

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1692ND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD IN CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON AUGUST 1, 2017, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON
SHERRY GARRISON
THANE HARRISON
TOMMY GINN
BILL PATTERSON
RON MARTIN

MAYOR
COUNCILWOMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES
GARY JACKSON
SHANNON BENNETT
JIM FOX

CITY MANAGER
ASSISTANT CITY MANAGER
CITY SECRETARY
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the meeting to order at 7:30 p.m.
2. INVOCATION – The invocation was given by Councilman Patterson.
3. PLEDGE OF ALLEGIANCE – Mayor Mouton led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PRESENTATION - RECOGNITION OF LIFE SAVING AWARD – Chief Greg Grigg commented, “We had a blessed opportunity to arrive at several homes this year to save lives. It’s important to recognize the people who did this but also the impact it has in our City and community.

On May 17, 2017, Officer Melynda Flores arrived at 514 Kingston Ct where Robert Martinez had collapsed and was not breathing. Officer Flores began CPR until Deer Park Paramedic Jeff Butera, Christina Hernandez and Firefighter Brett Conaway arrived and provided emergency medical aid. Due to their efforts, Mr. Martinez regained consciousness and was transported to Bayshore Hospital where he made a full recovery.”

Fire Chief Don Davis presented the paramedics certificates of appreciation.

Mayor Mouton presented Officer Melynda Flores with a Life Saving Award.

Chief Grigg commented, “On the morning of May 18, 2017, Officer Alan Thomas arrived at 610 Galway where Mae Clark was lying face up in the hallway and not breathing. He immediately began CPR and notified Paramedics Tracey Smith, Jayton Lening, Josh Hudson, Jay Cloud, Cheri Perches and Firefighter Steen Longnecker. There was a second person found unconscious and not breathing in an adjacent room. Officer Thomas advised dispatch and requested additional support. After several minutes of CPR and Deer Park EMS medical aid, Clark began to slowly breathe on her own. Upon arrival to the hospital, Clark made a full recovery and was released shortly after.”

Fire Chief Don Davis presented the paramedics certificates of appreciation.

Mayor Mouton presented Officer Alan Thomas with a Life Saving Award.

5. CONSENT CALENDAR – Motion was made by Councilman Patterson and seconded by Councilman Ginn to approve the consent calendar as follows:
- a. Approval of minutes of workshop meeting of July 18, 2017.
 - b. Approval of minutes of regular meeting of July 18, 2017.
 - c. Approval of corrected minutes of regular meeting of June 6, 2017.
 - d. Approval of tax refund to Gelco Corporation in the amount of \$583.76 due to a value decrease granted by Harris County Appraisal District.
 - e. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$2,048.16 due to value decrease granted by Harris County Appraisal District.
 - f. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$10,106.11 due to a value decrease granted by Harris County Appraisal District.
 - g. Approval of tax refund to Associated Credit Union in the amount of \$790.62 due to a homestead exemption, an over-65 exemption, and a freeze change granted by Harris County Appraisal District.
 - h. Approval of tax refund to 1609 Center St. Properties in the amount of \$1,254.69 due to a value decrease granted by Harris County Appraisal District.
 - i. Approval of tax refund to Colton Shepherd in the amount of \$576.00 due to a value decrease granted by Harris County Appraisal District.
 - j. Approval of tax refund to James D. Hannagan in the amount of \$7,775.83 due to a value decrease granted by Harris County Appraisal District.

- k. Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$1,603.42 due to a value decrease granted by Harris County Appraisal District.
- l. Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$2,109.50 due to a value decrease granted by Harris County Appraisal District.
- m. Approval of tax refund to Clay Partners - 306 Deerwood Glen LP in the amount of \$3,214.48 due to a value decrease granted by Harris County Appraisal District.
- n. Approval of tax refund to Clay Partners - 202 Deerwood Glen LP in the amount of \$977.64 due to a value decrease granted by Harris County Appraisal District.
- o. Approval of tax refund to Clay Partners - 208 Deerwood Glen LP in the amount of \$1,948.03 due to a value decrease granted by Harris County Appraisal District.
- p. Approval of tax refund to Clay Partners - 202 Deerwood Glen CT LP in the amount of \$705.57 due to a value decrease granted by Harris County Appraisal District.
- q. Approval of tax refund to Clay Partners - 4440 Hwy 225 LP in the amount of \$5,768.39 due to a value decrease granted by Harris County Appraisal District.
- r. Approval of tax refund to National Tax Search LLC in the amount of \$1,807.31 due to a value decrease granted by Harris County Appraisal District.
- s. Approval of tax refund to National Tax Search LLC in the amount of \$1,227.86 due to a value decrease granted by Harris County Appraisal District.
- t. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$1,141.02 due to value decrease granted by Harris County Appraisal District.
- u. Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$2,900.27 due to a value decrease granted by Harris County Appraisal District.
- v. Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$1,428.71 due to a value decrease granted by Harris County Appraisal District.
- w. Approval of tax refund to D. L. Peterson Trust in the amount of \$2,523.45 due to a value decrease granted by Harris County Appraisal District.
- x. Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers.
- y. Approval to advertise and receive bids on The Sidewalk Improvements for Pasadena Blvd., East 13th Street and Spencer Highway.

