

## CITY OF DEER PARK

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

## Minutes of

THE 1709th 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 1, 2018, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON  
SHERRY GARRISON  
THANE HARRISON  
TOMMY GINN  
BILL PATTERSON  
RON MARTIN  
RAE A. SINOR

MAYOR  
COUNCILWOMAN  
COUNCILMAN  
COUNCILMAN  
COUNCILMAN  
COUNCILMAN  
COUNCILWOMAN

## OTHER CITY OFFICIALS PRESENT:

JAMES STOKES  
GARY JACKSON  
SHANNON BENNETT  
JIM FOX

CITY MANAGER  
ASSITANT 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 – Councilman Martin led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PROCLAMATION FOR MUNICIPAL CLERKS WEEK – Mayor Mouton presented a Proclamation to City Secretary, Shannon Bennett, declaring the week of May 6-12, 2018 as Municipal Clerks Week.
5. PRESENTATION OF THE 2017 ACHIEVEMENT OF LIBRARY EXCELLENCE AWARD AND INTRODUCTION OF THE LIBRARY’S MASCOT “HOOT MCREADER” – Library Director, Rebecca Pool, introduced the Library mascot Hoot McReader. The Library in conjunction with the Friends of the Library conducted a naming contest in March. “Hoot McReader” was submitted by Lorenza Clayton who attends JP Dabbs Elementary School.

Matt Riley, Assistant Library Director of the City of Friendswood presented the 2017 Texas Municipal Library Directors Association Achievement of Library Excellence Award to Rebecca Pool and the Deer Park Public Library Staff.

6. CONSENT CALENDAR – Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve the consent calendar as follows:
- a. Approval of minutes of workshop meeting on April 17, 2018.
  - b. Approval of minutes of regular meeting on April 17, 2018.
  - c. Approval of tax refund to Tompkins W. Woodruff in the amount of \$1,271.45 due to a value decrease granted by Harris County Appraisal District.
  - d. Approval of tax refund to Scott Robinson in the amount of \$799.73 due to a homestead exemption, an over 65 exemption and a freeze granted by Harris County Appraisal District.
  - e. Approval of tax refund to DFG Enterprise LLC in the amount of \$2,232.00 due to a value decrease granted by Harris County Appraisal District.
  - f. Approval of tax refund to Russell & Catheran Eckhart in the amount of \$542.65 due to a homestead exemption granted by the Harris County Appraisal District.
  - g. Approval of tax refund to American Title Company in the amount of \$1,835.42 due to an over 65 exemption and a veteran's exemption granted by the Harris County Appraisal District.
  - h. Approval of tax refund to W. D. Lawther in the amount of \$3,952.80 due to a value decrease granted by Harris County Appraisal District.
  - i. Authorization to seek bids for a one (1) year supply of gasoline and diesel fuel to be used for all City of Deer Park vehicles and equipment.
  - j. Authorization to advertise and accept bids for a one year supply of garbage bags.
  - k. Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of January 1, 2018 - March 31, 2018.

Motion carried 7 to 0.

7. COMMENTS FROM THE AUDIENCE

- a. Frank Walker, 3713 Garrett Boulevard commented, "Good evening. I have three concerns. Lack of streetlights on Pasadena Boulevard traveling eastbound after East Boulevard headed to Underwood. In traveling to City Hall tonight on East Boulevard, between P Street and San Augustine, I counted 10 on each side of East Boulevard for a total of 20. Possibly not even a half of a mile distance. On Pasadena Boulevard, there is one street light at the entrance to the softball fields and there is one at the street of Clover and Garrett. All three of these are outdated and could be upgraded or repaired. Number two, street striping on Pasadena Boulevard. Other than the yellow divider to signify that you have south and north on Pasadena Boulevard, the traffic dividers in the lanes are

