



**AGENDA
REGULAR MEETING
FREEPORT CITY COUNCIL
MONDAY, NOVEMBER 6, 2023 AT 6:00 PM**

Mayor:

Brooks Bass

Council Members:

Jeff Pena

Jerry Cain

George Matamoros

Winston Rossow

City Manager:

Timothy Kelty

THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, WILL MEET ON MONDAY, NOVEMBER 6, 2023 AT 6:00 PM, AT THE FREEPORT, POLICE DEPARTMENT, MUNICIPAL COURT ROOM, 430 NORTH BRAZOSPORT BOULEVARD FREEPORT TEXAS

This meeting will be live streamed via YouTube Live and may be accessed on the City of Freeport Facebook page: <https://www.facebook.com/freeporttexas> or by visiting <https://www.youtube.com/@cityoffreeporttx8375/streams>

THE MEETING IS BEING HELD FOR THE FOLLOWING PURPOSES:

CALL TO ORDER: The Mayor will call the meeting to order, declare a quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

INVOCATION AND PLEDGE OF ALLEGIANCE: (Council Member)

CITIZENS' COMMENTS:

Members of the public are allowed to address the City Council at this time, and must include name and address. Note, specific factual information or a recitation of existing policy may be furnished in response to an inquiry made, but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open meetings Act unless said notice appears herein. The public is reminded that there is a (4) minute time limit as approved by City Council on June 21, 2010.

PRESENTATIONS/ANNOUNCEMENTS: Announcements by Mayor, City Council and/or Staff.

1. Presentation for Employee of the Month, for the month of September 2023. **(Tim Kelty)**
2. Presentation by Chief Motley on employee recognition for the Texas Fire Chief Academy Graduate. **(Christopher Motley)**
3. Presentation of the Investment Report for the Quarter Ending September 30, 2023 (Fourth Quarter FY2023). **(Cathy Ezell)**
4. Annual presentation and update regarding Freeport MUD #1. **(Councilman Jeff Pena)**

CONSENT AGENDA:

5. Consideration and possible action on the approval of City Council Meeting Minutes, from October 16, 2023. **(Clarisa Molina)**
6. Consideration and possible action by City Council approving sale of Trust Property located at 1322 West 7th Street (Freeport, Block 140, Lot 14) **(Laura Cramer)**

COUNCIL BUSINESS – REGULAR SESSION:

7. **Public Hearing:** Consideration and possible action for plat of Lot 1a, Block 36 of the Velasco Townsite, an addition to The City Of Freeport a Re-Plat Of Lots 1,2,3,4,5,6, Block 36 according to the map of record in Volume 32, Page 14 of the Deed Records Of Brazoria County, Texas **(Kacey Roman)**
8. **Public Hearing:** Consideration and possible action for replat of Lots 1 Through 8 & Lots 17 through 20 Block 739 to be renamed Lots 1a, Block 739 (0.5797 Acres) and Lots 17a, Block 739 (0.0721 Acres) Subject Lots being of the Velasco Townsite as Recorded In Volume 32, Page 14 Of The Brazoria County Deed Records in the S.T.Angier Survey Abstrct 8 City Of Freeport Brazoria County, Texas. **(Kacey Roman)**
9. **Public Hearing:** Consideration and possible action regarding Ordinance No. 2023-2712 proposing changes to City of Freeport Zoning Ordinance Ordinance amending section 155.501 Standards for Residential Infill Development to allow single family residences and carports to be built on single 25-foot lots. **(Kacey Roman)**
10. Consideration and possible action on approval of an agreement with University of Texas, San Antonio for development of design guidelines and comprehensive downtown plan for the Freeport Main Street Program. **(Ana Silbas)**
11. Consideration and possible action approving Ordinance No. 2023-2713 for Budget Amendment #1 for Fiscal Year 2024. **(Cathy Ezell)**
12. Consideration and possible action awarding BID and approve the City Manager signing a contract to Del Sol Solutions for janitorial services for the City of Freeport offices. **(Cathy Ezell)**

13. Discussion and possible action to award a bid to the apparent low bidder for WWTP. **(Lance Petty, Cathy Ezell)**
14. Consideration and possible action of the annual appointment for the ex officio board member for MUD #1. **(Tim Kelty)**
15. Consideration and possible action approving the Special Interlocal Agreement for streets project between Brazoria County and the City of Freeport Fiscal Year 2023-2024. **(Lance Petty)**

WORK SESSION:

16. The City Council may deliberate and make inquiry into any item specifically listed as a Subsection under the itemized Sections A-H below, an item appearing on the City Council agenda for this meeting, on matters related to community events, or on matters that are not within the jurisdiction of the City for consideration by City Council. The City Council may not deliberate on any City matters not specifically disclosed under this Work Session or on this posted City Council Meeting agenda. City Council members and the Mayor always reserve the right to request that a matter be placed on a future agenda for consideration.
 - A. Councilman Pena Ward A announcements and comments.
 - B. Councilman Cain Ward B announcements and comments.
 - C. Councilman Matamoros Ward C announcements and comments.
 1. Discuss how the city and code enforcement are handling high weeds/grass throughout the city on both private and public properties.
 2. Discuss adding street signage changes to planning and zoning items on the next agenda.
 - D. Councilman Rossow Ward D announcements and comments.
 - E. Mayor Brooks Bass announcements and comments.
 - F. City Manager Tim Kelty announcements and comments.
 1. Discussion and update regarding City Hall renovation and asbestos remediation.
 - G. Updates on current infrastructure.
 - H. Update on reports / concerns from Department heads.
 1. Response from Cathy Ezell regarding Pena accusations.

CLOSED SESSION:

17. Executive Session regarding a.) (Consultation with Attorney) Attorney consultation pending litigation styled and numbered City of Freeport, Texas vs Braztex Development, LLC, et. al., Cause No. 120329 (149th Jud. Dist. Crt – Brazoria County, Texas), b.)

personnel matters regarding complaints filed against Councilman Jeff Pena, in accordance with the Texas Government Code Annotated, Chapter 551, Sections 551.071 and 551.074.

COUNCIL BUSINESS – REGULAR SESSION:

18. Take any action resulting from Executive Session.

ADJOURNMENT:

19. Adjourn

Items not necessarily discussed in the order they appear on the agenda. The Council at its discretion may take action on any or all of the items as listed. This notice is posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code).

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

ACCESSIBILITY STATEMENT This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (979) 233-3526.

CERTIFICATE I certify the foregoing notice was posted in the official glass case at the rear door of the City Hall, with 24 hours a day public access, 200 West 2nd Street, Freeport Texas, before 6:00 p.m. in accordance with Open Meetings Act.

Clarisa Molina

Clarisa Molina,
Assistant City Secretary, City of Freeport, Texas





Quarterly Investment Report
July 1, 2022 - September 30, 2022

G/L Account	Description	Book Value	Current Interest Rate	Yield to Maturity	Maturity Date	Days to Maturity	Beginning Market Value for Period	Changes to Market Value	Ending Market Value for Period	Interest Paid YTD
Cash in Demand Accounts										
99-101-000	Operating Account	\$ 11,338,208	5.41%	5.41%	Demand	1	\$ 6,749,560	\$ 4,588,648	\$ 11,338,208	\$ 341,425
Total Cash in Demand Accounts		\$ 11,338,208					\$ 6,749,560	\$ 4,588,648	\$ 11,338,208	\$ 341,425
Invested in Government Pools										
99-105-020	Texas Class	\$ 3,152,807	5.19%	5.19%	Demand	1	\$ 3,112,397	\$ 40,411	\$ 3,152,807	\$ 135,587
99-105-010	TexPool	13,057,501	5.32%	5.32%	Demand	1	12,886,248	171,253	13,057,501	578,342
Total Invested in Pools		\$ 13,057,501					\$ 12,886,248	\$ 171,253	\$ 13,057,501	\$ 578,342
TOTAL ALL INVESTMENTS		\$ 24,395,709					\$ 22,748,204	\$ 4,800,312	\$ 27,548,516	\$ 1,055,354

Investment Category	Book Value	Percentage	Weighted Average Maturity (Days)
Cash in Demand Accounts	\$ 11,338,208	46.48%	1.00
Government Pools	\$ 13,057,501	53.52%	1.00
Certificates of Deposit	\$ -	0.00%	0.00
TOTAL	\$ 24,395,709	100.00%	1.00

Investment schedules presented per the provisions of the Texas Code Chapter 2256 (Public Funds Investment Act) and the City's Investment Policy.

The City requires its depository banks to provide collateral for all deposits in excess of Federal Deposit Insurance. At the end of the quarter, the market value of collateral pledged by Baker Bond Accounting to the City was \$17.02M, 150% of deposits.

Unrealized gain/loss is the difference between the market value of the City's securities and what it paid for them. Gains and losses are realized only when a security is sold prior to maturity. Since it is the City's practice to hold all securities to maturity, it is unlikely that unrealized gains and losses will be realized. As of the end of the quarter, the City had no unrealized gains or losses.

Prepared By: 
Cathy Ezell, Investment Officer

Date

10/30/2023

Verified By: 
Ashlee Ferguson, Investment Officer

Date

10-30-23



City Council Agenda Item #4.

Title: Annual presentation and update regarding Freeport MUD #1.

Date: November 6, 2023

From: Councilman Jeff Pena

Staff Recommendation:

Item Summary:

Background Information:

Special Considerations:

Financial Impact:

Board or 3rd Party Recommendation:

Supporting Documentation:

None

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of Freeport, Texas met on Monday, October 16, 2023 at 6:00 PM at the Freeport, Police Department, Municipal Court Room, 430 North Brazosport Boulevard Freeport Texas for the purpose of considering the following agenda items:

City Council:

- Mayor Brooks Bass
- Councilman Jeff Pena
- Councilman Jerry Cain
- Councilman George Matamoros
- Councilman Winston Rossow

Staff:

- Tim Kelty, City Manager
- Lance Petty, Assistant City Manager/PWD, Not Present
- David Olson, Interim City Attorney
- Clarisa Molina, Assistant City Secretary/Administrative Assistant
- Cathy Ezell, Finance Director
- Toby Cohen, IT Manager
- Donna Fisher, Human Resource Director
- Ana Silbas, Main Street Coordinator
- Jennifer Howell, Police Chief
- Chris Motley, Fire Chief

Visitors:

David McGinty	Kenny Hayes
Sam Reyna	Nicole Mireles
Jared Barber (Freese & Nichols)	David Hunn (Freese & Nichols)
Joe Thaxton	Pam Dancy
Shonda Marshall	Carole Parker
Ron Bachman	Margaret Bachman
Mark Parker	Manning Rollerson

THE MEETING IS BEING HELD FOR THE FOLLOWING PURPOSES:

CALL TO ORDER:

Mayor Bass called the meeting to order at 6:00 PM

INVOCATION AND PLEDGE OF ALLEGIANCE:

Invocation was led by Councilman Rossow, the Pledge was led by Mayor Bass.

CITIZENS' COMMENTS:

Ana Silbas Main Street Coordinator, wanted to provide a few updates regarding a recycling program that will be year long starting on October 9 with two locations, one at City Hall and one at the Police Department. She talked about Fall Market and Dia de Los Muertos. She invited Council to the Main Street meeting on Thursday.

Nicole Mireles at 2002 North Avenue G talked about the anonymous letter she received. She talked about a public notice on behalf of the Board of Adjustments that was mailed. She said she is frustrated at the way City Hall is being ran.

Evan Villareal, 709 West 5th Street, wondering if the police could escort some people riding bikes from downtown to Riverplace the night of Fright Night. He said he and Pena were discussing this, and wanting to get this set up.

Manning Rollerson talked about the rental properties, and how he has been requesting something to be done for the last ten years. He said we have a broken government. He spoke of the chemical plants making people sick.

Nicole Mireles said she feels offended by Mr. Rollersons comments.

Sam Reyna resides at 2002 North Avenue G. He talked about the article in the newspaper that was about adding \$3 to the water bills to support the inspection of a rental property program.

Pamela Dancy said she does not agree that citizens should have an increase in their waterbill in support of the new position for the Rental Inspection Program. She said she was not okay with paying \$3 more for her water bill.

PRESENTATIONS/ANNOUNCEMENTS:

Presentation for Employee of the Month, for the month of September 2023.

There was no presentation of EOM.

Proclamation recognizing October 21st 2023, as Wildcat Social Club Day

Mayor Bass read a proclamation recognizing October 21, 2023, as Wildcat Social Club Day.

Councilman Rossow explained what the Wildcat Club does.

CONSENT AGENDA:

Consideration and possible action on the approval of City Council Meeting Minutes, from October 2, 2023.

Consideration and possible action approving the interlocal agreement with Brazoria County to continue the professional services of LJA Engineering for the regional stormwater management program and permit applications as part of the Brazoria County Stormwater Coalition.

A motion was made by Councilman Matamoros to approve the Consent Agenda, seconded by Councilman Cain with all present voting "Aye" 5-0 motion passed.

COUNCIL BUSINESS – REGULAR SESSION:

Consideration and possible action amending Ordinance No.1734 in regards to Reserve Officers.

Police Chief Howell, presented to Council Ordinance No. 2023-2822 amending Ordinance No. 1734 in regards to Reserve Officers. She said this would bring the PD's Reserve Officer policy up to the State requirements. She spoke of the requirements to become a Reserve Officer.

A motion was made by Councilman Pena to approve Ordinance No. 2023-2822, seconded by Councilman Rossow with all present voting "Aye" 5-0 council unanimously approved the motion.

Consideration and possible action approving the Fiscal Year 2023/2024 Brazoria County Interlocal Road Project.

City Manager Tim Kelty presented to council the possible action approving the Fiscal Year 2023/2024 Brazoria County Interlocal Road Project. He said the agreement with Brazoria County under which these streets would be completed was approved by Council a couple of months ago. There are a total of 21 streets that are being proposed to be rehabilitated by the County.

Councilman Pena said he requested that for Ward A the streets identified be moved to the beach. This will finish off the road to be paved to the dunes.

A motion was made by Councilman Cain to approve as presented the Fiscal Year 2023/2024 Brazoria County Interlocal Road Project, seconded by Councilman Matamoros with all present voting 4-1 motion passed. Councilman Pena voted "Nay"

Consideration and possible action to approve the proposal from CRG Texas for the removal of the existing underground fuel tanks at the Service Center.

City Manager Tim Kelty presented to council the consideration and possible action approving the proposal from CRG Texas for the removal of the existing underground fuel tanks at the Service Center. He said staff recommends this contract. Mr. Kelty said this is not a budgeted item, but it is required by TCEQ that these tanks be removed.

Councilman Pena asked how long we had known these tanks needed to be removed? Ms. Ezell said we have been waiting for the requirement from TCEQ, this is something we have to do.

A motion was made by Councilman Cain to approve the proposal from CRG Texas for the removal of the existing underground fuel tanks at the Service Center, seconded by Councilman Matamoros with all present and voting 4-1, motion passed. Councilman Pena voted "Nay"

Consideration and possible action approving Resolution No. 2023-2821 for EDC Budget Amendment #2 for Fiscal Year 2023.

Finance Director Cathy Ezell presented to council the possible action of approving Resolution No. 2023-2821 for the EDC Budget Amendment #2 for Fiscal Year 2023. She said this is the final Budget Amendment for FY 2022/2023. This was approved by the EDC Board.

Councilman Pena asked why there was not an EDC Rep present at this meeting? Councilman Matamoros said he is an EDC Board Member and they did in fact vote to recommend this budget amendment. Ms. Ezell said she was the one who presented to the EDC, as she is their accountant.

A motion was made by Councilman Matamoros to approve Resolution No. 2023-2821, seconded by Councilman Cain, with all present voting 4-1 council approved the motion. Councilman Pena voted "Nay".

Consideration and possible action approving Ordinance No. 2023-2711 for Budget Amendment #2 for Fiscal Year 2023.

Finance Director Cathy Ezell presented to council the possible action of approving Ordinance No. 2023-2711 for FY 2023 Budget Amendment #2. She said staff recommends the Budget Amendment. This is the final one for this Fiscal Year, which will true up all expenditures. She said this amendment will not effect the bottom line for which the new fiscal year budget was based upon.

A motion was made by Councilman Cain to approve Ordinance No. 2023-2711, seconded by Councilman Pena with all present voting "Aye" 5-0, council unanimously approved the motion.

Consideration and possible approving Resolution No. 2023-2820 amending the policy regarding public comments during a City Council meeting.

