

LOUIS R. RIGBY
Mayor
BRANDON LUNSFORD
Councilperson At Large A
BRENT McCaulley
Councilperson At Large B
MANDI WILLIAMS
Councilperson District 1



CHUCK ENGELKEN
Mayor Pro Tem
Councilperson District 2
BILL BENTLEY
Councilperson District 3
RICK HELTON
Councilperson District 4
JAY MARTIN
Councilperson District 5
ROBBIE McLARRIN
Councilperson District 6

CITY COUNCIL MEETING AGENDA

Notice is hereby given of a regular meeting of the La Porte City Council to be held August 28, 2023, at 6:00 p.m., in the City Hall Council Chamber, 604 West Fairmont Parkway, La Porte, Texas, for the purpose of considering the following agenda items. All agenda items are subject to action.

Remote participation is available. Attend via a screen using this link:

<https://us02web.zoom.us/j/89074198975?pwd=VDY3d2MvUzVvZEpCNzY3dUkzZ2lZdz09Join> by phone at 888-475-4499 or 877-853-5257. The meeting ID is 890 7419 8975 and the passcode is 413530.

1. **CALL TO ORDER**
2. **INVOCATION** – The invocation will be given by Pastor Tyrone Jones, Zion Hill Praise Center.
PLEDGES – Will be led by Councilperson Brandon Lunsford.
U.S. Flag
Texas Flag: Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.
3. **PRESENTATIONS, PROCLAMATIONS, AND RECOGNITIONS**
 - (a) Recognition of the NXT Dance Team's success at the National Streetz Dance Competition. [Mayor Louis R. Rigby]
4. **CITIZEN COMMENT** *(Generally limited to five minutes per person; in accordance with state law, the time may be reduced if there is a high number of speakers or other considerations.)*
5. **CONSIDERATION OF COUNCILPERSON ABSENCES**
 - (a) Presentation, discussion, and possible action to excuse the absence of Mayor Louis R. Rigby from the August 14, 2023, regular City Council meeting. [Louis R. Rigby, Mayor]
6. **CONSENT AGENDA** *(Approval of Consent Agenda items authorizes each to be implemented in accordance with staff recommendations provided. An item may be removed from the consent agenda and added to the Statutory Agenda for full discussion upon request by a member of the Council present at this meeting.)*
 - (a) Approve the minutes of the August 14, 2023, regular City Council meeting. [Louis R. Rigby, Mayor]
 - (b) Approve appointments and reappointments to City boards, committees, and commissions (annual item). [Lee Woodward, City Secretary]
 - (c) Adopt Ordinance 2023-3945, repealing the City of La Porte's juvenile curfew regulations codified in Article III, 'Curfew for Juveniles', Chapter 42 'Miscellaneous Offenses' of the Code of Ordinances of the City of La Porte. [Doug Ditrich, Chief of Police]
 - (d) Adopt Ordinance 2023-3947 amending Chapter 30 'Emergency Services', Article III 'Emergency Medical Services', of the Code of Ordinances of the City of La Porte, Texas by increasing EMS billing rates for residents and adding non-resident billing rates. [Lisa Camp, EMS Chief]

- (e) Adopt Resolution 2023-09, authorizing the City Manager to sign the Texas Department of Transportation (TXDOT) Selective Traffic Enforcement Program (S.T.E.P.) comprehensive grant award agreement and other documents for the TXDOT STEP Comprehensive Grant Award. [Doug Ditrich, Chief of Police]
- (f) Adopt Resolution 2023-10 authorizing the City Manager to sign the Texas Department of Transportation (TXDOT) Selective Traffic Enforcement Program (S.T.E.P.) grant award agreement and other documents in connection with the TXDOT Commercial Motor Vehicle STEP grant. [Doug Ditrich, Chief of Police]
- (g) Receive report from tax assessor regarding the anticipated combined 2023 Ad Valorem collection rate for the City of La Porte, Texas [Michael Dolby, Finance Director]
- (h) Authorize the allocation of Fiscal Year 2024 Funds for 1) \$570,000.00 from hotel/motel fund and 2) \$69,018.00 from the parks tree fund for the Pecan Park Parking Lot Upgrade Project; award Bid #23006 'Pecan Park Parking Lot Upgrade Project' to Mar-Con Services, LLC; and authorize the City Manager to execute a construction contract with Mar-Con Services LLC, in the amount of \$1,499,777.90 with materials testing at \$20,000.00, and a contingency amount of \$36,168.00, for a total authorization of \$1,555,946.00. [Ray Mayo, Director of Public Works]
- (i) Authorize the City Manager to execute an Interlocal Agreement between the City of La Porte and the City of League City for participation in the Gulf Coast Region Information and Dispatch System. [Doug Ditrich, Chief of Police]
- (j) Authorize the City Manager to execute a Development Agreement between Barry Linn Seabranh/Storage Vault Self Storage LLC and the City of La Porte, Texas, for development of miniwarehouse/self-storage complex on real property located at 9101 W. Fairmont Pkwy, La Porte, Texas. [Corby Alexander, City Manager]
- (k) Approve request for sponsorship to the La Porte Community Civic Club for the 42nd Annual Harvest Banquet, in an amount up to \$2,500.00. [Matt Daeumer, Assistant City Manager]
- (l) Authorize the City Manager to execute a three (3) year agreement between the City of La Porte and Morgan's Point, to provide Emergency 9-1-1 Dispatch, Jail Services, Animal Control, Emergency Medical Services, Fire Suppression, and Fire Prevention (Fire Marshal's Office) services to the City of Morgan's Point, for the period beginning October 1, 2023, at total monthly rate of \$9,275.02. [Matt Daeumer, Assistant City Manager]
- (m) Authorize the City Manager to execute a three (3) year agreement between the City of La Porte and the City of Shoreacres to provide Emergency 9-1-1 Dispatch and Jail Services to the City of Shoreacres for the period beginning October 1, 2023, at total monthly rate of \$6,352.07. [Matt Daeumer, Assistant City Manager]

