

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1672ND 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 OCTOBER 3, 2016, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON	MAYOR
SHERRY GARRISON	COUNCILWOMAN
THANE HARRISON	COUNCILMAN
TOMMY GINN	COUNCILMAN
BILL PATTERSON	COUNCILMAN
RON MARTIN	COUNCILMAN
RAE SINOR	COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES	CITY MANAGER
GARY JACKSON	ASSISTANT CITY MANAGER
SHANNON BENNETT	ACTING 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 Councilman Patterson.
3. PLEDGE OF ALLEGIANCE – Councilman Martin led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PRESENTATION OF THE CERTIFICATE OF ACHIEVEMENT AWARD IN FINANCIAL REPORTING FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION OF THE UNITED STATES AND CANADA (GFOA) TO THE CITY OF DEER PARK FINANCE DEPARTMENT – Mayor Mouton recognized Finance Director Donna Todd and her Staff for receiving the Certificate of Achievement Award for financial reporting for the 29th consecutive year. It is GFOA’s highest form of recognition in the area of governmental accounting and financial reporting.
5. A PROCLAMATION RECOGNIZING AND DECLARING FIRE PREVENTION WEEK 2016 - Mayor Mouton presented a proclamation to Fire Marshal Buddy Rice declaring October 9 -15, 2016 as Fire Prevention Week. Fire Marshal Buddy Rice introduced Sam the Smoke Alarm Man.

6. PUBLIC HEARING ON THE REQUEST OF THE DEER PARK FIRE MARSHAL'S OFFICE AND THE CHIEF BUILDING OFFICIAL THAT THE BUILDING LOCATED AT 1242 CENTER STREET KNOWN AS VEGA'S MEXICAN RESTAURANT BE DECLARED SUBSTANDARD BY THE DEER PARK CITY COUNCIL - The public hearing was opened by the Acting City Secretary reading the Notice of Public Hearing. (Exhibit A)

Mayor Mouton opened the hearing for those desiring to speak in favor of the request.

- a. Larry Brotherton, Chief Building Official, commented, "This is our second time around. We found out there were people who needed to be notified. We have a fence around the building. It's secure, but we still want to get it down. I have had no response from Ms. Garcia, the land owner."

City Attorney Jim Fox asked, "Do you still find this a serious hazard to the lives, development and safety to the community?"

Mr. Brotherton replied, "Yes."

Mayor Mouton called for those persons desiring to speak against the request. No one spoke.

7. PUBLIC HEARING NO. 2 ON 2016 AD VALOREM TAX RATE - The public hearing was opened by the Acting City Secretary reading the Notice of Public Hearing. (Exhibit B)

Mayor Mouton called for those desiring to speak in favor of the 2016 Ad Valorem Tax Rate. No one spoke.

Mayor Mouton called for those desiring to speak against the 2016 Ad Valorem Tax Rate. No one spoke.

Mayor Mouton closed the hearing.

8. AWARDING BID FOR THE DESTINY DETENTION POND REHABILITATION PROJECT - Motion was made by Councilwoman Garrison and seconded by Councilman Martin to award the bid for the Destiny Detention Pond Rehabilitation Project to Great Bear Construction, low bidder, for a total amount of \$58,436.12. Motion carried 7 to 0.

9. CONSENT CALENDAR – Motion was made by Councilman Harrison and seconded by Councilman Martin to approve the consent calendar as follows:

- a. Approval of minutes of workshop meeting on September 20, 2016.
- b. Approval of minutes of regular meeting on September 20, 2016.
- c. Approval of minutes of public hearing on September 26, 2016.

- d. Authorization to submit an application to the Texas Historical Commission for the relocation of the Patrick Cabin Historical Marker.
- e. Acceptance of the Quarterly Financial Report for the Fiscal year 2015-2016 Third Quarter Ending June 30, 2016.

Motion carried 7 to 0.

- 10. CONSIDERATION OF AND ACTION ON ENTERING INTO AN AGREEMENT WITH BINKLEY & BARFIELD, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE 2016 STREET BOND PROGRAM – Motion was made by Councilman Harrison and seconded by Councilwoman Sinor to enter into an agreement with Binkley & Barfield, Inc. for professional services for the 2016 Street Bond Program. Motion carried 7 to 0.
- 11. CONSIDERATION OF AND ACTION ON APPROVING A CONTRACT FOR THE REPAIR OF THE GATEWAY MONUMENT AT THE INTERSECTION OF CENTER STREET AND RAILROAD STREET – Motion was made by Councilwoman Sinor and seconded by Councilman Patterson to approve a contract with Hoggatt, LP for the repair of the Gateway Monument at the intersection of Center Street and Railroad Street. Motion carried 7 to 0.
- 12. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING FOUR MEMBERS OF THE FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT OF THE CITY OF DEER PARK - After a proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Harrison to adopt on first and final reading Ordinance No. 3843, captioned as follows:

AN ORDINANCE APPOINTING FOUR (4) BOARD MEMBERS OF THE FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT OF THE CITY OF DEER PARK, TEXAS; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

- 13. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING THREE MEMBERS OF THE CRIME CONTROL AND PREVENTION DISTRICT OF THE CITY OF DEER PARK - After a proposed ordinance was read by caption, motion was made by Councilwoman Sinor and seconded by Councilman Ginn to adopt on first and final reading Ordinance No. 3844, captioned as follows:

AN ORDINANCE APPOINTING THREE (3) BOARD MEMBERS OF THE CRIME CONTROL AND PREVENTION DISTRICT OF THE CITY OF DEER PARK, TEXAS; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

14. CONSIDERATION OF AND ACTION ON AN ORDINANCE OF FINDINGS AS A RESULT OF THE PUBLIC HEARING ON THE BUILDINGS, STRUCTURES OR PREMISES LOCATED AT 1242 CENTER STREET, KNOWN AS VEGA'S MEXICAN RESTAURANT, FINDING AND DECLARING THAT SUCH BUILDINGS, STRUCTURES OR PREMISES ARE SUBSTANDARD AND A NUISANCE; MAKING CERTAIN ORDERS TO OWNERS OF SAID BUILDINGS - After a proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Patterson to adopt on first and final reading Ordinance No. 3845, captioned as follows:

AN ORDINANCE OF FINDINGS FROM THE HEARING CONCERNING THE BUILDINGS, STRUCTURES OR PREMISES LOCATED AT 1242 CENTER STREET, DEER PARK, TEXAS, FINDING AND DECLARING THAT SUCH BUILDINGS, STRUCTURES AND PREMISES ARE SUBSTANDARD AND A NUISANCE; MAKING CERTAIN ORDERS TO OWNERS OF SAID BUILDINGS, PROVIDING OTHER DETAILS AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

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

ATTEST:

APPROVED:

Shannon Bennett, TRMC
Acting City Secretary

Jerry Mouton
Mayor