City Manager Tim Kelty, presented to council the possible action approving Resolution No. 2023-2820 amending the policy regarding public comments during a City Council Meeting. Mr. Kelty said this resolution amends the policy that was adopted by City Council on July 21, 2010. He said it is intended to reflect the current practice regarding public comment during meetings, in compliance with State Open Meetings Law, and Federal Case Law. He said this resolution will limit Council members from speaking during the Citizen Comment portion of the agenda. This resolution is recommended by City Legal Counsel.

Councilman Pena asked why are we forcing ordinances on the books, why are we playing cat and mouse games, and why are we as Councilman not allowed to give comments? And why have we been exercising this before it was formally passed?

Mr. Olson said the Fifth Circuit decision was made, and Mayor Bass enforced this decision. He is in charge of the meetings and how they are conducted. Councilmembers are allowed to add items to the agenda per City Policy.

Councilman Matamoros spoke of the TML Training for newly elected officials. He said he went to this training, and he received information on this issue, and he shared this information. He said the TML attorneys advised elected officials speaking during the citizens comments portion of the meetings is not proper.

A motion was made by Councilman Cain to approve Resolution No. 2023-2820 amending the policy regarding public comments during a City Council Meeting, seconded by Councilman Matamoros with all present voting 4-1 motion passed. Councilman Pena voted "Nay".

Consideration and possible action granting a 4.7 acre drainage easement to the Velasco Drainage District, along the levee from behind the Pocket Park on Avenue A to Riverside Park.

City Manager Tim Kelty presented to council the possible action granting a 4.7 acre drainage easement to the Velasco Drainage District along the levee from behind the Pocket Park on Ave A to Riverside Park. He said the Velasco Drainage District is under a Federal Mandate by the Army Corps of Engineers to maintain this levee. Mr. Williams of the Velasco Drainage District said this would be the last utility easement to be requested by Velasco Drainage District.

A motion was made by Councilman Pena to approve granting a 4.7 acre drainage easement to the Velasco Drainage District along the levee from behind the Pocket Park on Ave A to Riverside Park, seconded by Councilman Matamoros, with all present voting "Aye" 5-0 council unanimously approved the motion.

Consideration and possible action authorizing the City Manager to carry over unused vacation.

Mayor Bass presented to Council the possible action authorizing the City Manager to carry over unused vacation. Mayor Bass said Mr. Kelty has allowed employees to carry over unused time but wanted to get Council approval for him to do the same for a six month period. Mayor Bass said Mr. Kelty has worked hard, and he feels that Mr. Kelty should be allowed to carry over these unused hours.

Mayor Bass made a motion authorizing the City Manager to carry over unused vacation, seconded by Councilman Cain with discussion that followed.

Councilman Cain asked if this is a one-time basis? Mr. Kelty said "yes".

Councilman Pena asked what are the total hours? Mr. Kelty said a one-time 150 hours of earned vacation for

six months. This is about 3.75 weeks of vacation.

Mayor Bass called the motion to a vote, with all present and voting 4-1, motion passed. Councilman Pena voted "Nay".

Consideration and possible action amending the Zoning Ordinance allowing for and regulating the use of portable storage containers.

City Manager Tim Kelty presented to council the possible action amending the Zoning Ordinance allowing for and regulating the use of portable storage containers. Mr. Kelty said at the last council meeting, Mr. Reyna expressed concerns of the legality of the City's ability to enforce this with conjunction with State Law. Mr. Olson looked into this, and the City is allowed to regulate these storage units. Mr. Kelty said the Planning and Zoning negotiated and came up with some compromises. This Ordinance is what they came up with, and if council passes this tonight, it will then allow the limited use of shipping containers for permanent storage in commercial, non-residentially zoned areas.

Mr. Olson explained the information which Mr. Reyna shared. He said this would be if someone wanted to live in one of these. This ordinance is for storage.

A motion was made by Councilman Matamoros to approve amending the Zoning Ordinance allowing for and regulating the use of portable storage containers as written, seconded by Councilman Cain, with all present voting 4-1, motion passed. Councilman Pena voted "Nay".

Discussion and possible action to award a bid to the apparent low bidder for WWTP.

Finance Director Cathy Ezell presented to Council the possible action of awarding a bid to the apparent low bidder for the WWTP. She said bids were opened on October 4, 2023. There were two bids, they came in at \$13.8 million and \$16 million respectfully. Ms. Ezell said we had \$4.95 million budgeted for construction as part of the grant. This grant was secured about two and half years ago with the help of Freese and Nichols.

There was a lengthy discussion about the cost of the Package Plant Manufacturers, by Council, Grant Works Representative, staff and Freese and Nichols. There was discussion on possible repairs to the plant now, if this is possible to save some money, and do the full repair in a couple of years. The cost has gone up considerably since 2020 and the pandemic. There was discussion about lifting the leaning tank, the rusting of the tank. It was said the tank alone is in desperate need of work. It was discussed possibly making a scope amendment to the project. All of this will have to be approved by the GLO. There was discussion by Councilman Pena about the \$8.9 million from the agreement with the Port. He asked why we can't just use these funds? Ms. Ezell said the full \$8.9 is not available because there is a contractual obligation in the agreement for the lift station as well as the park development.

This item was tabled.

Consideration and possible action for a budget amendment to perform repairs needed at the Freeport Municipal Park Kitchen.

City Manager Tim Kelty presented to council the possible action to approve a budget amendment to do repairs needed at the Freeport Municipal Park Kitchen. He said this was brought forward by Councilmen Cain and Matamoros. He said the estimate of the repairs would be about \$40,000. He said the EDC showed consensus at their last meeting to cover upto fifty percent of this cost. He said we will be able to partially utilize the kitchen for some preparation for the Super Feast. But the full improvements would not be completed in time. If this is approved, we will be able to use it as a rentable space.

Councilman Cain said this item is proof we do have a procedure in place. If a constituent asks for something to be discussed, we have a process in place, and following the procedure it works. Councilman Cain said he does not think we will get this done before the Super Feast, and this is one organization that will benefit from this

repair.

Councilman Matamoros said when Councilman Cain asked him to co-sponsor, he gladly agreed. He said he has received questions of consideration about this from residents. He said he researched what an EDC project could help with and this is one of the things it can help with. He said he approached the EDC Board to use some EDC funds to help with this, up to \$20,000 with the two public hearings and approval by City Council.

Councilman Pena talked of the Velasco House remodel, and asked how often the kitchen is used. Mr. Kelty said he did not have that information, but would find out. Councilman Pena said if we haven't used the kitchen at the park in two years, what is the urgency now?

Mr. McGinty said all food is prepared off site. He said we need ovens to prepare the large number of sides. This kitchen is needed, and it will even help if there is an emergency in the city.

A motion was made by Councilman Cain to authorize the repairs needed at the Freeport Municipal Park Kitchen, seconded by Councilman Matamoros.

Ms. Marshall said this is over \$10,000. It has to go to city council before EDC can pay anything. She said we need to make sure all protocols are met.

Mayor Bass called the motion to a vote, with all present and voting 4-1, motion passed. Councilman Pena voted "Nay".

WORK SESSION:

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Mayor Brooks Bass announcements and comments.

Mayor Bass said many may know, and some may not know that Betty Wells, after many years of working for the City of Freeport, will be moving to brighter pastures. He said it has been a pleasure working with Ms. Wells, as Councilman and now as the Mayor. He said she has been nothing but a stalwart for the City. Mayor Bass said he appreciates and salutes Ms. Wells, and wishes Ms. Wells the best of luck.

Councilman Pena Ward A announcements and comments.

Councilman Pena thanked everyone that attended Fall Harvest today, including Councilman Rossow, the Police Department and City staff. He thanked Ms. Ezell for speaking with him about the HOT taxes. He asked what could be discussed in the workshop session of the agenda. He spoke about posting his agenda on the bulletin board outside City Hall. David Olson said he did have a conversation with Councilman Pena, about when it would be appropriate to post his own agenda. He said this occurs when you follow the proper policies to have something posted on the agenda. He said I would suggest, if you want to place that unilaterally items on the agenda, you make that request to council. Councilman Pena said he wants to know why he is being silenced. Mayor Bass said there are rules, and no one is above the rules.

Councilman Cain Ward B announcements and comments.

Councilman Cain spoke of 9th Street construction almost being complete. He said once completed, the street lights will be powered up and working. Councilman Cain invited all to the Fright Fest on Thursday October

26th at Riverplace.

Councilman Matamoros Ward C announcements and comments.

1. HOT

2. Starbucks Agreement with EDC.

Councilman Matamoros thanked all that came to the meeting, and the ones who watched online. Councilman Matamoros asked Ms. Ezell if any person owing HOT taxes paid them, as they stated they would at the last city council meeting? Ms. Ezell said "no, but Councilman Pena asked that a letter be mailed to set up a meeting to remedy the HOT taxes which he owes". Councilman Matamoros said he wants to make a clarification. He said not one person in the City Administration asked me, directed me, or even wrote me about this statement at the last city council meeting. Councilman Matamoros said he did his own research, he said he has his own independent thoughts, he is not a follower. He spoke of the Starbucks agreement with the EDC. He said it has been brought to his attention that he, the EDC Liaison, and City Staff have taken control of this agreement, and have changed the terms of the agreement and are now giving Starbucks money for free. Councilman Matamoros said this is false. This agreement was negotiated with the EDC President, Treasurer and the EDC Attorney. These terms were with the developer, not Starbucks directly. It was suggested to make an agreement with Starbucks, instead of the developer. Now the ex-member of the EDC who negotiated the terms of this agreement is stating falsehoods, that now need to be fixed with the truth. Councilman Matamoros said, if any resident has any questions please contact me directly.

Councilman Rossow Ward D announcements and comments.

Councilman Rossow said he does not know Pat Sebesta. He said this is to set the record straight. Councilman Rossow said the Senior Harvest was great. He announced Ave A was completed. He said anytime he has requested service, such as a stop sign needing repair or put back up, lights not working, just any issue, these issues are always taken care of in a timely manner. He said he commends the City of Freeport staff. He said he is a very positive person, there is enough negative. He said if you need to speak with him about any issues, his information is on the City website.

City Manager Tim Kelty announcements and comments.

1. City Hall Renovation update.

City Manager Tim Kelty said he wanted to make the Council aware that in June Council approved the award of contracts for asbestos abatement and the renovation of City Hall. He said Covarubias submitted his bid for City Hall renovation in May. The contract was awarded in July, but because of waiting on bids for the abatement, Covarubias' bid went past the 30 days. Mr. Covarubias has still not been given notice to proceed 5 months later because the asbestos abatement took longer than anticipated and once completed a significant amount of additional asbestos abatement was identified..Mr Kelty said he, Mr. Petty and the architect met with Mr. Covarubias last week, the City is withdrawing the contract, and plan to rebid this with the additional asbestos work. This will be pushed back by a couple of months. He said the new bid and contract will be presented to Council at a future meeting.

Councilman Pena asked if there had been any work completed by the contractor? Mr. Kelty said no.

Updates on current infrastructure.

Update on reports / concerns from Department heads.

No update on reports or concerns from Department heads were offered.

Mayor Bass made a motion to invite City Manager Tim Kelty into Executive Session, seconded by Councilman Matamoros with all present voting 4-1, motion passed. Councilman Pena voted "Nay".

Councilman Pena made a motion to include the Police Chief in Executive Session, seconded by Councilman Matamoros, with discussion that followed.

Councilman Matamoros said he would like to make it known that two council meetings ago, Councilman Pena was having a conversation outside with Mayor Bass in the dark, and no security was needed and he obviously did not feel threatened. Councilman Pena said, "You do not know what I think or feel".

Mayor Bass called the motion to a vote, with a 1-4 vote motion failed. Mayor Bass, Councilmen Cain, Rossow and Matamoros voted "Nay".

CLOSED SESSION:

Executive Session regarding a.) Consultation with City attorney (Pending Litigation) Music v. City of Freeport, et al., Washington v. City of Freeport et al., City of Freeport v. Shri Maa, LLC d/b/a Motel 6, and Duncan V. City of Freeport; b.) personnel matters regarding complaints filed against Councilman Jeff Pena, in accordance with the Texas Government Code Annotated, Chapter 551, Sections 551.071 and 551.074.

The regular Session closed at 8:09 PM and Council entered into Executive Session.

COUNCIL BUSINESS – REGULAR SESSION:

Take any action resulting from Executive Session.

Executive Session ended at 8:35 PM and Council entered back into Regular Session.

No action was taken in Executive Session.

ADJOURNMENT:

Adjourn

A motion was made by Councilman Cain to adjourn the meeting, seconded by Councilman Matamoros with all present and voting "Aye" 5-0, Mayor Bass adjourned the meeting at 8:35 PM.

Brooks Bass, Mayor

Clarisa Molina, Interim City Secretary



City Council Agenda Item #6.

Title: Consideration and possible action by City Council approving sale of Trust Property located at 1322 West 7th Street (Freeport, Block 140, Lot 14)

Date: November 6, 2023

From: Laura Cramer, Special Projects Supervisor

Staff Recommendation: Staff recommends City council approve the sale of the trust property.

Item Summary: The Brazoria County Tax Office contacted the City of Freeport regarding an offer on a single 50' lot located at 1322 West 7th Street. The offer to purchase has been made by an individual. An offer of \$9,975.98 was made to the Resale Committee. If approved, this city will receive \$2,124.77 after court costs and distribution to all taxing entities. The back taxes owed to the City is \$2,124.77 (Years 2016-2019), being the same amount that we would receive.

Background Information: This property has been foreclosed on for unpaid taxes and has been in trust to the City and all other taxing entities since August 2023. When a property is foreclosed on because of unpaid taxes, it will initially go to the sheriff's sale and if no offers are made it will be classified as "in trust" property in the name of the taxing entity where it is located. Approving the sale of this property would get it back on the tax roll. This property has three outstanding liens. There are two mowing liens (\$230.00) and one demo lien (\$10,254.28). According to Mr. Mike Darlow, the liens will remain and still have to be satisfied because they occurred after the judgement.

Special Considerations: None

Financial Impact: The city would receive \$2,124.77 if this sale is approved, plus annual taxes.

Board or 3rd Party Recommendation: None.

Supporting Documentation:

1. APPROVAL LETTER- CITY OF FREEPORT- 4200-1451-000



Brazoria County Tax Office

KRISTIN R. BULANEK

TAX ASSESSOR-COLLECTOR

111 E. Locust
111 E. Locust
Angleton, Texas 77515

979.864.1320
FAX 979.864.1346

Thursday, October 26, 2023

City of Freeport
Attn: Laura Cramer
200 W 2nd St
Freeport, TX 77541

RE: Account No. 4200-1451-000

Dear Ms. Cramer,

The Property Tax Resale Committee of Brazoria County has received an offer on the above-referenced account held in trust. Included with this letter is the property information.

The Property Tax Resale Committee has agreed to accept the offer. Please present this offer to your governing body for approval.

