

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1720th 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 16, 2018, AT 5:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON, JR.
SHERRY GARRISON
THANE HARRISON
TOMMY GINN
BILL PATTERSON
RAE SINOR

MAYOR
COUNCILWOMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES
GARY JACKSON
SONIA ACOSTA
JIM FOX

CITY MANAGER
ASSISTANT CITY MANAGER
DEPUTY 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 – Councilwoman Sinor led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PRESENTATION OF THE 2018 PARKS AND RECREATION COMMISSION AWARDS – Art Park Supervisor, Susan Mele presented Mike Freitag the 2018 Individual of the Year Award. Ms. Mele highlighted the volunteered hours Mr. Freitag has donated with the use of his own equipment to handle all of the projects since 1980 to current. Mr. Freitag has videotaped every Art Park Player Production and Jr. Art Park Player Production with his own equipment and has also created a library of the Art Park Players history. Mr. Freitag has also done the entire distribution of all copies of shows that the children's parents order.

Mrs. Mele commented, "Mike services not only to the Art Park Players group, but he serves this community and several organizations with a passion for Deer Park."

Parks and Recreation Director, Charlie Sandberg recognized the Parks and Recreation Commission members Georgette Ford, Jo Kiefer and T.J. Haight for their attendance.

Assistant Parks and Recreation Director, Jacob Zuniga presented the 2018 Parks and Recreation Business Award to Calpine Corporation in recognition of their contribution to the Deer Park Parks and Recreation Department.

Mr. Zuniga commented, "Having been a part of our Earth Day for three years and helping to beautify the City and reinforce our Parks, we felt Calpine was very deserving and we wanted to say "Thank You" on behalf of the City and the Deer Park Parks and Recreation Department. We look forward to continuing this partnership as we move into the future."

5. REVIEW HARRIS COUNTY'S METHOD OF DISTRIBUTION (MOD) FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY (CDBG-DR) ROUND 1 FUNDS FOR THE HURRICANE HARVEY AND RECEIVE INPUT ON COMMUNITY NEEDS RESULTING FROM THE HURRICANE HARVEY AND THE PROJECTS NEEDED TO ASSIST WITH RECOVERY WITHIN THE CITY – Assistant City Manager Gary Jackson gave an overview of Harris County's Method of Distribution (MOD) for the Community Development Block Grant – Disaster Recovery (CDBG-DR) Round 1 funds for Hurricane Harvey.

Mr. Carl Ahrendt of Cobb Findley presented a presentation of the LMI areas.
Exhibit (A1-A3)

Mr. Ahrendt commented, "I just wanted to show you more than tell you, what areas will be involved in trying to get this grant for the City."

The public meeting was opened to the public for comments.

Mayor Mouton called for those desiring to speak.

- a. Michael McIntyre of Deer Park, commented, "You are talking about houses that didn't flood. My house flooded twice. I live on the corner of Wildwood and Louisiana. Can we widen the ditch between the golf course and the Westside Subdivision? It was widened a few years ago. There is right of way between San Augustine and Louisiana, 90% of that water flows towards the golf course which flows right towards my house. There is such a big flow, it goes across the street into my gutter and up three or four houses. The middle of the street does not flood. We have some drainage problems. The storm drainage on my side is caved in, I need to talk to someone about getting it fixed."

Mayor Mouton asked, "Are these streets Mr. McIntyre is talking about in these particular boundaries?"

Mr. Ahrendt responded, “These streets are not specifically within the LMI boundaries and would not be considered for this grant. I do know they were considered as part of one of the other programs but not for this grant money.”

Mr. McIntyre commented, “You’re talking about the houses on Center Street, those houses didn’t flood. Seems like I would concern myself with the houses that flooded.”

Assistant City Manager, Gary Jackson asked, “If 70% is required to be spent within the LMI, 30% could be spent outside the LMI. That percent could potentially be applied to Mr. McIntyre’s drainage?”