either nonexistent or very few. It would be a good strategy, I believe, to have those implemented. I ask you, Mayor, and Council at your leisure, to drive down Pasadena Boulevard headed to East Boulevard, preferably on a night, that there are no softball games, no lights going on at the complex, observe what light is on the street, and compare it to East Boulevard, Center Street or Luella. The sidewalks are my final concern. On either side of Pasadena Boulevard, there are no sidewalks for pedestrians or bicyclists. The softball fields are City maintained with the Parks crew mowing them. The City put in sidewalks there, but currently there are no baseball games being played. People are walking from the church to the softball fields, crossing Pasadena Boulevard and walking in the ditch to get to the complex. Doesn't sound like a good plan. I know it is new, but I know we can do something to present them with a sidewalk to walk on so it is a little safer. I ask this as a citizen of Deer Park, please don't forget us in La Porte outlot subdivision. Thank you for your time.

8. 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 Ginn and seconded by Councilwoman Sinor to approve the acceptance of the grant through the Bulletproof Vest Partnership Grant Act. Motion carried 7 to 0.
9. CONSIDERATION OF AND ACTION ON ACCEPTING THE AMENDMENT FOR ADDITIONAL PROFESSIONAL SERVICES FROM HALFF AND ASSOCIATES TASK ORDER NO. 16-004-D – Motion was made by Councilwoman Garrison and seconded by Councilman Patterson to accept the amendment for the additional professional services from Halff and Associates for Task Order No. 16-004-D. Motion carried 7 to 0.
10. CONSIDERATION OF AND ACTION ON ACCEPTING THE AMENDMENT FOR ADDITIONAL PROFESSIONAL SERVICES FROM HALFF ASSOCIATES TASK ORDER NO. 16-004-E – Motion was made by Councilman Martin and seconded by Councilman Patterson to accept the amendment for the additional professional services from Halff and Associates for Task Order No. 16-004-E. Motion carried 7 to 0.
11. CONSIDERATION OF AND ACTION ON SELECTING AN OPTION (REPAIR, REPLACE, REMOVE) THE PRATT TRUSS BRIDGE STRUCTURE AT THE BATTLEGROUND GOLF COURSE – Motion was made by Councilman Patterson and seconded by Councilman Harrison to select an option to repair, replace, remove the Pratt Truss Bridge structure at the Battleground Golf Course. Motion carried 6 to 1 with Councilwoman Sinor voting in opposition.
12. CONSIDERATION OF AND ACTION AMENDMENT NO. 2 TO THE INTERLOCAL AGREEMENT WITH THE HARRIS COUNTY FLOOD CONTROL DISTRICT FOR THE RECONCILIATION OF FINAL COSTS OF THE PROPERTY ACQUIRED FOR THE PATRICK'S BAYOU STORMWATER DETENTION BASIN, AND AUTHORIZING PAYMENT TO HCFCD PURSUANT TO THE AMENDMENT– Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve the Amendment No. 2 to the interlocal agreement with Harris County Flood Control District for the reconciliation

of final costs of the property acquired for the Patrick's Bayou storm water detention basin and authorizing payment to HCFCD pursuant to the amendment. Motion carried 7 to 0.

13. CONSIDERATION OF AND ACTION ON A RESOLUTION TO SEEK AND ACCEPT THE RIFLE-RESISTANT BODY ARMOR GRANT WITH THE OFFICE OF THE GOVERNOR – Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve Resolution No. 2018-06, captioned as follows:

A RESOLUTION AUTHORIZING AND APPROVING A GRANT APPLICATION AND AGREEMENT BETWEEN THE CITY OF DEER PARK, TEXAS, AND THE OFFICE OF THE GOVERNOR OF THE STATE OF TEXAS FOR THE RIFLE-RESISTANT BODY ARMOR GRANT.

Motion carried 7 to 0.

14. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING ON AN ORDINANCE AMENDING THE LOCAL INCENTIVES THAT MAY BE OFFERED TO QUALIFIED BUSINESSES PARTICIPATING IN THE TEXAS ENTERPRISE ZONE PROGRAM – Motion was made by Councilwoman Ginn and seconded by Councilman Patterson to approve Ordinance No. 3970, captioned as follows:

AN ORDINANCE CALLING A PUBLIC HEARING ON MAY 15, 2018, BY THE CITY OF DEER PARK, TEXAS TO CONSIDER ADOPTING AN ORDINANCE AMENDING THE LOCAL INCENTIVES THAT MAY BE OFFERED TO QUALIFIED BUSINESSES PARTICIPATING IN THE TEXAS ENTERPRISE ZONE PROGRAM; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

15. CONSIDERATION OF AND ACTION ON THE RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION AND AN ORDINANCE CALLING A JOINT PUBLIC HEARING ON THE REQUEST FROM WINDROSE SURVEYING & LAND SERVICES ON BEHALF OF WELLS FARGO BANK TO REZONE 0.4616 ACRES SITUATED IN THE G. PATRICK SURVEY, ABSTRACT 624 LOTS 7 & 8 BLOCK 13 SHELL CITY, FRONTING ON SIXTH STREET, TO BE REZONED FROM SINGLE FAMILY 2 (SF-2) TO GENERAL COMMERCIAL – 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. 3971, captioned as follows:

AN ORDINANCE CALLING A JOINT PUBLIC HEARING ON JUNE 5, 2018, BY THE CITY COUNCIL AND THE PLANNING AND ZONING COMMISSION OF THE CITY OF DEER PARK, TEXAS ON A PROPOSED AMENDMENT TO ORDINANCE NO. 3886, THE ZONING ORDINANCE, PLACING IN THE GENERAL COMMERCIAL (GC) ZONING DISTRICT A 0.4616 ACRE TRACT, SITUATED IN THE G. PATRICK SURVEY, ABSTRACT NO. 624, BEING LOTS 7 AND 8, BLOCK 13, SHELL CITY AND

TAKING THE SAME OUT OF THE RESIDENTIAL SINGLE FAMILY TWO (SF-2) ZONING DISTRICT; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

16. CONSIDERATION OF AND ACTION ON RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION AND A PROPOSED ORDINANCE ON THE REQUEST OF PENELOPE LAND INVESTMENT, LP FOR A SPECIFIC USE PERMIT TO OPERATE AN ASSISTED LIVING FACILITY AT 4320 EAST BOULEVARD – 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.3972, captioned as follows:

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT TO PENELOPE LAND INVESTMENTS L.P., TO OPERATE AN ASSISTED LIVING FACILITY LOCATED AT 4320 EAST BOULEVARD, DEER PARK, TEXAS ON A 1.32 ACRE TRACT OF LAND LOCATED ON THE SOUTHERN LONSFORD TRACT ON THE WEST SIDE OF EAST BOULEVARD; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

17. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING THE FISCAL YEAR 2017-18 BUDGET FOR THE SANITATION DEPARTMENT SCHEDULE A STOP SIGNS – After a proposed ordinance was read by caption, motion was made by Councilman Harrison and seconded by Ginn to adopt on first and final reading Ordinance No.3973, captioned as follows:

AN ORDINANCE AMENDING THE 2017-2018 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

18. AWARDING BID FOR LEASE PURCHASING FINANCING OF A 2018 FREIGHTLINER M2-106-80 GARBAGE TRUCK FOR THE SANITATION DEPARTMENT – Motion was made by Councilman Martin and seconded by Councilman Ginn to award the bid for the lease purchase financing of a 2018 Freightliner M2-106-80 garbage truck for the Sanitation Department. Motion carried 7 to 0.
19. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING SONIA ACOSTA AS DEPUTY CITY SECRETARY – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilwoman Sinor to adopt on first and final reading Ordinance 3974, captioned as follows:

AN ORDINANCE APPOINTING SONIA ACOSTA AS DEPUTY CITY  
SECRETARY OF THE CITY OF DEER PARK, TEXAS; AND  
DECLARING AN EMERGENCY.

Motion carried 7 to 0.

20. ADJOURN – Mayor Mouton adjourned the meeting at 7:52 p.m.

ATTEST:

APPROVED:

---

Shannon Bennett, TRMC  
City Secretary

---

Jerry Mouton  
Mayor