Once approved, please notify the Brazoria County Tax Office and include the account number and a copy of the minutes.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

Betreace McFatter

Cause Number:

9144-T

Account Number: 4200-1451-000

Bid Amount:

\$9,975.98

Current Land Value \$: \$27,640.00

Offer Made By:

BENMAMIN BLANCO

Adjudged Value\$: \$50,650.00

Judgment Information

Taxing Entity	Tax Years	Amount Due
BC	2016-2019	\$1,268.53
BRHND	2016-2019	\$135.71
BC Special R & B	2016-2019	\$193.59
Brazosport ISD	2016-2019	\$4,181.26
City of Freeport	2016-2019	\$2,124.77
Brazosport College	2016-2019	\$1,010.21
Velasco Drainage	2016-2019	\$289.32
		\$9,203.39

Costs

Court Costs	\$158.00	Sheriff Fee's	\$552.20
Publication Fee's		Research Fee's	
Ad Litem		Recording Fee's	\$35.00
Liens		Certified Mail	\$27.40
Deed Recording	\$38.00	Deed File Date	
Total			\$772.60

Proposed Distribution

Offer Amount

\$9,975.98

Costs

\$772.60

Net to Distribute \$

\$9,203.38

BC	13.78%	1,268.53
BRHND	1.47%	135.71
BC Special R & B	2.10%	193.59
Brazosport ISD	45.43%	4,181.26
City of Freeport	23.09%	2,124.77
	10.98%	1,010.21
Velasco Drainage	3.14%	289.32
0	0.00%	0.00
0	0.00%	0.00
		9,203.38

Post Judgment Information

Taxing Entity	Tax Year's	
BC	2020-2022	\$906.74
Brazosport College	2020-2022	\$821.22
Brazosport ISD	2020-2022	\$3,202.13
City of Freeport	2020-2022	\$1,656.36
BRHND	2020-2022	\$107.25
BC Special R & B	2020-2022	\$136.44
Velasco Drainage	2020-2022	\$217.99
0		
0		
Post Judgment Total		\$7,048.13

PROPERTY INFORMATION

RESALE MEETING OF: 10/24/2023

IN TRUST TO: CITY OF FREEPORT

PREVIOUS OWNER: MARGIE LEWIS, AKA MARGARET BELL LEWIS, E

ACCOUNT #: 4200-1451-000

PRECINCT #: 1

LEGAL DESCRIPTION: FREEPORT, BLOCK 140 LOT 14 ACRES 0.1607

PHYSICAL ADDRESS: 1322 W 7TH ST

SCHOOL DISTRICT: BRAZOSPORT ISD

OFFER MADE BY: BENJAMIN BLANCO

AMOUNT OF OFFER: \$9,975.98

MINIMUM BID AT SALE: \$9,975.98

ADJUDGED VALUE: \$50,650.00

CURRENT LAND VALUE: \$27,640.00

CURRENT IMPROVEMENT: \$0.00

CITY WEED/DEMO LIENS: UNKNOWN

SHERIFF'S DEED FILE DATE: 8/25/2023

REDEMPTION DATE: 2/25/2023

POST JUDGMENT TAXES: \$7,048.13

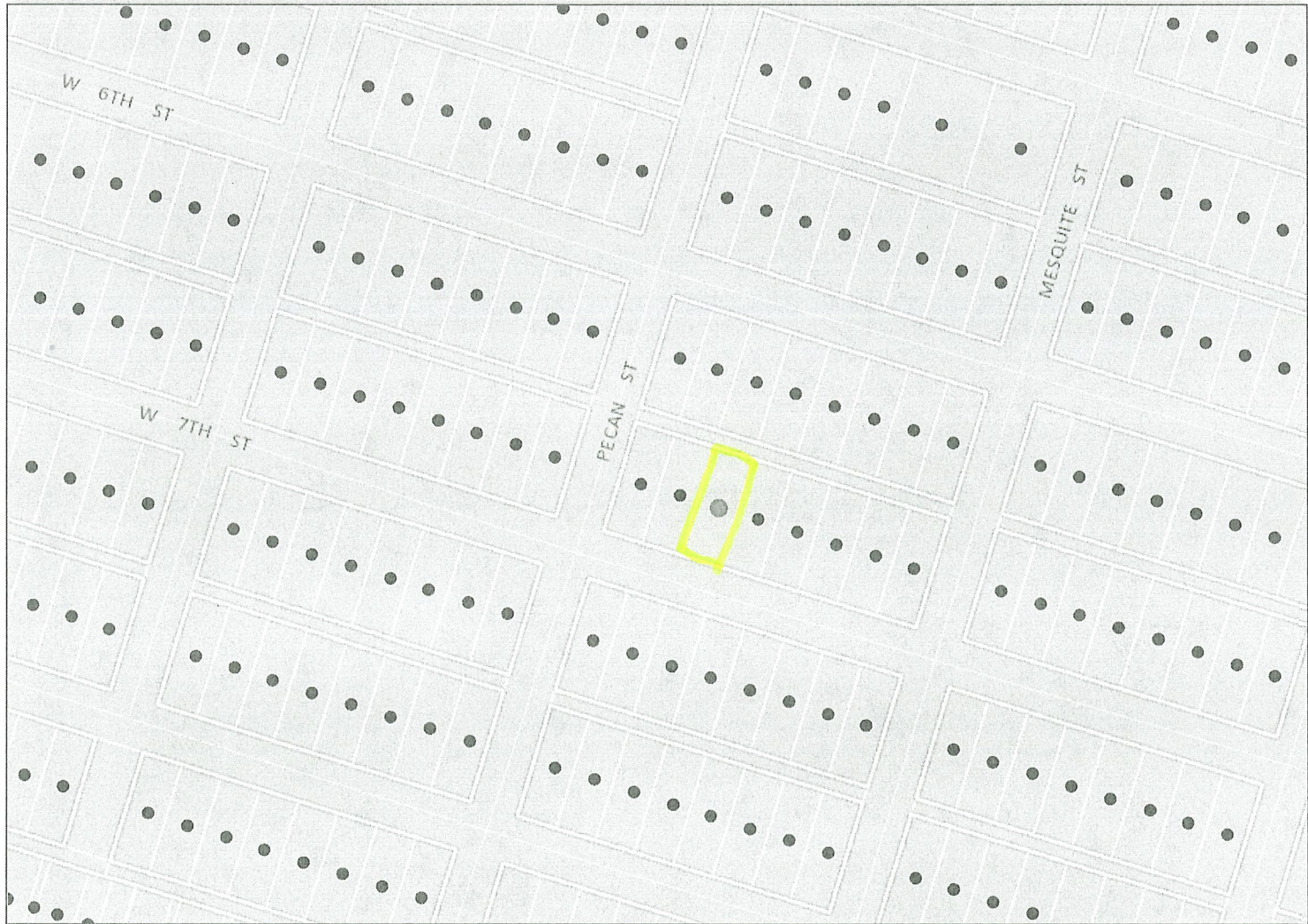
POST JUDGMENT YEARS: 2020-2022

VOTE: AYE NAY

K. BULANEK
K. STEWART
JUDGE SEBESTA
D. PAYNE
CIVIL DIVISION REP.

X
X
X
X
X

PBFCM REPRESENTATIVE PRESENT



1 Property with Property ID matching "210298"

FREEPORT, BLOCK 140, LOT 14
Property ID 210298
Geo ID 4200-1451-000
Owned by LEWIS MARGIE & ADRIENE LEWIS
Address 1322 W 7TH ST , FREEPORT , 77541
[Full Details](#)



City Council Agenda Item #7.

Title: **Public Hearing:** Consideration and possible action for plat of Lot 1a, Block 36 of the Velasco Townsite, an addition to The City Of Freeport a Re-Plat Of Lots 1,2,3,4,5,6, Block 36 according to the map of record in Volume 32, Page 14 of the Deed Records Of Brazoria County, Texas

Date: November 6, 2023

From: Kacey Roman, Building and Code Director

Staff Recommendation: Recommendation to Approve Replat.

Item Summary: This property is located at S Ave F and Archer Street, inside the Freeport City Limits. The owner is replating the current existing lots into one lot to build a new home.

Background Information: The owner on record at the Brazoria County Appraisal District is Jarret Williams, of Freeport, Texas.

Special Considerations: N/A

Financial Impact: N/A

Board or 3rd Party Recommendation: On Tuesday, October 24, 2023, the Planning and Zoning Commission voted to approve the replat.

Supporting Documentation:

1. Replat - Jarret Williams

CERTIFICATE OF OWNERS

JARRET L. WILLIAMS, OWNER OF LOT 1, 2, 3, 4, 5, 6 BLOCK 36 OF THE VELASCO TOWNSITE ACCORDING TO THE MAP OF RECORD IN VOLUME 32, PAGE 14 OF THE DEED RECORDS OF BRAZORIA COUNTY, TEXAS AND HEREIN SUBDIVIDED IN THIS REPLAT DO HEREBY MAKE SUBDIVISION OF SAID PROPERTY ACCORDING TO THE LINES, LOTS, BUILDING LINES, STREETS, AND EASEMENTS SHOWN HEREON FOREVER AND DO HEREBY BIND OURSELVES, OUR HEIRS, SUCCESSORS AND ASSIGNEES TO WARRANT AND DEFEND THE TITLE TO THE LAND SO DEDICATED IN TESTIMONY, HERETO,

OWNER HAS CAUSED THESE PRESENTS TO BE SIGNED BY

THIS 16 DAY OF Aug 2023.

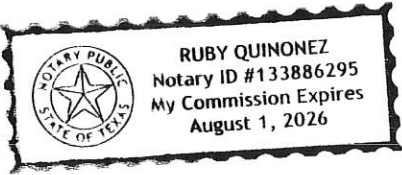
JARRET L. WILLIAMS - OWNER

NOTARY PUBLIC
STATE OF TEXAS
COUNTY OF BRAZORIA

JARRET L. WILLIAMS, OWNER, KNOWN TO ME TO BE THE PERSONS WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THE SAME PURPOSES AND CONSIDERATION THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS 16 DAY OF Aug 2023

RUBY QUINONEZ
NOTARY PUBLIC
IN AND FOR BRAZORIA COUNTY, TEXAS
MY COMMISSION EXPIRES 8/1/26



CERTIFICATE OF THE PLANNING BOARD OF THE CITY OF FREEPORT, TEXAS

APPROVED BY THE PLANNING BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS THIS THE

DAY OF 2023

CHAIRMAN-
MEMBER 1-
MEMBER 2-
MEMBER 3-
MEMBER 4-

CERTIFICATE OF THE CITY COUNCIL OF FREEPORT, BRAZORIA COUNTY, TEXAS

THIS IS TO CERTIFY THAT THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, HAS APPROVED THIS REPLAT AND SUBDIVISION OF AS SHOWN HEREIN. IN TESTIMONY WHEREOF, WITNESS THE OFFICIAL SIGNATURES OF THE MAYOR, AND CITY COUNCIL, OF THE CITY OF FREEPORT, TEXAS. THIS THE

DAY OF 2023

MAYOR
WARD A
WARD B
WARD C
WARD D

VELASCO DRAINAGE DISTRICT CERTIFICATE

THE BOARD OF SUPERVISORS OF THE VELASCO DRAINAGE DISTRICT DOES NOT WARRANT, REPRESENT OR GUARANTEE:

1. THAT THE DRAINAGE FACILITIES OUTSIDE OF THE BOUNDARY OF THIS SUBDIVISION ARE AVAILABLE TO RECEIVE RUNOFF FROM THE FACILITIES DESCRIBED IN THIS PLAT.
2. THAT DRAINAGE FACILITIES DESCRIBED IN THIS SUBDIVISION ARE ADEQUATE FOR RAINFALL IN EXCESS OF VELASCO DRAINAGE DISTRICT MINIMUM REQUIREMENTS (10 YEAR FREQUENCY).
3. THAT BUILDING ELEVATION REQUIREMENTS HAVE BEEN DETERMINED BY VELASCO DRAINAGE DISTRICT.
4. THAT THE DISTRICT ASSUMES RESPONSIBILITY FOR CONSTRUCTION, OPERATION, OR MAINTENANCE OF SUBDIVISION DRAINAGE FACILITIES.

THE DISTRICT REVIEW IS SOLELY BASED ON THE DOCUMENTATION SUBMITTED FOR REVIEW AND A RELIANCE IN SUBMISSION OF THE REPORT BY A TEXAS PROFESSIONAL ENGINEER. THE DISTRICT'S REVIEW IS NOT INTENDED AND SHALL NOT SERVE AS A SUBSTITUTE OF THE OVERALL RESPONSIBILITY AND OR DECISION MAKING POWER OF THE PARTY MAKING THE PLAN OR THE PLAT HEREIN. THEIR OR ITS PRINCIPALS OR AGENTS.

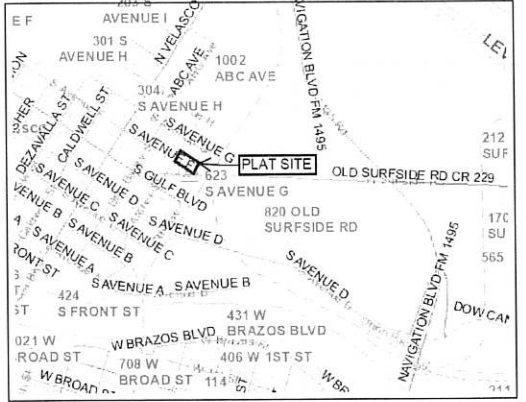
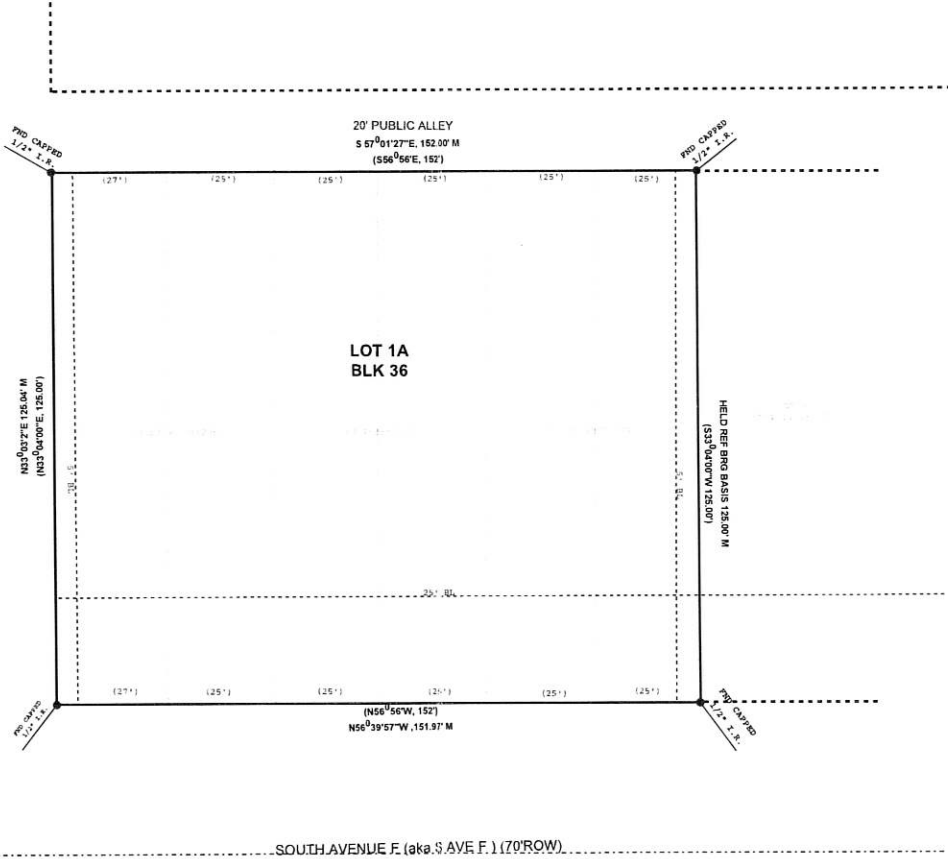
2023

STUART HERBST- CHAIRMAN

VICE CHAIRMAN- WILL BROOKS

SECRETARY- CHRIS OLDHAM

ARCHER STREET (70' ROW)



VICINITY MAP
NTS

NOTES:

- CONTACT THE FLOOD PLAIN ADMINISTRATOR OF THE CITY OF FREEPORT COUNTY FOR SPECIFIC INFORMATION.
- THE FLOOD ZONE IS DESIGNATED AS AE ACCORDING TO THE CURRENT EFFECTIVE F.I.R. MAP OF COMMUNITY NO. 485484 C (07/80).
- THE PROPERTY IS SUBJECT TO ALL EXISTING PUBLIC UTILITY EASEMENTS DESIGNATED BUILDING LINES AND ALL CONDITIONS SET FORTH IN THE ZONING REGULATIONS OF THE CITY OF FREEPORT AND NOT INDICATED IN THIS REPLAT.

SCALE: 1"=20FT

LEGEND

(CALLS) INDICATES CALLS AND DISTANCES FROM RECORD INSTRUMENT OF RECORDED DEEDS IN COUNTY CLERKS FILES OF THE OFFICIAL RECORDS OF BRAZORIA COUNTY, TEXAS

INDICATES EXISTING CORNER MARKER DESCRIPTION FOUND OR SET IN FIELD CAPPED MARKERS STAMPED RPLS#1782

CERTIFICATE OF SURVEYOR

THIS IS TO CERTIFY THAT I, S.S. AGUIRRE, A REGISTERED PROFESSIONAL LAND SURVEYOR OF THE STATE OF TEXAS HAVE SUBDIVIDED THE ABOVE PROPERTY AND PLATTED THE HEREIN REPLAT FROM AND ACTUAL SURVEY ON THE GROUND, AND THAT ALL CORNERS AND REFERENCE MONUMENT ARE EXISTING OR SET AS INDICATED OR TO BE SET AND THAT THIS PLAT CORRECTLY REPRESENTS THE SURVEY MADE BY ME.

