

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1733RD 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 MAY 21, 2019, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

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| JERRY MOUTON, JR. | MAYOR |
| SHERRY GARRISON | COUNCILWOMAN |
| TJ HAIGHT | COUNCILMAN |
| TOMMY GINN | COUNCILMAN |
| BILL PATTERSON | COUNCILMAN |
| RON MARTIN | COUNCILMAN |
| RAE SINOR | COUNCILWOMAN |

OTHER CITY OFFICIALS PRESENT:

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|-----------------|------------------------|
| JAY STOKES | CITY MANAGER |
| GARY JACKSON | ASSISTANT CITY MANAGER |
| SHANNON BENNETT | CITY SECRETARY |
| JIM FOX | 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 Councilwoman Sinor.
3. PLEDGE OF ALLEGIANCE – Councilman Martin led the Pledge of Allegiance to the United States Flag and led the Texas Flag Pledge.
4. PRESENTATION - ACCEPTANCE OF PAINTINGS DEPICTING SHELL AND DEER PARK'S EARLY HISTORY DONATED BY SHELL – Shell, Deer Park donated a series of seven paintings to the City that depict the early history between Shell and the City of Deer Park. The watercolor paintings were created by the artist Martha Hayes for the Sesquicentennial Celebration in Deer Park in 1986.
5. PROCLAMATION RECOGNIZING EMERGENCY MEDICAL SERVICES AND DECLARING THE WEEK OF MAY 19-25, 2019 AS EMS WEEK – Mayor Mouton presented a Proclamation to Chief Assistant Andrew Smith, declaring the week of May 19-25, 2019 as EMS Week.
6. PROCLAMATION RECOGNIZING NATIONAL PUBLIC WORKS WEEK – Mayor Mouton presented a Proclamation to Public Works Director Bill Pedersen, declaring the week of May 19-25, 2019 as Public Works Week.

7. AWARDING BID FOR THE CONCRETE PAVEMENT MAINTENANCE CONTRACT – Motion made by Councilwoman Garrison and seconded by Councilwoman Sinor to award the bid for the Concrete Maintenance Contract to Brooks Concrete, lowest bidder in the amount of \$312,553.65. Motion carried 7 to 0.
8. AWARDING BID FOR A ONE-YEAR SUPPLY OF GASOLINE AND DIESEL FUEL – After following the procedure of the casting of lots to break the tie between Sun Coast Resources, Inc. and Pinnacle Petroleum, Inc. motion was made by Councilman Ginn and seconded by Councilman Patterson to award the bid for a one year supply of gasoline and diesel fuel to Pinnacle Petroleum, lowest bidder based on the +/- OPIS rate. Motion carried 7 to 0.
9. AWARDING BID FOR A ONE-YEAR SUPPLY OF SODIUM HEXAMETAPHOSPHATE WITH THE OPTION TO RENEW FOR AN ADDITIONAL YEAR FOR THE WATER TREATMENT PLANT – Motion made by Councilman Patterson and seconded by Councilman Martin to award the bid for a one year supply of sodium hexametaphosphate with the option to renew for an additional year for the Water Treatment Plant to Carcus Corporation - 50,000 units at \$.90/pound. Motion carried 7 to 0.
10. CONSENT CALENDAR – Motion was made by Councilwoman Sinor and seconded by Councilman Patterson to approve the consent calendar as follows:
 - a. Approval of minutes of workshop meeting on May 7, 2019.
 - b. Approval of minutes of regular meeting on May 7, 2019.
 - c. Approval of tax refund to Pacific Life in the amount of \$2,180.70 due to a value decrease granted by Harris County Appraisal District.
 - d. Approval of tax refund to Pacific Life in the amount of \$5,446.37 due to a value decrease granted by Harris County Appraisal District.
 - e. Approval of tax refund to Extra Space Properties Two LLC in the amount of \$8,923.65 due to a value decrease granted by Harris County Appraisal District.
 - f. Approval of tax refund to Nissan Infiniti Lease Trust in the amount of \$605.56 due to a value decrease granted by Harris County Appraisal District.
 - g. Approval of tax refund to Lereta in the amount of \$552.66 due to a homestead exemption and a veteran change granted by Harris County Appraisal District.
 - h. Approval of tax refund to Ryan Tax Compliance in the amount of \$6,593.19 due to a value decrease granted by Harris County Appraisal District.
 - i. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$2,855.73 due to a value decrease granted by Harris County Appraisal District.

