certain outstanding obligations for redemption prior to maturity; approving engagement of bond counsel; and enacting other provisions relating to the subject.
- F. Ordinance No. T2020-25: First reading of an ordinance amending the Code of Ordinances of the City of Friendswood, Texas, Appendix C – “Zoning,” by amending the zoning classification to assign Single Family Residential (SFR) as the zoning district for .1738 acres of vacated right-of-way; and to allow a Specific Use Permit (SUP) for NAICS Use #8131 Religious Organizations as an overlay on the following properties: .1738 acres of vacated right-of-way – Single Family Residential (SFR); 111 E. Heritage Drive, 2.983 acres - Downtown District (DD); 209 S. Friendswood Drive, 1.0528 acres – Downtown District (DD); 201 E. Heritage Drive, .4223 acres – Multi-Family Residential-Low Density (MFR-L); 204 and 206 E. Heritage Drive, .8151 acres – Single Family Residential (SFR); 208 E. Heritage Drive, .8913 acres – Single Family Residential (SFR), and to replace the Specific Use Permit on the property located at 202 E. Heritage Drive, 2.98 acres – Single Family Residential/Specific Use Permit (SFR/SUP 2001-09) for Family Life Center; providing for amendment of the Official Zoning Map; providing a penalty in an amount not to exceed \$2,000 for each day of violation of any provision hereof; and providing for severability.

12. Presentation of Certificates of Election

- A. Present the Certificates of Election for City Council Position No. 2 and Position No. 5

13. Oaths of Office

- A. The Honorable Judge Jim Woltz will administer the Oath of Office for Council Position No. 2 and Position No. 5

14. Communications from the Mayor and Councilmembers

15. Consent Agenda

Consideration and possible action regarding the following:

- A. Approving a license agreement with First Baptist Church of Friendswood for existing parking spaces that are located in the right-of-way. The parking spaces will also be designated as shared parking per the Downtown District zoning regulations
- B. Approving the disposal of a Friendswood Volunteer Fire Department fire truck through private sale to City of Huntington Volunteer Fire Department
- C. Ratify the City Manager's signature on an agreement with Crown Castle to add equipment to the telecommunications tower located at 109 E. Willowick
- D. Authorizing the acceptance of a waterline for the proposed Lundy Lane Estates subdivision and initiate the contractor's one-year maintenance period
- E. Approving the capital equipment lease funded purchases of a Tool CAT loader for the Parks and Recreation Department, a Vacuum/Jet Combination Sewer Truck and a Street Sweeper & Vacuum Unit for the Public Works Department
- F. Approve the rejection of all bids for RFP No. 2020-03 for Demolition and Removal Services
- G. Approving the minutes of the April 6, 2020, Council Meeting
- H. Accepting the March 2020 Tax Report

16. CLOSED EXECUTIVE SESSION

- A. Communications from the Public regarding Executive Session topics.
- B. Council may convene into Executive Session in accordance with the Texas Government Code, pursuant to 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 Secretary)

17. RECONVENE INTO OPEN SESSION

- A. Consideration and possible action regarding the annual review of the City Secretary

18. 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.**