S.S. Aguirre
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS REGISTRATION NUMBER 2552



NOTARY PUBLIC
STATE OF TEXAS
COUNTY OF BRAZORIA

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED S.S. AGUIRRE, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE,
THIS DAY OF 2023.

NOTARY PUBLIC
IN AND FOR BRAZORIA COUNTY, TEXAS
MY COMMISSION EXPIRES

PLAT OF LOT 1A, BLOCK 36 OF THE
VELASCO TOWNSITE, AN ADDITION TO THE CITY OF FREEPORT
A REPLAT OF LOTS 1, 2, 3, 4, 5, 6, BLOCK 36 ACCORDING TO THE MAP OF RECORD
IN VOLUME 32, PAGE 14 OF THE DEED RECORDS OF BRAZORIA COUNTY, TEXAS

OWNER: JARRET L. WILLIAMS

PLAT PREPARED BY
S.S. AGUIRRE R.P.L.S.
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS NO. 2552

REGISTRATION NO. 101297-01
64 MISTLETOE COURT, LAKE JACKSON, TEXAS 77566
979-482-3529



City Council Agenda Item #8.

Title: **Public Hearing:** Consideration and possible action for replat of Lots 1 Through 8 & Lots 17 through 20 Block 739 to be renamed Lots 1a, Block 739 (0.5797 Acres) and Lots 17a, Block 739 (0.0721 Acres) Subject Lots being of the Velasco Townsite as Recorded In Volume 32, Page 14 Of The Brazoria County Deed Records in the S.T.Angier Survey Abstrct 8 City Of Freeport Brazoria County, Texas.

Date: November 6, 2023

From: Kacey Roman, Building and Code Director

Staff Recommendation: Recommendation to Approve Replat.

Item Summary: This property is located at North Ave G and Terry Street, inside the Freeport City Limits. The future address will be 1417 N. Brazosport Blvd. The owner is replating the current existing lots into two separate lots for commercial development of a proposed shopping center. He will be demolishing the triangular shaped white building located at 1411 N. Brazosport Blvd, and will be using that area for parking for the proposed shopping center. The property is zoned C-1 for Commercial Use.

Background Information: The owner on record at the Brazoria County Appraisal District is Gul Jabeen Khan, of Lake Jackson, Texas.

Special Considerations: N/A

Financial Impact: N/A

Board or 3rd Party Recommendation: On Tuesday, October 24, 2023, the Planning and Zoning Commission voted to approve the replat.

Supporting Documentation:

1. Public Hearing Gul Jabeen Khan

**BRAZORIA COUNTY
TEXAS**

RESOLUTION

1. C. J. JENSEN, OWNER OF LOTS 1 THROUGH 8 AND LOTS 17 THROUGH 20, OF BLOCK 739, OF THE VELASCO TOWNSITE, AS DECEASED IN VOLUME 38, PAGE 14, OF THE BRAZORIA COUNTY DEED RECORDS, IN THE S.T. ANGLIER SURVEY, ABSTRACT 8, BRAZORIA COUNTY, TEXAS, CITY OF FREEPORT, SAID SUBJECT LOTS DESCRIBED AND RECORDED IN COUNTY CLERK'S FILE NO. 2019-000589 AND 2017-000000, OF THE BRAZORIA COUNTY OFFICIAL RECORDS, BEING THE PROPERTY SUBMITTED IN THIS RESOLUTION, NO OTHER HAVE SUBSTITUTION OF SAID PROPERTY, ACCORDING TO THE LOT LINES, BUILDING LINES, AND EXISTENT NO TOWN ALLEYS, AND RESERVATION FOR PUBLIC USE, THE EASEMENTS, TOWN-OWNED EASEMENTS, AND NO OTHER HAVE ALL CLAIMS FOR DAMAGES RECEIVED BY THE ESTABLISHMENT OF CITIES AS APPROVED FOR THE LOTS AND BUILDING EASEMENTS, RESERVATIONS, OR DECLARATIONS BY THE ALLOCATION OF THE SURFACE, OR ANY PORTION OF THE LOTS OR EASEMENTS, IN CONFORM TO THIS RESOLUTION, AND BE WORTH AND SUFFICIENT, FOR HEARS, SURRENDERS AND ASSIGNED TO HANNAH AND DEFEND THE TITLE TO THE LAND TO RESOLVE.

WITNESSES IN HAND IN THE CITY OF _____,
BRAZORIA COUNTY, TEXAS, THIS _____ DAY OF _____, 2025.

C. J. JENSEN
OWNER

NOTARY PUBLIC
COUNTY OF BRAZORIA

BEFORE ME, THE UNDERSIGNED AUTHORITY, FOR THIS DAY PERSONALLY APPEARED C. J. JENSEN, OWNER TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING RESOLUTION, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS HEREIN SET FORTH.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS _____ DAY OF _____, 2025.

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS
MY COMMISSION EXPIRES _____, 20__.

THE BOARD OF SUPERVISORS OF THE RELEASED DRAINAGE DISTRICT DOES NOT WARRANT, REPRESENT OR GUARANTEE:

- 1) THAT DRAINAGE FACILITIES OUTSIDE THE BOUNDARIES OF THIS SUBDIVISION ARE AVAILABLE TO RECEIVE RUNOFF FROM THE FACILITIES DESCRIBED ON THIS PLAN;
- 2) THAT DRAINAGE FACILITIES DESCRIBED IN THIS SUBDIVISION ARE ADEQUATE FOR RAINFALL IN EXCESS OF RELEASED DRAINAGE DISTRICT MINIMUM REQUIREMENTS (110 YEAR FREQUENCY);
- 3) THAT BUILDING ELEVATION REQUIREMENTS HAVE BEEN DETERMINED BY THE RELEASED DRAINAGE DISTRICT;
- 4) THAT THE DISTRICT ASSUMES RESPONSIBILITY FOR CONSTRUCTION, OPERATION OR MAINTENANCE OF SUBDIVISION DRAINAGE FACILITIES.

THE DISTRICT REVIEW IS SOLELY BASED ON THE DOCUMENTATION SUBMITTED FOR REVIEW AND A RELIANCE ON SUBMISSION OF THE REPORT BY THE TEXAS PROFESSIONAL ENGINEER. THE DISTRICT'S REVIEW IS NOT INTENDED AND SHALL NOT BECOME AS A SUBSTITUTION OF THE OVERALL RESPONSIBILITY AND/OR DECISION MAKING POWER OF THE PARTY MAKING THE PLAN OR PLAN HEREIN, THEIR OR ITS PRINCIPALS OR AGENTS.

CHAIRMAN: STUART HERBERT
AREA 31

VICE CHAIRMAN: ERIC LICHENANCE
AREA 11

SECRETARY: CHRIS OLSON
AREA 21

DATE:

APPROVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT,
BRAZORIA COUNTY, TEXAS, ON THIS THE _____ DAY
OF _____, 2025.

Mayor _____ COUNCILMEMBER, WARD C _____
COUNCILMEMBER, WARD A _____ COUNCILMEMBER, WARD D _____
COUNCILMEMBER, WARD B _____ CITY SECRETARY _____

APPROVED BY THE PLANNING BOARD OF THE CITY OF FREEPORT,
BRAZORIA COUNTY, TEXAS, ON THIS THE _____ DAY
OF _____, 2025.

Chairperson _____ Member _____
Member _____ Member _____
Member _____

NOTES:

1. ALL DIMENSIONS ARE BASED ON THE ORIGINAL PLAT, THE CITY AND STATE RECORDS, AND THE CITY AND STATE RECORDS.
2. DIMENSIONS ARE HORIZONTAL SURFACE LEVEL LENGTHS TO 1/8" (0.00125) FEET.
3. THIS PROPERTY IS LOCATED WITHIN THE LOTS OF THE VELASCO TOWNSITE, ABSTRACT 8, BRAZORIA COUNTY, TEXAS.
4. NO TITLE COMMITMENT HAS BEEN MADE FOR THIS SURVEY. THIS MAY BE USED AS A GUIDE ONLY AND NOT AS A GUARANTEE OF ANYTHING.
5. SUBJECT TO THE CITY OF FREEPORT BUILDING REGULATIONS.
6. THE PURPOSE OF THIS SURVEY IS TO CORRECT ALL TOWNSITE LOTS AND THE TOWNSITE.
7. THIS SURVEY IS BASED ON THE DRAINAGE PATTERN IN THE TOWNSITE AND NOT TO THE CITY.
8. NO DIMENSIONS & TOWNSITE FROM THE CITY.
9. NO DIMENSIONS & TOWNSITE FROM THE CITY.

**S.T. ANGLIER SURVEY
ABSTRACT 8**



VICINITY MAP
N.T.S.



SCALE: 1" = 20'

OWNER:
C. J. JENSEN
150 COLUMBIA STREET
LAKE JACKSON, TX 77566

SURVEYOR:
DOYLE & WACHSTETTER, INC.
131 COLUMBIA STREET
CLUTE, TX 77551
(979) 265-1622

REPLAT

OF
LOTS 1 THROUGH 8 &
LOTS 17 THROUGH 20
BLOCK 739

TO BE RENAMED
LOTS 1A, BLOCK 739
(0.5797 ACRES)
AND
LOTS 17A, BLOCK 739
(0.5721 ACRES)
SUBJECT LOTS BEING OF THE
VELASCO TOWNSITE

AS RECORDED IN
VOLUME 38, PAGE 14
OF THE
BRAZORIA COUNTY DEED RECORDS
IN THE
S.T. ANGLIER SURVEY
ABSTRACT 8
CITY OF FREEPORT
BRAZORIA COUNTY, TEXAS
AUGUST 2025

Doyle & Wachstetter, Inc.
Surveying and Mapping GPS-GIS
131 COLUMBIA STREET, CLUTE, TEXAS 77551
(979) 265-1622



SEAL OF THE CITY OF FREEPORT
BRAZORIA COUNTY, TEXAS
JERRY SIMPSON
RESIDENTIAL PROFESSIONAL LAND SURVEYOR
TEXAS REGISTRATION NUMBER 4499



City Council Agenda Item #9.

Title: **Public Hearing:** Consideration and possible action regarding Ordinance No. 2023-2712 proposing changes to City of Freeport Zoning Ordinance Ordinance amending section 155.501 Standards for Residential Infill Development to allow single family residences and carports to be built on single 25-foot lots.

Date: November 6, 2023

From: Kacey Roman, Building and Code Director

Staff Recommendation: Staff recommends to approve the modification of the ordinance as recommended by the Planning & Zoning Commission.

Item Summary: There has been a request by Developer Scott McKay, who is constructing brand-new houses in the 900 block of N Ave C, Freeport Texas. Following City ordinances, he built 2 houses on adjacent lots. The Current City Ordinance prohibits building on individual 25-foot lots, and currently requires that there must be 2 adjacent lots at a minimum. Also, Ordinance 155.501 requires that a one-car garage be constructed with a new house build. Mr. McKay is requesting to build on single 25-foot lots, and to build a carport instead of a garage on 25 foot lots because of size constraints.

Background Information: This item has been discussed in several open meetings by the Planning & Zoning Commission, and citizen comments were heard and taken into consideration. The suggested changes to the ordinance are as follows:

- Allow for single family residences (Small Cottage) to be built on single 25 ft lots with a Specific Use Permit
- Minimum Setbacks; 15 ft front, 5 side, 5 rear
- Minimum lot area would be 2,500 sq ft.
- Minimum lot width 25 ft.
- Minimum Dwelling size 850 sq ft. with outdoor storage.
- Allow for a 2 Car Carport (instead of garage) to be required on 25 ft lots (only).
- Carport in rear of house only.
- Number of Existing Lots Needed - 1

- Only allowed on lots with developed alleys. If there is not a developed alley, it will be the responsibility of the builder/homeowner to develop the alley from the closest roadway to the driveway of the property in question.

Special Considerations:

Financial Impact: n/a

Board or 3rd Party Recommendation: On October 24, 2023, the Planning and Zoning Commission voted unanimously to approve the ordinance revisions.

Supporting Documentation:

1. Draft Ord - Small Cottages v3 (003)

ORDINANCE NO. 2023-2712

AN ORDINANCE AMENDING THE CITY OF FREEPORT'S ZONING ORDINANCE BY AMENDING TABLE 155.401-1 TO ADD A NEW SMALL COTTAGE LAND USE BY SPECIFIC USE PERMIT; AMENDING TABLE 155.501-2 "STANDARDS FOR RESIDENTIAL INFILL DEVELOPMENT" TO ADD A NEW SMALL COTTAGE HOUSING TYPE AND PROVIDE REGULATIONS AND EXCEPTIONS; AMENDING SECTION 155.501 "STANDARDS FOR RESIDENTIAL DEVELOPMENT", SUBSECTION (B), "ALTERNATIVE STANDARDS FOR COTTAGES, SINGLE-FAMILY ATTACHED, AND TOWNHOUSES" TO PROVIDE GARAGE AND EXTERIOR STORAGE REQUIREMENTS AND EXCEPTIONS FOR A NEW SMALL COTTAGE HOUSING TYPE; CONTAINING A PREAMBLE; CONTAINING A SEVERANCE CLAUSE; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AND PROPERLY PUBLISHED FOR HEARING AS REQUIRED BY LAW AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS DESCRIPTIVE CAPTION HAS BEEN PUBLISHED TWICE IN THE BRAZOSPORT FACTS.

WHEREAS, the City of Freeport (the "City") is undergoing an increased level of development and redevelopment of individual parcels of property within the City;

WHEREAS, the City Council seeks to assure orderly development;

WHEREAS, the City may establish by ordinance, general rules and regulations governing the zoning of land within its corporate limits in order to promote the health, safety, and general welfare of the City and to promote the safe, orderly and healthful development of the City; and

WHEREAS, the City Council has determined, based upon the findings stated above, that the regulations established by this Ordinance are necessary for the good government, peace and order the City; and

WHEREAS, City Council finds that this Ordinance was adopted at a meeting which was open to the public and preceded by proper notice, as required by Chapter 551 of the Texas Local

Government Code (the Open Meetings Act).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

Section 1. The findings and recitations set out in the preamble to this ordinance are found to be true and correct and they are hereby adopted by the City Council and made part hereof for all purposes.

Section 2. Section 155.401, “Land Use Table” Standards for Residential Development”, Table 155.401-1 “Permitted Uses by District” of the Code of Ordinances of the City is hereby amended, in part, by the addition of a new Land Use, “Small Cottage”, by Specific Use Permit in the “Residential”, “Household Living”, Use Category, that shall read as follows:

Use Category	Land Use ¹	Residential					Mixed-Use and Non- Residential					Use- Specific Standards ²	Parking ³ (155.600)	
		R1	R2	MH	W-R	MF	DT	C-1	C-2	C-3	W-1			IN
Residential														
Household Living	Small Cottage	--	S	-	-	-	-	-	-	-	-	-	\$155.501 \$155.1107	1/unit

Section 3. Section 155.501, “Standards for Residential Development,” subsection (B), “Alternative Standards for Cottages, Single-Family Attached, and Townhouses,” part (4) “Garages Required for New Construction” is hereby amended, to read as follows:

“(4) *Garages Required for New Construction.* Unless noted otherwise within this Subsection, any new residential dwelling shall include a garage as outlined above in Subsection (A) General Residential Standards.”

Section 4. Section 155.501(B), “Alternative Standards for Cottages, Single-Family Attached, and Townhouses”, is hereby amended by the addition of a new part (5) titled, “Exception

for Small Cottage Housing”, to read as follows:

“(5) *Exception for Small Cottage Housing.* Small Cottage housing types on 25-foot lots may include a carport in lieu of a garage provided that the Carport will be located in the rear yard, large enough to accommodate two vehicles and satisfies all other applicable standards in §155.403, Accessory Uses and Structures.”

Section 5. Section 155.501(B), “Alternative Standards for Cottages, Single-Family Attached, and Townhouses”, is hereby amended by the addition of a new part (6) titled, “Exterior Storage Required for Small Cottage Housing”, to read as follows:

“(6) *Exterior Storage Required for Small Cottage Housing.* Small Cottage housing types shall include the construction of an exterior storage space for storage of outdoor items. The exterior storage space may be an accessory structure, an exterior closet attached to the primary structure or garage, or a partially enclosed carport and is subject to all other applicable standards in §155.403, Accessory Uses and Structures.”