7. PUBLIC HEARINGS AND ASSOCIATED ORDINANCES

- (a) The City Council will hold a public hearing to receive comments on the proposed budget of the La Porte Fire Control, Prevention, and Emergency Services District for FY 2023-2024, as approved by the Board of Directors of the La Porte Fire Control, Prevention, and Emergency Services District at its meeting held on July 12, 2023; followed by discussion and possible action to approve or deny the FY2023-2024 proposed budget of the La Porte Fire Control, Prevention, and Emergency Services District. [Carl Holley, Fire Chief]

8. STATUTORY AGENDA

- (a) Presentation, discussion, and possible action regarding a request by GFL Environmental Services for a 5% cost of living adjustment to commercial dumpster service fees, to take effect November 1, 2023, pursuant to commercial solid waste franchise agreement between the City of La Porte and GFL Environmental Services. [Ray Mayo, Director of Public Works]

- (b) Presentation, discussion, and possible action to authorize the reallocation of previously budgeted and unspent funding from the following projects: PR011 (Broadway Trail Lighting) in the amount of \$50,000.00, PR0017 (Fairmont Park West Splashpad) in the amount of \$69,848.00, and PR0021 (Fairmont Park Dog Park) in the amount of \$142,931.00, to project PR0008 (La Porte Fitness and Recreation Center Expansion); authorize utilization of \$600,000.00 from the Park Zone fund to be identified in the FY24 budget; award Bid #23028 'Recreation and Fitness Center Expansion' to Construction Masters of Houston, Inc., contingent on favorable review of audited financial statements demonstrating benchmark working capital; or Award of Bid #23028 to FMG Construction Group contingent on additional financial review or a combination of cash bond; and authorize the City Manager to execute a construction contract in the amount of up to \$3,251,019.00 and a contingency amount of \$56,079.00, for a total authorization of \$3,307,098.00. [Ray Mayo, Director of Public Works]
- (c) Presentation, discussion, and possible action to authorize the City Manager to execute an agreement with DataVox (Texas DIR Vendor Number 176-025-1479-000) under Texas DIR Contract Number: DIR-TSO-4167, in the amount of \$195,862.66, for upgrades to Unified Computing System (UCS) environment. [Darren Withers, IT Manager]

9. REPORTS

- (a) Receive report of the La Porte Community Fencing Project Ad Hoc Committee meeting. [Councilperson McCaulley]
- (b) Receive report of the La Porte Development Corporation Board of Directors meeting. [Mayor Pro Tem Engelken]

10. ADMINISTRATIVE REPORTS

- Planning and Zoning Commission meeting, August 31
- Drainage and Flooding Committee meeting, September 11
- City Council meeting, September 11
- Planning and Zoning Commission meeting, September 21
- Zoning Board of Adjustment meeting, September 28

11. COUNCIL COMMENT *Hear announcements concerning matters appearing on the agenda; items of community interest; and/or inquiries of staff regarding specific factual information or existing policy from the Mayor, Councilpersons, and City staff, for which no formal action will be discussed or taken.*

12. EXECUTIVE SESSION

- (a) Texas Government Code Section 551.074 - Personnel Matters. Deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Council will meet in closed session to discuss City of La Porte Municipal Court of Record Judge Denise Mitrano.

13. RECONVENE into open session and consider action, if any, on item(s) discussed in executive session.

14. ADJOURN

If, during the course of the meeting and discussion of any items covered by this notice, City Council determines that a Closed or Executive Session of the Council is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Section 551.071 - consultation with counsel on legal matters; Section 551.072 - deliberation regarding purchase, exchange, lease or value of real property; Section 551.073 - deliberation regarding a prospective gift; Section 551.074 - personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; Section 551.076 - implementation of security personnel or devices; Section 551.087 - deliberation regarding economic development negotiation; Section 551.089 - deliberation regarding security devices or security audits, and/or other matters as authorized under the Texas Government Code. If a Closed or Executive Session is held in accordance with the Texas Government Code as set out above, the City Council will reconvene in Open Session in order to take action, if necessary, on the items addressed during Executive Session.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (281-470-5019), two working days prior to the meeting for appropriate arrangements.

Pursuant to Texas Government Code Sec. 551.127, on a regular, non-emergency basis, members may attend and participate in the meeting remotely by video conference. Should that occur, a quorum of the members will be physically present at the location noted above on this agenda.

CERTIFICATE

I, Lee Woodward, City Secretary, do hereby certify that a copy of the August 28, 2023, City Council agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.LaPorteTX.gov, in compliance with Chapter 551, Texas Government Code.

DATE

TIME

TAKEN DOWN

Lee Woodward

Lee Woodward, City Secretary