- j. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$686.34 due to a value decrease granted by Harris County Appraisal District.
- k. Approval of tax refund to Lereta in the amount of \$879.96 due to an overpayment.
- l. Acceptance of the Quarterly Financial Report for the Fiscal Year 2018-2019 second quarter ended March 31, 2019.
- m. Acceptance of the Animal Shelter project and release of retainage to Construction LTD.
- n. Authorization to purchase equipment and installation services for a new communications tower at Fire Station #3 via Texas Department of Information Resources (DIR).

Motion carried 7 to 0.

11. COMMENTS FROM AUDIENCE –

- a. Iva Fruge, 1614 Byron, spoke of issues about the drainage in the area.
- b. John Matula, 801 Lanell Street, spoke of issues about excessive dog barking.
- c. Jason Harvey, 806 Norwood Street, spoke of issues about flooding in the area and complimented Council and the Public Works Department for their efforts to resolve it.
- d. Ben Bowen, 750 E. Lambuth, spoke in support of issues of excessive dog barking.
- e. Jessica Adams, 4210 Glen Avon Drive, a citizen of Pasadena, Texas spoke on issues of the City of Deer Park Softball Fields.
- f. Mark Andrews, 2217 Killarney, spoke in support of issues with excessive dog barking and also complimented the Public Works Department for their efforts to resolve flooding.
- g. Jack Hughes, 3012 Baronsgate Lane, spoke of issues relating to the lockout at Dow Chemical.
- h. Donna Shotwell, 717 Lanell, spoke in support of the issues with excessive dog barking.

12. CONSIDERATION OF AND ACTION ON REALLOCATION OF FUNDS BUDGETED FOR COMMUNITY CENTER HVAC REPAIRS TO BE USED FOR HVAC REPAIRS AT THE MUNICIPAL COURTS & THEATRE BUILDING – Motion was made by Councilwoman Garrison and seconded by Councilwoman Sinor to approve the reallocation of \$125,000 for the HVAC repairs from the Community Center to the Municipal Courts and Theater building. Motion carried 7 to 0.

13. CONSIDERATION OF AND ACTION ON THE APPLICATION SUBMISSION AND APPROVING THE ACCEPTANCE OF A GRANT THROUGH THE BULLETPROOF VEST PARTNERSHIP GRANT ACT – Motion was made by Councilman Martin and

seconded by Councilman Ginn on the application submission and approving the acceptance of a grant through the Bulletproof Vest Partnership Grant Act. Motion carried 7 to 0.

14. CONSIDERATION OF AND ACTION ON AUTHORIZATION TO PURCHASE SERVICES FROM SKE CONSTRUCTION, LLC, THROUGH THE BUY BOARD COOPERATIVE PURCHASING PROGRAM TO PERFORM PAVING AT THE WATER /SEWER BUILDING - PHASE 2 – Motion was made by Councilwoman Garrison and seconded by Councilwoman Sinor to authorize the purchase of services from SKE Construction, LLC, through the Buy Board Cooperative Purchasing Program to perform paving at the Water/Sewer Building - Phase 2. Motion carried 7 to 0.
15. CONSIDERATION OF AND ACTION ON AUTHORIZATION TO PURCHASE PHASE 2 AND PHASE 3 OF THE WHELEN OUTDOOR SIREN SYSTEM UPGRADE FROM CROSSPOINT COMMUNICATIONS THROUGH THE BUYBOARD COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE USE OF THE ASSIGNED FUND BALANCE – Motion was made by Councilman Ginn and seconded by Councilman Haight to authorize the purchase of Phase 2 and Phase 3 of the Whelen Outdoor Siren System upgrade from Crosspoint Communications through the Buy Board Cooperative Purchasing Program and authorizing the use of the Assigned Fund Balance. Motion carried 7 to 0.
16. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING THE FISCAL YEAR 2018-2019 GENERAL FUND BUDGET FOR THE PURCHASE OF REAL PROPERTY – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilman Patterson to adopt Ordinance No.4073, captioned as follows:

AN ORDINANCE AMENDING THE 2018-2019 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED.