Section 6. Section 155.501, Table 155.501-2 “Standards for Residential Infill Development” of the Code of Ordinances of the City is hereby amended, in part, by the addition of a new housing type, “Small Cottage” that shall read as follows:

Housing Type ²	Number of Existing Lots Needed	Total Units	Number of Bonus Units	Lot and Building Standards					Setbacks for Each Lot			
				Minimum			Maximum		Minimum			
				Lot Area	Lot Width	Dwelling Unit Size	Lot Area	Building Height	Front	Interior Side	Street Side	Rear
Small Cottage ⁵	<u>1</u>	<u>1</u>	<u>0</u>	<u>2,500 sq ft</u>	<u>25 ft</u>	<u>850 sq ft</u>	--	<u>35 ft</u>	<u>15 ft</u>	<u>5 ft</u>	<u>5 ft</u>	<u>5 ft</u>

Section 7. Section 155.501, Table 155.501-2 “Standards for Residential Infill Development” of the Code of Ordinances of the City is hereby amended, in part, by the addition

of a new Note 5 that shall read as follows:

“⁵ Small cottage housing is only permitted on lots with developed alleys. If there is not a developed alley, the property owner shall develop the alley from the closest roadway to the driveway of the property in question. For the purpose of this section, developed alley means an alley paved with an all-weather surface that provides effective drainage and protection against potholes, erosion, and dust.”

Section 8. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgement or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

Section 9. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

Section 10. This Ordinance shall take effect and be in force from and after the descriptive caption of this ordinance has been published twice in the Brazosport Facts.

READ, PASSED AND ADOPTED this ____ day of _____, 2023.

Brooks Bass, Mayor

ATTEST:

Clarisa Molina, Interim City Secretary

APPROVED AS TO FORM ONLY:

David W. Olson, Interim City Attorney



City Council Agenda Item #10.

Title: Consideration and possible action on approval of an agreement with University of Texas, San Antonio for development of design guidelines and comprehensive downtown plan for the Freeport Main Street Program.

Date: November 6, 2023

From: Ana Silbas

Staff Recommendation: Freeport Main Street staff recommends the approval of the Sponsored Research Agreement with The University of Texas at San Antonio.

Item Summary: As part of Freeport Main Street's strategic priorities, the design subcommittee has been working on a project to seek professional expertise for the development of historic design guidelines and a comprehensive downtown plan. Upon approval, this project is set to be developed in conjunction with the University of Texas at San Antonio (UTSA)-Center for Urban and Regional Planning Research (CURPR). The purpose for the development of historic design guidelines is to assist and educate key stakeholders in determining the types of alterations that will maintain the unique qualities of downtown. Design guidelines aid in the efforts to maintain the character of a historic area and protect its visual aspects, while improving the quality of future development. Additionally, the development of a comprehensive downtown plan provides a strategic revitalization guide for the Freeport Historical Commission & Main Street Advisory Board.

Background Information: Currently, there are not any design guidelines in place necessary to the efforts to protect the current historical building stock or guide future development in the Main Street district. Additionally, the development of a comprehensive downtown plan will further help the Freeport Historical Commission & Main Street Advisory Board strategically plan for the future of the Main Street District.

Special Considerations: If approved, the planning effort will kick-off in January and take about 8 months to complete. It will include significant public input with several public planning sessions and stake holder meetings. Ian Caine, Director of the Center for Urban and Regional Planning Research and colleagues have assisted municipalities with similar project scopes.

Financial Impact: Although the City included 70,000 in the budget for this project, Main Street staff has gained the support of the Freeport Economic Development Corporation to contribute \$30,000 to the project, reducing the City's share to \$30,000 upon approval of this project by City Council. Funding for this effort would come from surplus Hotel Occupancy funds budgeted.

Board or 3rd Party Recommendation: The Freeport Historical Commission & Main Street Advisory Board unanimously voted to support this project in partnership with the University of Texas at San Antonio-- Center for Urban and Regional Planning Research.

Supporting Documentation:

1. The University of Texas at San Antonio Sponsored Research Agreement_Draft
2. The University of Texas at San Antonio RFP Response_091423

SPONSORED RESEARCH AGREEMENT
Fixed Price

This Sponsored Research Agreement (the "Agreement") is made between The University of Texas at San Antonio, ("University"), an academic component of The University of Texas System ("System"), having an address at One UTSA Circle, San Antonio, Texas 78249, and The City of Freeport, a local government with a principal place of business at 200 W. 2nd Street, Freeport, Texas 77541 ("Sponsor").

RECITALS

- A. University and Sponsor are each pursuing research in the area of urban regional planning and research.
- B. Sponsor desires to collaborate with University and is willing to sponsor University's research.
- C. Sponsor desires to obtain certain rights to patents and technology resulting from the research.
- D. University is willing to collaborate and to grant certain rights to patents and technology that result from the research collaboration.

In consideration of the mutual covenants and promises herein contained, the University and Sponsor agree as follows:

1. TERM

This Agreement shall be effective as of October 26, 2023 (the "Effective Date") through and including August 31, 2024 (the "Term"). The parties may extend this Agreement for a mutually agreeable period.

2. RESEARCH PROGRAM

- a. University will use its own facilities and its reasonable efforts to conduct the research program described in Exhibit A ("Research Program") under the direction of its employee, Ian Caine, or a successor as mutually agreed to by the parties (the "Principal Investigator").
- b. Sponsor understands that University's primary mission is education and advancement of knowledge and the Research Program will be designed to carry out that mission. The manner of performance of the Research Program shall be determined solely by the Principal Investigator. University does not guarantee specific results.
- c. Sponsor understands that University may be involved in similar research through other researchers on behalf of itself and others. University shall be free to continue such research provided that it is conducted separately and by different investigators from the Research Program, and Sponsor shall not gain any rights via this Agreement to other research.
- d. University does not guarantee that any intellectual property will result from the Research Program, or that any resulting intellectual property will be free of dominance by other's rights, including rights based on inventions made by other inventors in the System independently of the Research Program.

3. COMPENSATION

- a. As consideration for University's performance, Sponsor will pay University the fixed amount of \$70,000 which shall be made upon execution of this Agreement as indicated in Exhibit B ("Compensation Schedule & Deliverables").

- b. Sponsor will make payments to “The University of Texas at San Antonio”, referencing the Principal Investigator and Research Program title, to the following address:

The University of Texas at San Antonio
One UTSA Circle
San Antonio, TX 78249-1644, USA
Financial Services & University Bursar, FLN 1.04.08

- c. The Principal Investigator may transfer funds within the budget as needed without Sponsor's approval so long as the scope of work under the Research Program remains unchanged.
- d. University shall retain title to all equipment purchased and/or fabricated by it with funds provided by Sponsor under this Agreement.

4. COMMUNICATION AND REPORTS

- a. Sponsor's designated representative for communications with the Principal Investigator shall be Ian Caine, or any other person Sponsor may designate in writing to University and the Principal Investigator("Designated Representative") .
- b. The Principal Investigator will make one (1) final written report summarizing the work completed of the Research Program within ninety (90) days after termination of the Agreement.

5. PUBLICITY

Neither party will reference the other in a press release or any other oral or written statement intended for use in the public media in connection with the Research Program and its results without prior authorization from the other party, except as required by the Texas Public Information Act or other law or regulation. University, however, may acknowledge Sponsor's support of the Research Program in scientific or academic publications or communications without Sponsor's prior approval. In any permitted statements, the parties shall describe the scope and nature of their participation accurately and appropriately.

6. PUBLICATION AND ACADEMIC RIGHTS

The Principal Investigator has the right to publish or otherwise publicly disclose information gained in the course of the Research Program. In order to avoid loss of patent rights as a result of premature public disclosure of patentable information, University will submit any prepublication materials to Sponsor for review and comment at least sixty (60) days prior to planned submission for publication. Sponsor shall notify University within thirty (30) days of receipt of such materials whether they describe any inventions or discoveries subject to the parties' rights under Section 8. University shall have the final authority to determine the scope and content of any publications, subject to the requirements of Section 7 of this Agreement.

7. CONFIDENTIAL INFORMATION

- a. The parties may wish to disclose confidential information to each other in connection with work contemplated by this Agreement ("Confidential Information"). Each party will use reasonable efforts to prevent the disclosure of the other party's Confidential Information to third parties during the Term, and for a period of three (3) years from the end date of this Agreement, provided that the recipient party's obligation shall not apply to information that:
 - i. is not disclosed in writing or reduced to writing and marked with an appropriate confidentiality legend within thirty (30) days after disclosure;
 - ii. is already in the recipient party's possession at the time of disclosure;
 - iii. is or later becomes part of the public domain through no fault of the recipient party;
 - iv. is received from a third party having no obligations of confidentiality to the disclosing party;
 - v. is independently developed by the recipient party; or
 - vi. is required by law, court order, or regulation to be disclosed.

- b. In the event that information is required by law, court order, or regulation to be disclosed, the party required to make disclosure shall notify the other to allow that party to assert whatever exclusions or exemptions may be available to it under such law, court order, or regulation.

8. PATENTS, COPYRIGHTS, AND TECHNOLOGY RIGHTS:

- a. Title to all inventions and discoveries made solely by University inventors resulting from the Research Program shall reside in University; title to all inventions and discoveries made solely by Sponsor inventors resulting from the Research Program shall reside in Sponsor; title to all inventions and discoveries made jointly by University and Sponsor inventors resulting from the Research Program shall reside jointly in University and Sponsor. Inventorship shall be determined in accordance with U.S. Patent law.
- b. University will disclose to Sponsor any inventions or discoveries resulting from the Research Program as soon as possible after creation and reduction to practice. Sponsor shall notify University within thirty (30) days of receipt of disclosure whether:
 - i. Sponsor desires University to file patent applications on any invention, in which case Sponsor shall reimburse all University patent application filing costs, including those for patentability opinions; or
 - ii. Sponsor desires to use its own patent counsel to file patent applications, in which case Sponsor shall be directly responsible for patent application filing but shall obtain University's prior approval of counsel and of patent applications; or
 - iii. Sponsor does not desire that a patent application be filed in which case the rights to such invention shall be disposed of in accordance with University policies with no further obligation in Sponsor.
- c. With respect to inventions for which Sponsor has agreed to file patent application or to reimburse University's costs for filing patent applications, University grants Sponsor an option to negotiate an exclusive or non-exclusive, worldwide, royalty-bearing license to make, use or sell under any invention or discovery owned wholly or partly by University and made or conceived and reduced to practice during the Term of this Agreement or within six (6) months thereafter and directly resulting from the Research Program. If Sponsor elects an exclusive license, it will include a right to sublicense with accounting to University. Sponsor shall have three (3) months from disclosure of any invention or discovery to notify University of its desire to enter into such a license agreement, and the parties shall negotiate in good faith for a period not to exceed six (6) months after that notification, or such period of time as to which the parties shall mutually agree.
- d. If Sponsor and University fail to enter into an agreement during such period of time, the rights to such invention or discovery shall be dealt with in accordance with University policies with no further obligation to Sponsor.
- e. Under University policy, University investigators own copyright in their scholarly works. Scholarly works resulting from the Research Program are not subject to the terms of this Section 8.

9. INDEMNIFICATION

- a. Sponsor agrees to indemnify and hold harmless System, University, their Regents, officers, agents and employees from any liability, loss, or damage they may suffer as a result of claims, demands, costs, or judgments against them arising out of the activities to be carried out pursuant to the obligations of this Agreement, including but not limited to the use by Sponsor of the results obtained from the activities performed by University under this Agreement; provided, however, that the following is excluded from Sponsor's obligation to indemnify and hold harmless:
 - i. the negligent failure of University to substantially comply with any applicable governmental requirements; or
 - ii. the negligence or willful malfeasance of any Regent, officer, agent, or employee of University or System.

- b. Both parties agree that upon receipt of a notice of claim or action arising out of the Research Program, the party receiving such notice will notify the other party promptly. Sponsor agrees to provide attorneys, at its own expense, to defend against any actions brought or filed against University, System, their Regents, officers, agents, and/or employees with respect to the subject of the indemnity contained herein, whether such claims or actions are rightfully brought or filed; and subject to the statutory duty of The Texas Attorney General, University agrees to cooperate with Sponsor in the defense of such claim or action.

10. INDEPENDENT CONTRACTOR

For the purposes of this Agreement and all services to be provided hereunder, the parties shall be, and shall be deemed to be, independent contractors and not agents or employees of the other party. Neither party shall have authority to make any statements, representations, or commitments of any kind, or to take any action which shall be binding on the other party, except as may be expressly provided for herein or authorized in writing.

11. TERMINATION

- a. This Agreement may be terminated prior to the above stated expiration date by means of a signed written agreement of both parties.
- b. In the event that either party shall be in default of its material obligations under this Agreement and shall fail to remedy such default within sixty (60) days after receipt of written notice thereof, this Agreement shall terminate upon expiration of the sixty (60) day period.
- c. Termination of this Agreement shall not affect the rights and obligations of the parties accrued prior to termination. Upon termination, Sponsor shall pay University for all reasonable expenses incurred or committed to be expended as of the effective termination date, including salaries for appointees for the remainder of their appointment.
- d. Any provisions of this Agreement which by their nature extend beyond termination shall survive such termination.

12. EXPORT CONTROL

- a. It is understood that both parties are subject to U.S. laws and regulations controlling the export of certain items, commodities, defense articles, Confidential Information, proprietary technical data or source code, collectively hereafter referred to as "Items." Each party is obligated to comply with applicable U.S. export laws and regulations (including the Arms Export Control Act, as amended, and the Export Administration Act of 1979). Prior to providing any Items which are subject to U.S. export laws and regulations, and prior to furnishing any Items where oral instruction or inspection may disclose technical data subject to such export controls, the disclosing party shall notify receiving party's export control officer in writing of the Items and applicable export controls. Receiving party shall have the right to decline or limit the receipt of such Items, and any task requiring receipt of such Items. The transfer of Items may require a license from the cognizant agency of the U.S. government. The parties agree to cooperate in securing any license which the cognizant agency deems necessary in connection with this Agreement.
- b. For cases whereby University is the Receiving Party, recipients of Confidential Information disclosed to University for the purposes hereunder may include, but are not limited to, the individual person(s) identified in the attached Exhibit C ["Acknowledgement Of Contact Person for The University Of Texas at San Antonio (UTSA)"].

13. EXHIBITS

- a. Exhibits A, B and C are incorporated herein and made a part of this Agreement for all purposes.
- b. In the event of any direct conflict between the terms and conditions of this Agreement and any document referenced herein or any Exhibit, the terms of this Agreement shall control.

14. GENERAL

- a. This Agreement may not be assigned by either party without the prior written consent of the other party; provided, however, that subject to the approval of University, which may not be unreasonably withheld, Sponsor may assign this Agreement to any purchaser or transferee of all or substantially all of Sponsor's assets or stock upon prior written notice to University, and University may assign its right to receive payments hereunder.
- b. This Agreement constitutes the entire and only agreement between the parties relating to the Research Program, and all prior negotiations, representations, agreements, and understandings are superseded hereby. No agreements altering or supplementing the terms hereof may be made except by means of a written document signed by duly authorized representatives of the parties.
- c. Any official notice required by this Agreement shall be given by prepaid, first class, certified mail, return receipt requested, or by a recognized overnight courier, addressed as follows:

in the case of University to:

The University of Texas at San Antonio
Research Administration
Contracts & Industry Agreements
Attn: Senior Director
One UTSA Circle
San Antonio, Texas 78249

or in the case of Sponsor to:

SPONSOR
ADDRESS
CITY, STATE ZIP
ATTN: (CONTACT
PERSON/OFFICE)
PHONE:

or at such other addresses as may be given from time to time in accordance with the terms of this notice provision.

Other communications regarding the day-to-day administration and operation of this Agreement shall be mailed (or otherwise delivered), and addressed as follows:

in the case of University to:

The University of Texas at San Antonio
Research Service Center for HEBA
Attn: RSC Director
One UTSA Circle
San Antonio, Texas 78249

or in the case of Sponsor to:

SPONSOR
ADDRESS
CITY, STATE ZIP
ATTN: (CONTRACT PERSON)
PHONE:

- d. This Agreement shall be governed by, construed, and enforced in accordance with the internal laws of the State of Texas.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized representatives.

