



City of Freeport
Special Meeting Agenda

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>

Wednesday, November 5, 2025, 6:00 PM | Council Chamber | 430 North Brazosport Blvd., Freeport, Texas 77541

In accordance with Section 551.043 of the Texas Government Code, this agenda has been posted at Freeport City Hall, and distributed to the appropriate news media within the required time frame. All meetings of the Freeport City Council are open to the public. Public participation and written comments are invited on all open session business items.

The Mayor and City Council request that cell phones be turned off or set to vibrate. Members of the audience are requested to step outside to conduct a phone conversation. The Council Chamber is wheelchair accessible and special parking is available outside the building. If special accommodation is required, please contact the City Secretary a minimum of 72 hours in advance at 979-233-3526.

1: Call to Order:

- 1A. Call to Order - Jerry Cain, Mayor
- 1B. Invocation - Councilman
- 1C. Pledges - Pledge of Allegiance to the United States; Pledge of Allegiance to the State of Texas.
- 1D. Audience Participation – Anyone who has registered to speak prior to the meeting being called to order and desires to address the City Council will be heard at this time, or during the discussion of an item listed on the agenda. These forms are located by the City Secretary. After completing the form, give it to the City Secretary. She will give it to the Mayor. The Mayor will call on you when that item is presented, once a motion has been made by Council then public participation will not be allowed. You will have four (4) minutes to make your comments regardless of the number of agenda items to be addressed.

2: Business

- 2A. Discuss and take possible action to retain and appoint the position of city attorney.(Councilman Pena/Councilman Davis)
- 2B. Discuss and take possible action to amend ordinance section 155.1109(Councilman Pena/Councilman Davis)

3: Adjournment

3A. Adjournment – Jerry Cain, Mayor

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).

CERTIFICATE I certify the foregoing notice was posted in the official glass case at the front door of the City Hall, with 24 hours a day public access, 1201 North Avenue H., Freeport Texas, 3 business days prior to meeting, in accordance with Open Meetings Act.



Clarisa Fernandez,
City Secretary, City of Freeport, Texas



Memo

Subject: Hiring a City Attorney

Item Summary:

The City Council has interviewed all applicants for the position of City Attorney and has been operating with an attorney on an interim basis. The Council is now at a point where a decision should be made regarding the appointment of a permanent City Attorney.

Background:

Since July, the City has been working with an interim City Attorney following the termination of services with Olson and Olson. During this time, the interim attorney has provided legal services and counsel to the City Council, city departments, and staff, ensuring continuity in the legal operations of the City. The Council has reviewed a pool of applicants and is now ready to finalize the decision on who will assume the role of City Attorney on a permanent basis.

Special Consideration:

As the City Attorney plays a critical role in advising the Council on legal matters, including ordinances, policies, and contracts, special consideration should be given to the qualifications, experience, and ability of the applicants to effectively collaborate with City leadership. Given the importance of this role in the City's operations, it is vital to make a decision that balances both the immediate needs and long-term objectives of the City.

Financial Impact:

The financial impact of appointing a permanent City Attorney will be finalized by the City Council once negotiations with the selected firm are completed.

Supporting Documentation:

- Resumes of applicants
- RFP responses previously reviewed

Memo

Subject: Amend Section 155.1109

Item Summary:

The current ordinance under Section 155 requires proposed changes to go through the Planning and Zoning (P&Z) Commission before being considered by the City Council. This item proposes to amend that section to ensure that the City Council retains ultimate authority over changes without the need for P&Z approval or review before consideration.

Background:

It is important for the City Council to maintain its legislative authority and not be subjugated to P&Z in matters of ordinance changes. The Chairman of P&Z has contacted several council members and made statements asserting that P&Z holds more power than the Council and that the Council answers to P&Z. This is a direct challenge to the Council's authority, and it is essential that the Council clarifies and reaffirms its role in the decision-making process, independent of P&Z.

Special Consideration:

N/A

Financial Impact:

N/A

Supporting Documentation:

N/A