Motion carried 7 to 0.

17. CONSIDERATION OF AND ACTION ON AN ASSIGNMENT OF THE CONTRACT OF SALE OF REAL PROPERTY – Motion was made by Councilwoman Garrison and seconded by Councilman Patterson to approve the assignment of the contract of sale of real property.

Motion was amended by Councilwoman Garrison and seconded by Councilman Patterson to include the location address as 518 E. Pasadena Boulevard. Motion carried 7 to 0.

18. CONSIDERATION OF AND ACTION ON THE APPOINTMENT OF MEMBERS OF VARIOUS CITY OF DEER PARK COMMITTEES – Motion was made by Councilwoman Garrison and seconded by Councilwoman Sinor to approve the appointment of members of various City of Deer Park Committees. (Boards & Commissions Selection Committee Rae Sinor, Chair and Sherry Garrison,) (Finance Committee, TJ Haight,) (Architecture and

Engineering Committee, TJ Haight) (Compensation Committee, Sherry Garrison). Motion carried 7 to 0.

19. CONSIDERATION OF AND ACTION ON THE ACCEPTANCE OF A WALMART FOUNDATION COMMUNITY GRANT – Motion was made by Councilwoman Sinor and seconded by Councilman Patterson to accept the Walmart Foundation Community Grant. Motion carried 7 to 0.
20. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING TWO MEMBERS TO THE PLANNING AND ZONING COMMISSION / BOARD OF ADJUSTMENT – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilwoman Sinor to adopt Ordinance No.4074, captioned as follows:

AN ORDINANCE APPOINTING TWO (2) MEMBERS OF THE PLANNING AND ZONING COMMISSION AND THE BOARD OF ADJUSTMENT OF THE CITY OF DEER PARK, TEXAS; SPECIFYING THEIR TERMS. (Ray Balusek and Doug Cox)

Motion carried 7 to 0.

22. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING AN ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENT – After a proposed ordinance was read by caption, motion was made by Councilwoman Sinor and seconded by Councilman Patterson to adopt Ordinance No.4075, captioned as follows:

AN ORDINANCE APPOINTING ONE (1) ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION AND THE BOARD OF ADJUSTMENT OF THE CITY OF DEER PARK, TEXAS; SPECIFYING THEIR TERM. (Troy Cothran)

Motion carried 7 to 0.

23. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING MEMBERS TO THE PARKS AND RECREATION COMMISSION – After a proposed ordinance was read by caption, motion was made by Councilwoman Sinor and seconded by Councilman Patterson to adopt Ordinance No.4076, captioned as follows:

AN ORDINANCE APPOINTING THREE MEMBERS OF THE PARKS & RECREATION COMMISSION OF THE CITY OF DEER PARK, TEXAS. (Clyde Coxie, Jo Kiefer and Sherry Redwine)

Motion carried 7 to 0.

24. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING A MEMBER OF THE DEER PARK COMMUNITY DEVELOPMENT CORPORATION –

After a proposed ordinance was read by caption, motion was made by Councilwoman Sinor and seconded by Councilman Martin to adopt Ordinance No. 4077, captioned as follows:

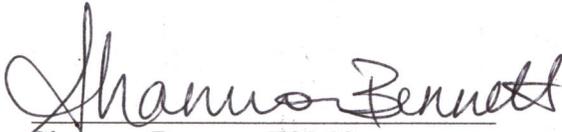
AN ORDINANCE APPOINTING A REPLACEMENT MEMBER OF THE DEER PARK COMMUNITY DEVELOPMENT CORPORATION OF THE CITY OF DEER PARK, TEXAS. (Eric Ripley)

Motion carried 7 to 0.

25. ADJOURN – Mayor Mouton adjourned the meeting at 8:26 p.m.

ATTEST:

APPROVED:



Shannon Bennett, TRMC
City Secretary



Jerry Mouton, Jr.
Mayor