THE UNIVERSITY OF TEXAS AT SAN ANTONIO

By _____

Jessica C. Fernandez

Sr. Director, Contracts and Industry Agreements

Date: _____

Principal Investigator:

I have read this Agreement and understand my obligations hereunder:

By _____

Ian Caine

Director, Center for Urban and Regional Planning Research

CITY OF FREEPORT

By _____

Name _____

Title _____

Date: _____

EXHIBIT A

Research Program

The University of Texas at San Antonio (UTSA) Center for Urban and Regional Planning Research (CURPR) will present the City of Freeport, Texas, with Historic District Guidelines and a Comprehensive Downtown Plan. Key UTSA Personnel shall be:

Principal Investigator:

Ian Caine, Associate Professor, Architecture
Director, UTSA Center for Urban and Regional Planning Research

Co-Principal Investigators:

Thomas Tunstall, MBA, PhD
Senior Director of Research, Institute for Economic Development, UTSA

Ryun Jung Lee, PhD
Assistant Professor, Urban and Regional Planning, UTSA

Ann McGlone, AIA
Post Oak Preservation Solutions

Part A: Introduction

Background Assessment

- Collect and review past and current planning studies related to Freeport, Texas, and the region
- Gather and analyze current and past socioeconomic and physical characteristics using available secondary data (such as the US Census, American Community Survey, and USGS land cover) utilizing Geographic Information System (GIS)
- Assemble historical profile for the Freeport community
- Describe the regional environmental, social, and historical context
- Generate graphic analysis of Existing Downtown conditions

Description of Urban Planning Process

- Determine Project Tasks, Schedule, Timeline, and Deliverables
- Agree on Community Outreach Process

Part B: Downtown Plan

Public Engagement

- Conduct individual interviews with City officials and community stakeholders
- Organize and conduct one public visioning session with local residents, community leaders, business leaders, UTSA faculty, and professional experts
- This visioning session will help establish the relevant strengths, weaknesses, opportunities, and threats (SWOT)
- This visioning session will help establish local constituencies and interests

Economic Development

- Perform economic Gap Analysis to establish current and potential retail markets in Freeport, Texas, and the surrounding region
- Examine Sales Tax Revenue as it relates to Downtown District
- Provide written recommendations for target retail markets and branding for Downtown District

Land Use and Zoning

- Identify publicly- and privately-owned land parcels that remain vacant or underutilized
- Assess how well existing Downtown Land Use and Zoning regulations facilitate future development
- Propose revisions to Downtown Land Use and Zoning to improve future development scenarios

Infrastructure and Environment

- Assess current state of infrastructure and environment related to Floodplain, Stormwater, and Utilities
- Propose strategic infrastructural investments as required to catalyze Downtown redevelopment

Transportation

- Assess the current state of pedestrian, automotive, and transit infrastructure in Downtown Freeport
- Design schematic public realm improvements, including street sections and intersections, as required to catalyze Downtown development

Art & Culture

- Assess the current state of Arts & Culture programming in Downtown Freeport
- Propose strategic investments to Arts & Culture to catalyze Downtown development

Part C: Historic District Guidelines

Historic District Survey & Research

- Verify historic district boundaries with City and community members
- Complete a comprehensive historic building survey within established boundaries
- Generate a three-dimensional computer model of Downtown Freeport, Texas, which will serve as the basis for diagrams and maps
- Make site visits to Freeport, Texas, as required to complete the survey
- Recommend Final Historic District Boundaries

Public Engagement

- Complete individual interviews with City officials and community stakeholders
- Conduct one public community visioning session with local residents, community leaders, stakeholder groups, UTSA faculty, and professional experts to determine relevant strengths, weaknesses, opportunities, and threats (SWOT)
- Conduct smaller meetings with stakeholder groups as required to determine issues, successes, opportunities
- Conduct one follow-up public community visioning session to review a preliminary draft of design guidelines, solicit feedback, and make revisions

Time Frame

CURPR will perform the selected services between the dates of October 26, 2023, and August 31, 2024

EXHIBIT B

Compensation Schedule & Deliverables

The City of Freeport shall pay \$70,000 in consideration of the services provided as a fixed price upon execution. The City of Freeport shall invoice as directed in section 3(b). UTSA personnel shall provide one final written report that shall include three (3) parts as detailed below:

Part A: Introduction Deliverables

Background Assessment

- Assemble data description of socioeconomic and physical characteristics
- Provide a written description of community profile for Freeport
- Present graphic analysis of Existing Downtown conditions

Format

- This section will comprise 25-30 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

Part B: Downtown Plan Deliverables

Strengths, Weaknesses, Opportunities, and Threats for Downtown Freeport

- Provide a summary of outcomes from community visioning sessions
- Produce graphic analysis of Existing Downtown Conditions related to Land Use, Zoning, Transportation Infrastructure, Stormwater and Sanitary Infrastructure, Floodplain, and Utilities

Redevelopment and Implementation Scenarios

- Propose programming and schematic design concepts for Downtown District
- These concepts will consider comprehensive approaches to programming, public realm improvements, infrastructure, wayfinding, branding, and historic preservation
- Describe and assess Implementation Scenarios

Format

- This section will comprise between 50-75 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

Part C: Historic District Guidelines Deliverables

Historic District Design Guidelines

- Summarize findings regarding historical character based on the historic district survey
- Provide Comprehensive Design Guidelines to establish an Overlay District for Downtown District
- Design Guidelines will cover building issues like demolition, construction, relocations, signs, colors
- Design Guidelines will also cover the public realm, which includes areas outside the property lines, including streets, sidewalks, street furniture, public art, alleys, landscapes, and historical elements

Format

- This section will comprise between 100-150 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

EXHIBIT C

Acknowledgement Of Contact Person for The University Of Texas at San Antonio (UTSA):

I have read the Agreement and its Terms and Conditions and understand my obligations, including that if any Confidential Information to be exchanged is export-controlled, I will consult with the UTSA Office of Research Integrity (ORI) *before* any export-controlled Confidential Information is disclosed. As the UTSA Contact Person, I agree I will not take possession or control of any export-controlled Confidential Information without prior approval from ORI, which is the UTSA office responsible for export controls compliance. I will not ever access, use, file, store, or maintain export-controlled Confidential Information related to this contract on any computer or other electronic medium that I personally own, and I will only use UTSA facilities, including physical desk or file storage and/or computer hard disks and/or other electronic medium owned or maintained by UTSA, to file, store, or maintain export-controlled Confidential Information after obtaining approval from ORI..

Signature: _____

Printed Name: Ian Caine

Date: _____

Title: Director, UTSA Center for Urban and Regional Planning Research

Are you a citizen or permanent resident of the U.S.? ☐ Yes ☐ No

Additional UTSA Individual Acknowledgement: To be signed by each additional UTSA individual with access to the Confidential Information of another party.

Complete below or if not applicable, check here: ☐ "Not applicable at this time"

I have read the Agreement and its Terms and Conditions and understand my obligations, including that if Confidential Information to be exchanged is export-controlled, I will consult with the UTSA Office of Research Integrity named above and *before* the disclosure of any export-controlled Confidential Information. As a UTSA individual with access to the export-controlled Confidential Information, I agree I will not use UTSA facilities, including physical desk or file storage and/or computer hard disks and/or other electronic medium owned or maintained by UTSA, to file, store, or maintain export-controlled Confidential Information without prior approval from ORI, which is responsible for export controls compliance.

Signature: _____

Signature: _____

Printed name: Thomas Tunstall, PhD

Printed name: Ryun Jung Lee, PhD

Are you a citizen or permanent resident of the U.S.? ☐ Yes ☐ No

Are you a citizen or permanent resident of the U.S.? ☐ Yes ☐ No

Signature: _____

Signature: _____

Printed name: _____

Printed name: _____

Are you a citizen or permanent resident of the U.S.? ☐ Yes ☐ No

Are you a citizen or permanent resident of the U.S.? ☐ Yes ☐ No

RFP Response: Historic District Guidelines + Comprehensive Downtown Plan for Freeport, Texas

UTSA Center for Urban and Regional Planning Research

September 14, 2023

I. Goals

The University of Texas at San Antonio (UTSA) Center for Urban and Regional Planning Research (CURPR) will present the City of Freeport, Texas, with Historic District Guidelines and the option for a Comprehensive Downtown Plan.

II. Key UTSA Personnel

Principal Investigator:

Ian Caine, Associate Professor, Architecture

Director, UTSA Center for Urban and Regional Planning Research

Co-Principal Investigators:

Thomas Tunstall, MBA, PhD

Senior Director of Research, Institute for Economic Development, UTSA

Ryun Jung Lee, PhD

Assistant Professor, Urban and Regional Planning, UTSA

Historic Preservation Consultant:

Ann McGlone, AIA

Post Oak Preservation Solutions

III. Proposed Scope of Work

Part A: Introduction

Background Assessment

- Collect and review past and current planning studies related to Freeport, Texas, and the region
- Gather and analyze current and past socioeconomic and physical characteristics using available secondary data (such as the US Census, American Community Survey, and USGS land cover) utilizing Geographic Information System (GIS)
- Assemble historical profile for the Freeport community
- Describe the regional environmental, social, and historical context
- Generate graphic analysis of Existing Downtown conditions

Description of Urban Planning Process

- Determine Project Tasks, Schedule, Timeline, and Deliverables
- Agree on Community Outreach Process

Part A: Introduction Deliverables

Background Assessment

- Assemble data description of socioeconomic and physical characteristics
- Provide a written description of community profile for Freeport
- Present graphic analysis of Existing Downtown conditions

Format

- This section will comprise 25-30 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

Part B: Downtown Plan

Public Engagement

- Conduct individual interviews with City officials and community stakeholders
- Organize and conduct one public visioning session with local residents, community leaders, business leaders, UTSA faculty, and professional experts
- This visioning session will help establish the relevant strengths, weaknesses, opportunities, and threats (SWOT)
- This visioning session will help establish local constituencies and interests

Economic Development

- Perform economic Gap Analysis to establish current and potential retail markets in Freeport, Texas, and the surrounding region
- Examine Sales Tax Revenue as it relates to Downtown District
- Provide written recommendations for target retail markets and branding for Downtown District

Land Use and Zoning

- Identify publicly- and privately-owned land parcels that remain vacant or underutilized
- Assess how well existing Downtown Land Use and Zoning regulations facilitate future development
- Propose revisions to Downtown Land Use and Zoning to improve future development scenarios

Infrastructure and Environment

- Assess current state of infrastructure and environment related to Floodplain, Stormwater, and Utilities
- Propose strategic infrastructural investments as required to catalyze Downtown redevelopment

Transportation

- Assess the current state of pedestrian, automotive, and transit infrastructure in Downtown Freeport
- Design schematic public realm improvements, including street sections and intersections, as required to catalyze Downtown development

Art & Culture

- Assess the current state of Arts & Culture programming in Downtown Freeport
- Propose strategic investments to Arts & Culture to catalyze Downtown development

Part B: Downtown Plan Deliverables

Strengths, Weaknesses, Opportunities, and Threats for Downtown Freeport

- Provide a summary of outcomes from community visioning sessions
- Produce graphic analysis of Existing Downtown Conditions related to Land Use, Zoning, Transportation Infrastructure, Stormwater and Sanitary Infrastructure, Floodplain, and Utilities

Redevelopment and Implementation Scenarios

- Propose programming and schematic design concepts for Downtown District
- These concepts will consider comprehensive approaches to programming, public realm improvements, infrastructure, wayfinding, branding, and historic preservation
- Describe and assess Implementation Scenarios

Format

- This section will comprise between 50-75 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

Part C: Historic District Guidelines

Historic District Survey & Research

- Verify historic district boundaries with City and community members
- Complete a comprehensive historic building survey within established boundaries
- Generate a three-dimensional computer model of Downtown Freeport, Texas, which will serve as the basis for diagrams and maps
- Make site visits to Freeport, Texas, as required to complete the survey
- Recommend Final Historic District Boundaries

Public Engagement

- Complete individual interviews with City officials and community stakeholders
- Conduct one public community visioning session with local residents, community leaders, stakeholder groups, UTSA faculty, and professional experts to determine relevant strengths, weaknesses, opportunities, and threats (SWOT)
- Conduct smaller meetings with stakeholder groups as required to determine issues, successes, opportunities
- Conduct one follow-up public community visioning session to review a preliminary draft of design guidelines, solicit feedback, and make revisions

Part C: Historic District Guidelines Deliverables

Historic District Design Guidelines

- Summarize findings regarding historical character based on the historic district survey
- Provide Comprehensive Design Guidelines to establish an Overlay District for Downtown District
- Design Guidelines will cover building issues like demolition, construction, relocations, signs, colors
- Design Guidelines will also cover the public realm, which includes areas outside the property lines, including streets, sidewalks, street furniture, public art, alleys, landscapes, and historical elements

Format

- This section will comprise between 100-150 pages
- The document will utilize plain language and a clear drawing style
- A bound copy of all materials will be made for free download or purchase via online publisher

IV. Time Frame

CURPR will perform the selected services between the dates of January 15, 2024, and August 31, 2024

V. Cost

CURPR will perform **Part A Introduction + Part C Historic District Guidelines** as described above for a fixed fee of \$50,000

or

CURPR will perform **Part A Introduction + Part B Downtown Plan + Part C Historic District Guidelines** as described above for a fixed fee of \$70,000



City Council Agenda Item #11.

Title: Consideration and possible action approving Ordinance No. 2023-2713 for Budget Amendment #1 for Fiscal Year 2024.

Date: November 6, 2023

From: Cathy Ezell, Finance Director

Staff Recommendation: Staff recommend approval of the following budget amendment.

Item Summary: This proposed budget amendment offsets expenditure overages by shortages based on actuals (unaudited) through the end of the Fiscal Year 2022-2023, and carries over budgeted items from last years budget that have not yet been completed..

Background Information: Below is a summary of each of the proposed changes:

1. Administration - Super Feast
2. Police Department - building cameras, Tactical Equipment, and replacement equipment
3. Fire Department - vehicle repair
4. Code Department - demolition of structures
5. Street Department - equipment repair
6. Streets and Drainage Fund - Asphalt Streets, Phase II Concrete Streets, and emergency road repairs
7. Facilities & Grounds Fund - City Hall renovations, removal of fuel tanks, Fire Station driveway, temporary Fire Station 2, FMP Kitchen remodel, Greens resurfacing, Tee Box renovations, jail renovations, replacement of electrical panel at PD, parking lot improvement at PD, and Museum renovations
8. Vehicle & Equipment Fund - Ambulance replacement, equipment for reserve Fire Fighters, appliances & furnishings for Fire Station 2, and generators
9. Technology Fund - Access panel at PD and Incode Migration
10. Water/Sewer Fund - Revenue and expenditures for grants for WWTP, sewerline replacement, and generators, professional services, and sewer pump
11. 2020 CO Bond Fund - City Hall renovations and Pixie House Renovations
12. 2021 CO Bond Fund - FM1495, Grant Matches for WWTP and sewerline replacement, Phase I SSOI Engineering, WWTP improvements, and sewer line replacement

Special Considerations: N/A

Financial Impact: The funds are coming from the savings from Fiscal Year 2022-2023 that were rolled into fund balance at the end of the Fiscal Year 2022-2023. The budget adjustment is moving the savings from fund balance into the operating and project budget. The Utility Fund shows revenue and expenses for the grant projects.

Board or 3rd Party Recommendation: N/A

Supporting Documentation:

1. BA#01 FY 2024 Ordinance
2. Exhibit A

ORDINANCE NO. 2023-2713

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024; MAKING CERTAIN FINDINGS AND CONTAINING CERTAIN PROVISIONS RELATING TO THE SUBJECT; PROVIDING A SEVERANCE CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Freeport, Texas, (hereinafter sometimes "the City") is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code of Texas, respectively; and,

WHEREAS, under Section 102.001(b) of the Local Government Code, because the City has a City Manager form of government, the City Manager is the budget officer of the City municipality and under Section 102.002 of said Code and Chapter 9 of said Charter, the City Manager is required to prepare a proposed annual budget for the municipality and, under Section 102.03(a) of said Code and Chapter 9 of said Charter, is required to file the same with the City Secretary before the 30th day before the date the governing body of the municipality makes its tax levy for the fiscal year; and,

WHEREAS, on July 31, 2023, the City Manager presented to the City Council a proposed budget of the expenditures of the City of Freeport for the fiscal year 2024 and the proposed budget was filed with the City Secretary and posted on the City website as required by Local Government Code Section 102.005; and

WHEREAS, pursuant to notice as required by Section 102.006 of the Local Government Code, on September 6, 2022, a public hearing on such budget was held in the Council Chambers, at which hearing all citizens and taxpayers of the City had the right to be present and to be heard, and those who requested to be heard were heard; and

WHEREAS, the budget for the 2023-2024 fiscal year of the City was approved by the City Council by Ordinance No. 2023-2705, read, passed and adopted on the 11th day of September, 2023.