Mayor Mouton commented, “Most of this specifically for a grant we are applying for that can be used for drainage. We have a total comprehensive review of the whole City right now that this grant would not be applicable to.”

City Manager, Jay Stokes commented, “We are looking at 6 areas in the City. We have started in the area by Dabbs Elementary and the area west to South Campus High School. Your area is coming; it is one of the areas we will be looking at also.”

Mayor Mouton commented, “We are working with this firm, but this is just a very isolated portion of funding that can only be used in a certain area. It is already on the radar.”

- b. Marla Chandler, Deer Park, commented, “I live in the neighborhood west of the South Campus. I have lived there about 20 years and have had over \$300,000 worth of damage four different times.

City Manager, Jay Stokes commented, “We talked about your area in the last Council meeting. We are working on that.”

Mayor Mouton closed the public meeting.

- 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 September 25, 2018.
 - b. Approval of minutes of workshop meeting on October 2, 2018.
 - c. Approval of minutes of special meeting on October 8, 2018.
 - d. Acceptance of the Quarterly Financial Report for the Fiscal Year 2017-2018 third quarter ending June 30, 2018.
 - e. Acceptance of completion of the Surface Water Treatment Plant Driveway Project.
 - f. Consideration of and action on an amendment to the agreement with the Crime Control Prevention District (CCPD) for Personnel, Vehicles, Facilities, Equipment, and

Investments.

- g. Consideration of and action on an amendment to the agreement with the Fire Control, Prevention and Emergency Medical Services District (FCPEMSD) for Personnel, Vehicles, Facilities, Equipment, and Investments.
- h. Consideration of and action on authorization to purchase Christmas light decorations from Inception Marketing Barcana through the TIPS Cooperative Purchasing Program.
- i. Authorization to seek bids for Dow Park Soccer Field parking lot.
- j. Consideration of and action on authorization to purchase Maxwell Center furniture from Gateway through The Cooperative Purchasing Network (TCPN).
- k. Authorization of two (2) contract amendments between the City of Deer Park and the Texas Emergency Services Retirement System (TESRS).
- l. Consideration of and action on a referral to the Planning and Zoning Commission to adopt the Community Service District into Section 7. Commercial Districts of the City Zoning Ordinance.
- m. Consideration of and action on submitting a request to the Board of Adjustment for a six (6) inch variance to the height of a privacy fence to be constructed along the east property line of the Deer Park City Hall.

Motion carried 6 to 0.

7. COMMENTS FROM AUDIENCE –

- a. Loree Dodd, 3009 Stacy, Deer Park commented, “I have lived here about 40 years. I came home from work on August 27, 2018 to find a notice on my door from Vaught Services saying they wanted the whole block to leave their back gate open and to bring in their pets to do sewer work. I did not know if this was legit or not because anyone can print out a notice like this in this day and age. It concerned me and I stayed home the next day and worked from home. I called the water and sewer department. They knew nothing about it and they transferred me to the City of Deer Park that also didn’t know so they transferred me again to Kathy Holcomb. I left a message for Wade Miller. I waited until 12:00 that afternoon because no one had called me back. I went down to City Hall and spoke with Larry Brotherton and got him to sign the notice. I actually spoke with the people who were doing the work and no one really spoke English. Wade Miller told me that those people were approved to be out there. I feel like the City should do more as far as letting the residents know who is in their backyard. There is so much going on with the world right now and Deer Park is not small anymore. People can do just about anything. I am an accountant and I am into details. A solution I feel would be good is to update the City website under the departments tab so that we can log into the system to see who is to be working in our backyards. Not only the City people that are hired to work in our backyards in the easements, it would be nice if

the cable companies could sign into the system somehow just to let us know. It could be done by parcel numbers of our properties to know for sure who is out there. This really concerns me, I just feel like all you would have to do is update the website. You have automatic water billing and you could send us an email in advance to let us know to expect people working in the backyard. I looked in the Messenger and there was nothing there either.”