- z. Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017.
- aa. Authorization of changes to the City of Deer Park Administrative Manual as it pertains to Education Pay.
- bb. Authorization to Purchase a 2 MGD High Service Pump.

Motion carried 6 to 0.

6. COMMENTS FROM AUDIENCE –

- a. John Matula, 801 Lanell St., Deer Park, TX 77536, played audio of a barking dog. Mr. Matula commented, "This is from last Thursday when I was at home. Please help so the repose of my home can be restored and the quality of life enhanced for all of the Deer Park residents."

Mayor Mouton instructed City Manager Jay Stokes to meet with Mr. Matula to resolve the issue.

- 7. CONSIDERATION OF AND ACTION ON AN AGREEMENT WITH DEER PARK INDEPENDENT SCHOOL DISTRICT FOR FY 2017-2018 FACILITY USAGE – Motion made by Councilwoman Garrison and seconded by Councilman Harrison to enter into an agreement with Deer Park Independent School District for FY 2017 - 2018 Facility Usage. Motion carried 6 to 0.
- 8. CONSIDERATION OF AND ACTION ON AN AGREEMENT TO RENEW THE SCHOOL RESOURCE OFFICERS (SRO)/CROSSING GUARD INTER-LOCAL AGREEMENT WITH THE DEER PARK INDEPENDENT SCHOOL DISTRICT (DPISD) FOR THE 2017/2018 SCHOOL YEAR – Motion made by Councilman Harrison and seconded by Councilman Patterson to enter into an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2017/2018 school year. Motion carried 6 to 0.
- 9. CONSIDERATION OF AND ACTION ON A REQUEST TO THE PLANNING AND ZONING COMMISSION TO AMEND THE ZONING ORDINANCE TO ALLOW THE USE OF EXTERNAL SHIPPING CONTAINERS UNDER CERTAIN CONDITIONS IN THE GENERAL COMMERCIAL ZONING DISTRICT – Motion made by Councilman Patterson and seconded by Councilman Ginn to request to the Planning and Zoning Commission to amend the zoning ordinance to allow the use of external shipping containers under certain conditions in the General Commercial Zoning District. Motion carried 6 to 0.
- 10. CONSIDERATION OF AND ACTION ON A RESOLUTION APPOINTING CHARLENE TIGHE TO THE FIREMEN'S PENSION BOARD – Motion was made by Councilman Garrison and seconded by Councilman Martin to approve Resolution number 2017-15, captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEER PARK,
TEXAS, APPOINTING A PERSON TO THE DEER PARK FIREFIGHTERS
PENSION BOARD OF TRUSTEES.

Motion carried 6 to 0.

11. CONSIDERATION OF AND ACTION ON AMENDING THE FY 2016-2017 SALARY AND CLASSIFICATION SCALES FOR THE FULL-TIME EMPLOYEES AND EXECUTION OF PAYMENT TO BEGIN WITH THE SECOND PAY PERIOD IN AUGUST 2017 – Motion was made by Councilman Martin and seconded by Councilman Patterson to adopt on the first and final reading Ordinance No. 3912, captioned as follows:

AN ORDINANCE AMENDING ORDINANCE NO. 842 WHICH PROVIDED FOR A FISCAL YEAR 2016-2017 RECLASSIFICATION SCALE AND PAY RANGE CHART FOR EMPLOYEES OF THE CITY OF DEER PARK; AND DECLARING AN EMERGENCY.

Motion carried 6 to 0.

12. CONSIDERATION OF AND ACTION ON AN ORDINANCE ADOPTING MINIMUM PREVAILING WAGE RATES FOR VARIOUS CONSTRUCTION CRAFTS AND TRADES FOR PUBLIC WORKS CONSTRUCTION PERFORMED UNDER CONTRACT WITH THE CITY OF DEER PARK PURSUANT TO CHAPTER 2258 OF THE TEXAS GOVERNMENT CODE – After the proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Patterson to adopt on the first and final reading Ordinance No. 3913, captioned as follows:

AN ORDINANCE ASCERTAINING THE GENERAL PREVAILING WAGE RATES FOR VARIOUS CONSTRUCTION CRAFTS AND TRADES FOR PUBLIC WORKS CONSTRUCTION PERFORMED UNDER CONTRACT WITH THE CITY OF DEER PARK, TEXAS; ADOPTING SUCH WAGE RATES AS THE MINIMUM WAGE RATES FOR SUCH CONSTRUCTION CRAFTS AND TRADES ON SUCH CONTRACTS; PROVIDING THAT THESE RATES SHALL APPLY TO CERTAIN CITY CONTRACTS ON OR AFTER THE EFFECTIVE DATE; PROVIDING A REPEALING CLAUSE; AND FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Gary Jackson, Assistant City Manager advised Council that there was a previous ordinance, but it did not adopt the Davis Beacon wage rate. There was a survey done and the wage rates were based off of that and are outdated. Public Works has been using the Davis Beacon wage rates on projects, but Council has not adopted the wage rates. This ordinance will bring us in compliance with the government law.

Motion carried 6 to 0.

13. ADJOURN – Mayor Mouton adjourned the meeting at 7:53 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton
Mayor