WHEREAS, such Ordinance states that the budget for operations shall be administered as follows:

- a. The Council may transfer any unencumbered appropriation balance or portion thereof from one department, or fund to another, at any time;
- b. The City Manager shall have authority, without Council approval, to transfer appropriation balances from one expenditure account to another within a department;
- c. At any time in any fiscal year, the Council may, pursuant to Article XI, section 9.14 of the City Charter, make emergency appropriations to meet pressing need for public expenditure, for other than regular or recurring requirements, to protect the public health, safety or welfare. Such appropriation shall not be more than 5% of the total annual budget; however, the 5% may only be allocated under the condition the "undesignated" reserve/contingency funds may only be used with the specific consent of the City Council for unforeseen contingencies by the City Manager; and

WHEREAS, the City Council has considered the proposed budget amendment and has made such changes therein as in the City Council's judgment were warranted by law and were in the best interest of the citizens and taxpayers of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. The existing Budget of the City of Freeport, Texas, for the fiscal year is hereby amended and revised as reflected in said Exhibit "A".

Section 3. All ordinances and resolutions, and parts of ordinances and resolutions in conflict herewith, are hereby repealed.

Section 4. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

This ordinance shall take effect and be in force from and after its passage and adoption.

PASSED AND ADOPTED this 6th day of November 203

.

Brooks Bass, Mayor

ATTEST:

Clarisa Molina, Interim City Secretary

APPROVED AS TO FORM AND CONTENT:

David Olson, City Attorney

**City of Freeport
End of Year Budget Adjustment
Fiscal Year 2024**

Department	Account Number	Description	FY2023-2024 Original Budget	FY2023-2024 1st Budget Amendment	FY2023-2024 Amended Budget
General Fund					
Adminstratin	10-410-438	Community Projects	10,000	10,000	20,000
		Total Administration	10,000	10,000	20,000
Police	10-525-320	Other Electronics	6,000	4,221	10,221
	10-525-395	Ammunition/Gun Supplies	26,200	7,473	33,673
	10-525-543	Electronics/Computer Mant.	-	6,505	6,505
	10-525-899	Capital Outlay	-	10,271	10,271
		Total Police	32,200	28,470	60,670
Fire	10-530-524	Vehicle Maintenance	47,900	5,276	53,176
		Total Fire	47,900	5,276	53,176
Code	10-557-411	Bldg Demolition/Mowing	100,000	33,289	133,289
		Total Code	100,000	33,289	133,289
Streets	10-575-524	Vehicle Maintenance	42,000	15,052	57,052
		Total Streets	42,000	15,052	57,052
		Fund Balance		(92,087)	
		Total Genral Fund	\$ 222,100	\$ -	\$ 304,187
Street & Drainage Fund					
	14-575-899	Capital Outlay	1,070,178	2,304,098	3,374,276
		Fund Balance		(2,304,098)	
		Total Street & Drainage Fund	\$ 1,070,178	\$ -	\$ 3,374,276
Facilities & Grounds CIP Fund					
	21-410-899	Capital Outlay - Administration	-	747,497	747,497
	21-420-899	Capital Outlay - Service Center	-	45,575	45,575
	21-525-899	Capital Outlay - Police	23,500	160,000	183,500
	21-530-899	Capital Outlay - Fire	-	442,703	442,703
	21-578-899	Capital Outlay - Museum	6,750	12,500	19,250
	21-655-899	Capital Outlay - Parks	40,000		
	21-656-899	Capital Outlay - Golf	360,000	150,000	510,000
		Fund Balance		(1,558,275)	
		Total Facilities & Grounds CIP Fund	\$ 430,250	\$ -	\$ 1,948,525
Vehicle & Equipment Fund					
	22-525-899	Capital Outlay - Police	\$ 267,000	\$ 163,006	\$ 430,006
	22-530-899	Capital Outlay - Fire	55,500	244,511	300,011
	22-655-899	Capital Outlay - Parks	40,000	40,000	80,000
		Fund Balance		(447,517)	
		Total Vehicle & Equipment Fund	\$ 362,500	\$ -	\$ 810,017
Information Technology Fund					
	23-410-899	Capital Outlay - Admin	\$ -	\$ 130,497	\$ 130,497
	23-525-899	Capital Outlay - Police	-	23,645	23,645
		Fund Balance		(154,142)	
		Total Police Seizure	\$ -	\$ -	\$ 154,142

**City of Freeport
End of Year Budget Adjustment
Fiscal Year 2024**

Department	Account Number	Description	FY2023-2024 Original Budget	FY2023-2024 1st Budget Amendment	FY2023-2024 Amended Budget
Utility Fund					
Revenue	56-360-402	Grant-CDBG-GLO	\$ -	\$ 10,753,794	\$ 10,753,794
	56-360-400	Grant-Revenue	-	108,000	108,000
	56-575-413	Professional Services	247,856	69,549	317,405
	56-575-899	Capital Outlay	-	10,872,692	10,872,692
		Fund Balance		(80,447)	
		Total Utility Fund	\$ -	\$ (0)	\$ 10,872,692
2020 CO Bond Fund					
	66-410-899	Capital Outlay - Administration	-	577,451	577,451
	66-578-899	Capital Outlay - Museum	-	375,000	375,000
		Fund Balance		(952,451)	
		Total 2020 CO Bond Fund	\$ -	\$ -	\$ 952,451
2021 CO Bond Fund					
	67-565-899	Capital Outlay	-	2,926,341	2,926,341
		Fund Balance		(2,926,341)	
		Total 2021 CO Bond Fund	\$ -	\$ -	\$ 2,926,341



City Council Agenda Item #12.

Title: Consideration and possible action awarding BID and approve the City Manager signing a contract to Del Sol Solutions for janitorial services for the City of Freeport offices.

Date: November 6, 2023

From: Cathy Ezell, Finance Director

Staff Recommendation: Staff Recommends awarding the bid for janitorial services to M&R's Elite Janitorial Solutions and approving the City manager to sign the contract once approved by the City Attorney.

Item Summary: The Request for Proposal Number 2022-05 for Janitorial Services was released on Thursday, September 21, 2023. The proposals were received on October 24, 2023. The City received four proposals. Staff recommends going with M&R's Elite Janitorial Services. The lowest bidder is disqualified due to unsatisfactory service provided previously.

Background Information: The City has used Ambassador Services for janitorial services for the past two years. Their service has not been up to the expected quality. We have had numerous meetings with them to discuss their lack of service at all City locations but there has not been any improvement. Their poor service is the reason that staff decided to request proposals.

Special Considerations: N/A

Financial Impact: This is included in the budget.

Board or 3rd Party Recommendation: N/A

Supporting Documentation:

1. Janitorial Analysis 2023

**City of Freeport
Analysis of Janitorial Bids**

Bid	Annual Costs							
	Location	Ambassador	M&R Elite	Del Sol	Max Pro			
City Hall	\$	24,908.52	\$	22,499.88	\$	35,648.08	\$	49,140.00
Police Department		17,839.12		17,999.80		11,024.52		35,100.00
Library		14,127.88		15,600.00		20,219.68		28,080.00
Service Center		2,104.96		8,700.12		3,012.36		5,200.00
	\$	58,980.48	\$	64,799.80	\$	69,904.64	\$	117,520.00



City Council Agenda Item #13.

Title: Discussion and possible action to award a bid to the apparent low bidder for WWTP.

Date: November 6, 2023

From: Lance Petty, Assistant City Manager
Cathy Ezell, Finance Director

Staff Recommendation: Staff recommends awarding a bid to Wharton Smith (lowest bidder) for the replacement of the main Wastewater Treatment Plant Clarifier, after discussion regarding all the options, including additional funding options to complete the project.

Item Summary: On October 4, 2023, the City of Freeport received and opened sealed bids for the replacement of the main wastewater treatment plant. The City received (2) sealed bids for the project. Below are the results of the bids received:

Wharton Smith Base Bid -	\$13,744,500.00
Extra Work Items -	\$16,500.00
Total Bid -	\$13,761,000.00

Hassell Construction Group Base Bid -	\$15,986,500.00
Extra Work Items -	\$17,000.00
Total Bid -	\$16,003,500.00

The City has the following options for proceeding with the bids:

- Re-bid the project
- Reduce the Scope of the project and re-bid
- Award the bid and seek additional funding
- Reject the bids and reject the grant funding

Background Information: In October 2020, the City applied for a grant from the GLO for the replacement of the main wastewater treatment plant. At the time of application, the cost estimates for this project were estimated at 3-5 million dollars. The City of Freeport received

grant funding from the GLO in the amount of \$5,991,468, of which \$4,950,000 was budgeted for the construction of the new plant . After the completion of engineering, the City of Freeport received sealed bids on October 4, 2023. The lowest bid received was from Wharton Smith for the amount of \$13,761,000.00. If the City decides to move forward with the project, additional funding will be needed to complete this project due to an increase in materials from 2020 to 2023, that the City was unaware of.

Special Considerations: Additional funding will be needed to complete this project.

Financial Impact: No additional grant funding is available to fund the cost difference. The City will have to seek other financing options to fund the cost difference of \$8,811,000.

Board or 3rd Party Recommendation: Freese and Nichols is very familiar with this contractor and, having reviewed the bids, recommend them for the project.

Supporting Documentation:

1. Freeport WWTP Bid Tabulation

Attachment A Bid Tabulation

Bid Tabulation	Main Wastewater Treatment Plant Package Plant Replacement				Bid Opening: October 4,2023		Wharton Smith		Hassell Construction Group	
Owner:	City of Freeport						17474 Opportunity Avenue Baton Rouge, LA 70817 225-754-0550		12522 Cutten Road Suite A Houston, TX 77066 281-813-2570	
Design Professional:	Freese and Nichols									
Prepared By:	David Hunn, PE									
Item No.	Reference Spec	Unit		Estimated Quantity	Unit Price	Extended Amount	Unit Price	Extended Amount		
Base Bid Items										
1	01 29 00	MOBILIZATION (MAX 3% OF BASE BID PRICE)	LS	1	\$ 380,000.00	\$ 380,000.00	\$ 360,000.00	\$ 360,000.00		
2	01 57 23	STORMWATER POLLUTION PREVENTION PLAN (SWPPP)	LS	1	\$ 22,000.00	\$ 22,000.00	\$ 7,000.00	\$ 7,000.00		
3	02 96 00	TEMPORARY BYPASS PUMPING	LS	1	\$ 35,000.00	\$ 35,000.00	\$ 20,000.00	\$ 20,000.00		
4	31 25 13.15	SODDING	SY	1,000	\$ 6.00	\$ 6,000.00	\$ 5.00	\$ 5,000.00		
5	32 92 13	HYDROMULCH SEEDING	SY	1,000	\$ 7.00	\$ 7,000.00	\$ 4.00	\$ 4,000.00		
6	33 01 01	YARD PIPING	LS	1	\$ 250,000.00	\$ 250,000.00	\$ 1,500,000.00	\$ 1,500,000.00		
7		GROUND WATER CONTROL FOR OPEN-CUT CONSTRUCTION (0-8' DEPTH)	LF	350	\$ 100.00	\$ 35,000.00	\$ 30.00	\$ 10,500.00		
8	32 91 19.13	SITEWORK	LS	1	\$ 180,000.00	\$ 180,000.00	\$ 2,340,000.00	\$ 2,340,000.00		
9	46 77 01	PACKAGE WWTP COMPLETE IN PLACE (STEEL TREATMENT UNIT)	LS	1	\$ 9,150,000.00	\$ 9,150,000.00	\$ 8,800,000.00	\$ 8,800,000.00		
10	03 30 00	WASTE ACTIVATED SLUDGE PUMP STATION COMPLETE IN PLACE	LS	1	\$ 140,000.00	\$ 140,000.00	\$ 90,000.00	\$ 90,000.00		
11	03 40 16	ELECTRICAL BUILDING, Electrical Equipment, and Electrical Distribution	LS	1	\$ 3,013,500.00	\$ 3,013,500.00	\$ 2,750,000.00	\$ 2,750,000.00		
12	31 23 33.14	TRENCH SAFETY SYSTEM	LF	1,000	\$ 6.00	\$ 6,000.00	\$ 30.00	\$ 30,000.00		
13	03 40 16	CHEMICAL STORAGE AND FEED FACILITY COMPLETE IN PLACE	LS	1	\$ 520,000.00	\$ 520,000.00	\$ 70,000.00	\$ 70,000.00		
		Subtotal Base Bid				\$ 13,744,500.00		\$ 15,986,500.00		

Attachment A Bid Tabulation

Bid Tabulation	Main Wastewater Treatment Plant Package Plant Replacement				Bid Opening: October 4,2023		Wharton Smith		Hassell Construction Group	
Owner:	City of Freeport						17474 Opportunity Avenue Baton Rouge, LA 70817 225-754-0550		12522 Cutten Road Suite A Houston, TX 77066 281-813-2570	
Design Professional:	Freese and Nichols									
Prepared By:	David Hunn, PE									
Item No.	Reference Spec	Unit		Estimated Quantity	Unit Price	Extended Amount	Unit Price	Extended Amount		
Alternate Bid No.1										
14	AWWA D100 Appendix 2	PACKAGE WWTP COMPLETE IN PLACE (CONCRETE TREATMENT UNIT)		LS	1	\$ -	\$ -	\$ -	\$ -	
		Subtotal Alternative Bid No.1					\$ -		\$ -	
Extra Work Items										
15	02 41 00	EXTRA HAND EXCAVATION		CY	50	\$ 100.00	\$ 5,000.00	\$ 150.00	\$ 7,500.00	
16	02 41 00	EXTRA MACHINE EXCAVATION		CY	50	\$ 25.00	\$ 1,250.00	\$ 50.00	\$ 2,500.00	
17	31 23 33	EXTRA CEMENT STABILIZED SAND		CY	50	\$ 65.00	\$ 3,250.00	\$ 80.00	\$ 4,000.00	
18	01 29 00	OBSTRUCTION REMOVAL BY EXCAVATION		EA	1	\$ 7,000.00	\$ 7,000.00	\$ 3,000.00	\$ 3,000.00	
		Subtotal Extra Unit Items					\$ 16,500.00		\$ 17,000.00	
TOTAL BID						\$ 13,744,500.00		\$ 15,986,500.00		

Yellow Cell Bid Offeror Math incorrect, Engineer correction



City Council Agenda Item #14.

Title: Consideration and possible action of the annual appointment for the ex officio board member for MUD #1.

Date: November 6, 2023

From: Tim Kelty, City Manager

Staff Recommendation: Staff recommends that Council appoint someone to represent the city's interests as Ex-Officio to the Freeport MUD #1 Board.

Item Summary: Per the agreement with Clinton Wong and Skymark Development for the formation of MUD #1, the city of Freeport has the right to appoint someone to represent the city's interests as an ex-officio member of the MUD Board of Directors. That appointment would have all the rights and privileges of a regular board member except they would not be allowed to vote on issues brought to the board.

Background Information: The Freeport MUD #1 meets at least quarterly in the City of Freeport, normally at On the River Restaurant. It is responsible for planning and financing, including the issuance of bonds for infrastructure improvements to the 360 acre area north of Gulf Blvd.

Special Considerations: Since this MUD was approved by the city in 2021, Councilman Jeff Pena has been appointed as the City's ex-officio member.

Financial Impact: none

Board or 3rd Party Recommendation: None

Supporting Documentation:
None



City Council Agenda Item #15.

Title: Consideration and possible action approving the Special Interlocal Agreement for streets project between Brazoria County and the City of Freeport Fiscal Year 2023-2024.