Mayor Mouton commented, “From my perspective, you should have been concerned. I always suggest to call the Police to begin with and it will filter down. I apologize for anything that may have fallen through the cracks.”

8. CONSIDERATION OF AND ACTION ON ENTERING INTO AN AGREEMENT WITH PAX WATER TECHNOLOGIES – Motion was made by Councilwoman Sinor and seconded by Councilman Patterson to approve entering into an agreement with Pax Water Technologies. Motion carried 6 to 0.
9. CONSIDERATION OF AND ACTION ON EXERCISING A THREE (3) YEAR EXTENSION OF COMMERCIAL WASTE REMOVAL SERVICES WITH WASTE MANAGEMENT OF TEXAS, INC – Motion was made by Councilman Harrison and seconded by Councilwoman Garrison to approve the three year extension of commercial waste removal services with Waste Management of Texas, Inc. Motion carried 6 to 0.
10. CONSIDERATION OF AND ACTION ON AUTHORIZATION TO PURCHASE TWO (2) REPLACEMENT FIELD MOWERS FROM TEXTRONGOLF THROUGH THE NATIONAL JOINT POWERS ALLIANCE (NJPA) COOPERATIVE PURCHASING PROGRAM – Motion was made by Councilman Patterson and seconded by Councilwoman Sinor to authorize the purchase of two (2) replacement field mowers from TextronGolf through the National Joint Powers Alliance (NJPA) Cooperative Purchasing Program. Motion carried 6 to 0.
11. CONSIDERATION OF AND ACTION ON AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AS PART OF HARRIS COUNTY’S APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY (CDBG-DR) ROUND 1 FUNDS FOR HURRICANE HARVEY – Motion was made by Councilwoman Garrison and Councilwoman Sinor to authorize the submission of a grant application as part of Harris County’s application for Community Development Block Grant Disaster Recovery (CDBG-DR) Round 1 Funds for Hurricane Harvey. Motion carried 6 to 0.
12. CONSIDERATION OF AND ACTION ON AUTHORIZATION TO PURCHASE EMERGENCY EQUIPMENT, GRAPHICS, AND ASSOCIATED SUPPLIES FOR NEW EMERGENCY SERVICES VEHICLES WITHIN THE FIRE DEPARTMENT AND FIRE MARSHAL’S OFFICE FROM FARRWEST THROUGH HGAC COOPERATIVE PURCHASING PROGRAM CONTRACT #EP 11-14 – Motion was made by Councilman Patterson and seconded by Councilman Ginn to authorize the purchase of emergency equipment, graphics, and associated supplies for new emergency services vehicles within

the Fire Department and Fire Marshal's Office from Farrwest through HGAC Cooperative Purchasing Program Contract #EP 11-14. Motion carried 6 to 0.

12. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING THREE MEMBERS OF THE DEER PARK COMMUNITY DEVELOPMENT CORPORATION – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Patterson to adopt on first and final reading of Ordinance No.4018, captioned as follows:

AN ORDINANCE APPOINTING THREE (3) BOARD MEMBERS OF THE DEER PARK COMMUNITY DEVELOPMENT CORPORATION OF THE CITY OF DEER PARK, TEXAS, FOR A TERM OF TWO (2) YEARS; AND DECLARING AN EMERGENCY.

Motion carried 6 to 0.

13. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING SECTION 66-178, SCHEDULE G RELATING TO SCHOOL ZONES – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Patterson to adopt on first and final reading of Ordinance No.4019, captioned as follows:

AN ORDINANCE AMENDING SECTION 66-178, SCHEDULE G, OF THE CODE OF ORDINANCES OF THE CITY OF DEER PARK, TEXAS, PROVIDING FOR AMENDED TRAFFIC REGULATIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

14. ADJOURN – Mayor Mouton adjourned the meeting at 8:11 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton, Jr.
Mayor