Date: November 6, 2023

From: Lance Petty, Assistant City Manager

Staff Recommendation: Staff recommends detailed discussion prior to approval

Item Summary: Change in the Interlocal Agreement (special) from Brazoria County for road repairs for 2023/2024 fiscal year

Background Information: In September 2023, Brazoria County changed the Interlocal Agreement with the City's from the original agreement of resurfacing up to two (2) miles of roads including milling and stabilization to up to two (2) miles of roads but limiting the city's to four (4) roads and asphalt overlay without milling and stabilization. City staff contacted Commissioner Payne to discuss allowing the City to utilize the County one more year under the original Interlocal Agreement. Commissioner Payne authorized the City to move forward with the 2023/2024 proposed road improvements. Staff presented to City Council on October the 16th for approval of the 2023/2024 Interlocal Roads. Staff sent the approved roads for 2023/2024 Improvements to Brazoria County on October the 18th. Staff received an email from Brazoria County staff responding that the City was only allowed up to four (4) roads, not the number of proposed roads received. City staff notified Brazoria County that Commissioner Payne had approved one (1) more year for the City of Freeport. Brazoria County staff confirmed with Commissioner Payne and emailed a special Interlocal Agreement for these improvements. Upon reviewing the Special Interlocal Agreement, it was brought to staff's attention that the Agreement included a cost for labor, equipment and engineering in excess of \$10,000.00 dollars would be the responsibility of the City of Freeport. The road proposal approved by City Council for resurfacing was calculated off of Brazoria County costs, which do not include the additional responsibilities provided in the Special Interlocal Agreement proposed. The city staff can not provide a true cost for these road improvements to City Council due to the unknown costs that the City will incur from the additional fees associated with the Special Interlocal Agreement.

Special Considerations:

- Limit fiscal year 2023/2024 road improvements to the new four (4) road limit
- Continue with the current fiscal year, completion of 2023/2024, completion of roads and bring to the City Council a budget amendment after completion.
- Do not utilize the County for road improvements for 2023/2024, and prepare a bid document for contract road improvements.

Financial Impact: The original proposal will require a budget amendment upon completion (unknown)

Board or 3rd Party Recommendation: none

Supporting Documentation:

1. county special interlocal agreement
2. ExB

STATE OF TEXAS §
 §
COUNTY OF BRAZORIA §

INTERLOCAL AGREEMENT
BETWEEN BRAZORIA COUNTY AND THE CITY OF FREEPORT
IS24-0003

This Agreement is made between BRAZORIA COUNTY and the CITY OF FREEPORT hereinafter referred to as the COUNTY and CITY respectively.

RECITALS

WHEREAS, the CITY wishes to repair all roads as listed on Exhibit “B”; and

WHEREAS, the CITY has requested the COUNTY’S assistance to providing labor and equipment to repair all roads as listed on Exhibit “B”; and

WHEREAS, the COUNTY has agreed to utilize Brazoria County Road & Bridge equipment and employees to perform this work pursuant to the authority of Tex. Transp. Code §251.012, and the Interlocal Cooperation Act, Tex. Gov. Code Sec. 791.001 et. Seq., subject to the conditions and limitations of this Agreement;

NOW THEREFORE, the CITY and COUNTY agree as follows:

- 1.01 COUNTY agrees to supply such equipment as may be necessary together with operators to repair all roads listed on Exhibit “B”.
- 1.02 The CITY agrees to pay for material needed in the project directly to supplier, and in the event COUNTY costs in performing above-described work exceed \$10,000.00, the CITY shall pay, from the point in time that COUNTY’S costs equal the sum \$10,000.00, the labor costs and the hourly value of equipment used, plus any other costs associated with the use of the equipment. Though it is contemplated by this agreement that CITY will obtained the necessary design and engineering studies required by the project prior to the commencement of the work, CITY agrees to pay the reasonable cost of any design or engineering work obtained by COUNTY if it exceeds the sum of \$10,000.00. The value of equipment shall be those hourly rates which have been previously established by the COUNTY for each item of its equipment, multiplying the same by the number of hours, such equipment has been utilized in excess of the point in time when COUNTY’s costs equaled the sum of \$10,000.00. COUNTY equipment utilized on site for the project shall be charged to CITY on a daily rate for each day it is on-site.

- 1.03 The parties intend that COUNTY, in performing such services, shall act as an independent contractor and shall have control of the work and the manner in which it is performed. COUNTY is not considered an agent or employee of CITY.
- 1.04 Each party agrees that payments for the performance of governmental functions or services shall be from current revenues available to the paying party and further that such payments shall fairly compensate the performing party for the service it supplies provides for the other party's benefit.
- 1.05 COUNTY does not warrant the suitability for this project of any material purchased by CITY from a third party which maintains a continuing contract with COUNTY. Any cost estimate made connection with this project is only an estimate and is not warranty of the final cost of the project.
- 1.06 To the extent permitted by law, CITY agrees to assume the risk of, fully indemnify, hold harmless and defend COUNTY, its agent, officers and employees from any and all loss, damage, cost demands and causes of action of any manner from the performance of the above referenced work.
- 1.07 COUNTY executes this Agreement by and through the County Judge acting pursuant to Order of the Commissioners Court so authorizing, and the CITY executes this Agreement by and through the President acting pursuant to authorizations of its Board of Trustees.
- 1.08 Nothing herein shall be constructed to make either party purchaser or consumer of goods or services from the other.
- 1.09 Nothing herein shall be constructed to create any rights in third parties.
- 1.10 Misspelling of one or more words in this agreement shall not void this agreement. Such misspelled words shall be read so as to have the meaning apparently intended by the parties.

IN TESTIMONY OF WHICH, witness our signatures on the execution dates herein below.

By: _____

CITY OF FREEPORT
MAYOR

By: _____

BRAZORIA COUNTY
COUNTY JUDGE

Date signed: _____

Date signed: _____

Streets Identified for 2024

Ward	Existing Pavement	Street	From -To	Miles	SQ FT	County Asphalt	C&G
B	Asphalt	8th	Velasco to Mesquite	0.1655	29,648	\$40,670.47	No
B	Asphalt	Holly	8th to Alley	0.0268	3,976	\$5,454.19	Yes
A	Asphalt	8th	Beech to Magnolia	0.2511	45,084	\$61,845.23	No
C	Asphalt	Groce	Ave D to Gulf	0.0617	6,520	\$8,943.99	No
C	Asphalt	Varner	Ave R to Dead End	0.1028	10,860	\$14,897.51	No
C	Asphalt	Ave O	Skinner to Skinner	0.1916	20,240	\$27,764.78	No
C	Asphalt	Alley	Skinner to Avenue N	0.0685	4,706	\$6,455.59	No
C	Asphalt	Wharton	288 to Ave L	0.0939	9,920	\$13,608.04	No
C	Asphalt	Ave K	Varner to Wharton	0.0662	7,000	\$9,602.44	No
A	Asphalt	7th	Ash to 8th	0.0626	6,620	\$9,081.17	No
D	Asphalt	Gulf	Archer to 7th	0.067	5,664	\$7,769.75	No
D	Asphalt	7th	Gulf to Ave C	0.1297	10,960	\$15,034.68	No
D	Asphalt	Hudgins	Gulfto DeadEnd	0.0236	3,125	\$7,340.83	No
C	Asphalt	Ave D	B Port to Skinner	0.053	5,600	\$7,681.96	No
D	Asphalt	Kingfish	Sailfish to Dead End	0.1289	13,620	\$18,683.61	No
D	Asphalt	Ave C	7th to Archer	0.0643	6,800	\$9,328.09	No
D	Asphalt	Jackson	Gulf to Dead End	0.0454	6,000	\$14,094.40	No
D	Asphalt	Ave F	Caldwell to Dead End	0.1924	18,288	\$25,087.07	No
D	Asphalt	Old River	Ave A 148 ft North	0.028	4,440	\$6,090.69	No
D	Asphalt	Karankawa	Ave B 33ft South	0.0062	1,155	\$1,584.40	No
D	Asphalt	Jackson	Ave B 25ft South	0.0047	700	\$1,644.35	No
	Asphalt					\$312,663.24	
	1.83 miles						
			Rental Milling Machine			\$32,000.00	
						\$344,663.24	

8th	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Velasco to Mesquite									Mill/Asphalt
	Asphalt	872	34	3	110	330	543.55	74	\$ 40,222.45
	Crushed C				110	0	0.00	25.58	\$ -
	Portland				4	0	0.00	198	\$ -
	ABS-65	872	34	0.05	1	0.05	164.71	2.72	\$ 448.01
								total	\$ 40,670.47

Holly	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
8th to Alley									Mill/Asphalt
	Asphalt	142	28	3	110	330	72.89	74	\$ 5,394.11
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	142	28	0.05	1	0.05	22.09	2.72	\$ 60.08
Entire								total	\$ 5,454.19

8th	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Beech to Magnolia									Mill/Asphalt
	Asphalt	1326	34	3	110	330	826.54	74	\$ 61,163.96
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	1326	34	0.05	1	0.05	250.47	2.72	\$ 681.27
								total	\$ 61,845.23

Groce Ave D to Gulf	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
									Mill/Asphalt
	Asphalt	326	20	3	110	330	119.53	74	\$ 8,845.47
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	326	20	0.05	1	0.05	36.22	2.72	\$ 98.52
								total	\$ 8,943.99

Varner Ave R to Dead End	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
									Mill/Asphalt
	Asphalt	543	20	3	110	330	199.10	74	\$ 14,733.40
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	543	20	0.05	1	0.05	60.33	2.72	\$ 164.11
								total	\$ 14,897.51

Ave O	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
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Skinner to Skinner									Mill/Asphalt
	Asphalt	1012	20	3	110	330	371.07	74	\$ 27,458.93
	Crushed C			4	110	440	0.00	25.58	\$ -
	portland			8	4	32	0.00	198	\$ -
	ABS-65	1012	20	0.05	1	0.05	112.44	2.72	\$ 305.85
								total	\$ 27,764.78

Alley Skinner to Ave N	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
	Asphalt	362	13	3	110	330	86.28	74	\$ 6,384.47
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	362	13	0.05	1	0.05	26.14	2.72	\$ 71.11
								total	\$ 6,455.59

Wharton 288 to Ave L	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
	Asphalt	496	20	3	110	330	181.87	74	\$ 13,458.13
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	496	20	0.05	1	0.05	55.11	2.72	\$ 149.90
								total	\$ 13,608.04

7th Ash to 8th	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
	Asphalt	331	20	3	110	330	121.37	74	\$ 8,981.13
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	331	20	0.05	1	0.05	36.78	2.72	\$ 100.04
								total	\$ 9,081.17

Gulf Archer to 7th	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
	Asphalt	354	16	3	110	330	103.84	74	\$ 7,684.16
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	354	16	0.05	1	0.05	31.47	2.72	\$ 85.59
								total	\$ 7,769.75

7th Gulf to Ave C	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
									Mill/Asphalt

	Asphalt	685	16	3	110	330	200.93	74	\$ 14,869.07
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	685	16	0.05	1	0.05	60.89	2.72	\$ 165.62
								total	\$ 15,034.68

Ave D	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Bport to Skinner									Mill/Asphalt
	Asphalt	280	20	3	110	330	102.67	74	\$ 7,597.33
	Crushed C			4	110	440	0.00	25.58	\$ -
	portland			8	4	32	0.00	198	\$ -
	ABS-65	280	20	0.05	1	0.05	31.11	2.72	\$ 84.62
								total	\$ 7,681.96

Kingfish	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Sailfish to Dead End									Mill/Asphalt
	Asphalt	681	20	3	110	330	249.70	74	\$ 18,477.80
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	681	20	0.05	1	0.05	75.67	2.72	\$ 205.81
								total	\$ 18,683.61

Ave K	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Varnier to Wharton									Mill/Asphalt
	Asphalt	350	20	3	110	330	128.33	74	\$ 9,496.67
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	350	20	0.05	1	0.05	38.89	2.72	\$ 105.78
								total	\$ 9,602.44

Ave C	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
7th to Archer									Mill/Asphalt
	Asphalt	340	20	3	110	330	124.67	74	\$ 9,225.33
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	340	20	0.05	1	0.05	37.78	2.72	\$ 102.76
								total	\$ 9,328.09

Hudgins	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Gulf to Dead End									Mill/Stabilize/Asphalt

	Asphalt	125	25	3	110	330	57.29	74	\$	4,239.58
	Crushed C	125	25	4	110	440	76.39	25.58	\$	1,954.03
	Portland	125	25	8	4	32	5.56	198	\$	1,100.00
	ABS-65	125	25	0.05	1	0.05	17.36	2.72	\$	47.22
									total	\$ 7,340.83

Jackson	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Gulf to Dead End									Mill/Stabilize/Asphalt
	Asphalt	240	25	3	110	330	110.00	74	\$ 8,140.00
	Crushed C	240	25	4	110	440	146.67	25.58	\$ 3,751.73
	Portland	240	25	8	4	32	10.67	198	\$ 2,112.00
	ABS-65	240	25	0.05	1	0.05	33.33	2.72	\$ 90.67
								total	\$ 14,094.40

Ave F	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Caldwell to Dead End									Mill/Asphalt
	Asphalt	1016	18	3	110	330	335.28	74	\$ 24,810.72
	Crushed C			4	110	440	0.00	25.58	\$ -
	portland			8	4	32	0.00	198	\$ -
	ABS-65	1016	18	0.05	1	0.05	101.60	2.72	\$ 276.35
								total	\$ 25,087.07

Old River	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
Ave A 148 ft North									Mill/Asphalt
	Asphalt	148	30	3	110	330	81.40	74	\$ 6,023.60
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	148	30	0.05	1	0.05	24.67	2.72	\$ 67.09
								total	\$ 6,090.69

Karankawa Ave B south 33ft	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
									Mill/Asphalt
	Asphalt	33	35	3	110	330	21.18	74	\$ 1,566.95
	Crushed C			4	110	440	0.00	25.58	\$ -
	Portland			8	4	32	0.00	198	\$ -
	ABS-65	33	35	0.05	1	0.05	6.42	2.72	\$ 17.45
								total	\$ 1,584.40

Jackson Ave B South 25 ft	MATERIAL	LENGTH	WIDTH	TNK	RATE		TONS	PPT	
									Mill/Stabilize/Asphalt
	Asphalt	25	28	3	110	330	12.83	74	\$ 949.67
	Crushed C	25	28	4	110	440	17.11	25.58	\$ 437.70

	Portland	25	28	8	4	32	1.24	198	\$	246.40
	ABS-65	25	28	0.05	1	0.05	3.89	2.72	\$	10.58
									total	\$ 1,644.35

TOTAL FEET	9687
TOTAL MILES	1.83

TOTAL ARP	\$ 312,663.24
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City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
8th Street	Velasco to Mesquite	872	34	Mill / Asphalt	
Holly	8th Street to Alley	142	28	Mill / Asphalt	
8th	Beech to Magnolia	1326	34	Mill / Asphalt	
Groce	Ave D to Gulf	326	20	Mill / Asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov



Approved By: Mayor
Date 10/16/23

City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
WARNER	Ave K to Dead end	543	20	mill /asphalt	
Ave D	Skinner to Skinner	1012	20	mill /asphalt	
Alley	Skinner to Ave N	362	13	mill /asphalt	
Wharton	288 to Ave L	496	20	mill /asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov



Approved By: Mayor
10/16/23

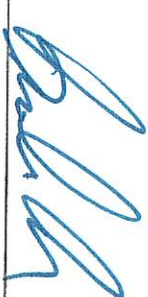
Date

City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
7th Street	Ash to 8th Street	331	20	mill/asphalt	
Gulf	Archer to 7th	354	16	mill/asphalt	
7th Street	Gulf to Ave C	685	16	mill/asphalt	
Ave D	288 to Skinner	280	20	mill/asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov


Approved By: Mayor
Date 10/14/23

City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
Kingfish	Sailfish to Deadend	681	20	mill/asphalt	
Ave K	Varner to Wharton	350	20	mill/asphalt	
Ave C	7th Street to Archer	340	20	mill/asphalt	
Hudgins	Gulf to Deadend	125	25	mill/asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov


Approved By: Mayor
Date 10/16/23

City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
JACKSON	Gulf to Deadend	240	25	Mill/stabilize/asphalt	
Ave F	Caldwell to Deadend	1016	18	Mill/asphalt	
Old River	Ave A to 148ft north	148	30	mill/asphalt	
KARANAWA	Ave B south 33ft	33	35	mill/asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov


Approved By: Mayor
10/10/23
Date

City of Freeport
Interlocal Agreement Project Request Summary FY-24

STREET/LOCATION	LIMITS (TO - FROM)	LENGTH (FT)	WIDTH (FT)	WORK DESCRIPTION (Major Street Projects and/or Ditch Digging ONLY)	FOR OFFICE USE ONLY
JACKSON	Ave B South 25 Ft	25	28	M:11/stabilize/Asphalt	

Note: Must have Mayoral approval

Return to: County Engineer's Office
Engineer-interlocals@brazoriacountytx.gov


Approved By: Mayor
10/16/23
Date