



**City of Freeport**  
Special Meeting and/or Executive Session 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/freeportexas> or by visiting <https://www.youtube.com/@cityoffreeportx8375/streams>

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Monday, May 11, 2026, 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:**

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- 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. Matters Subsequent to Posting.
- 1E. 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: Proclamations - Presentations and Updates**

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- 2A. Recognition and Appreciation of outgoing Councilmembers for their service to the City  
- Dr. Danielle Kelly, City Manager

### **3: Business**

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- 3A. Consideration and possible action approving Ordinance No. 2026-2764 canvassing the returns and declaring the results of the May 2, 2026 election.(Clarisa Fernandez)

- 3B. Consideration and possible action approving Ordinance No. 2026-2765 canvassing the returns and declaring the results of the May 2, 2026 Charter Election.(Clarisa Fernandez)
- 3C. Administer Oath of Office to newly elected Council Members for Ward A and Ward C and sign the required affidavits.(Dr. Danielle Kelly )
- 3D. Consideration and possible action of selecting a Mayor Pro Tem.(Dr. Danielle Kelly)

#### **4: Proclamations - Presentations and Updates**

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- 4A. Presentation of Completed Golf Course Bathroom Renovations - Brian Dybala, Golf Course Director
- 4B. Proclamation of the City of Freeport declaring May 3-9, 2026 as National Jailer and Correctional Officer Appreciation Week - Mayor Cain
- 4C. Proclamation of the City of Freeport declaring May 11-16, 2026 as National Police Officer Week - Mayor Cain
- 4D. Upcoming Events -  
Senior Citizens Commission Trip, May 15, Rosenberg

#### **5: Consent Agenda:**

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- 5A. Action regarding Minutes, April 15, 2026 and April 20, 2026 - Clarisa Fernandez, City Secretary
- 5B. Action approving Road Closures for Fort Velasco Day, Saturday, June 13<sup>th</sup>, 2026, from 8:30 A.M. – 12:00 P.M - Loretta Caddy, Interim Museum Director
- 5C. Action approving the Quarterly Investment Report for the FY26 Second Quarter, Ending March 31, 2026 - Ashlee Hurst, Finance Director
- 5D. Action approving the iCAT Windstorm Insurance Policy renewal - Ashlee Hurst, Finance Director

#### **6: Business**

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- 6A. Consideration and possible action approving Individual Project Order No. 2026-04 with Kimley-Horn and Associates, Inc. for preparation of a Texas Water Development Board (TWDB) 2026 Water Supply and Infrastructure Grant (WSIG) Application.(Dr. Danielle Kelly )
- 6B. Consideration and possible action approving Resolution No. 2026-3043 an Agreement with Village of Surfside Beach - Repayment of Water Overbilling.(Dr. Danielle Kelly)
- 6C. Consideration and possible action on the approval of Texas A&M Forest Service Water Tender (Tender/Engine) Grant.(Christopher Motley)

- 6D. Consideration and possible action approving Ordinance No. 2026-2766 Amending Chapter 124, "Short-Term Rental Facilities," by Removing the 200-Foot Density Limitation.(Christopher Duncan)
- 6E. Discuss and take possible action to initiate an investigation of Councilman George Matamoros for LYING UNDER OATH @ trial with EDC, including TAX PAYER FUNDS recovery, administrative misconduct, and the authorization of a criminal referral for allegations of perjury or lying under oath during official proceedings.(Councilman Pena )
- 6F. Discuss and consider possible action regarding a Resolution of Censure against Council Member Jerry Cain for vulgar, inappropriate, sexist, and perverted comments made to a fellow council member regarding a female resident in attendance at a public meeting.(Councilman Pena )

## **7: Work Session**

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The City Council may deliberate and make inquiry into any item specifically listed as a Subsection under the itemized Sections A-F 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. Council Ward A announcements and comments.
- B. Council Ward B announcements and comments.
- C. Council Ward C announcements and comments.
- D. Council Ward D announcements and comments.
- E. Mayor announcements and comments.
- F. City Manager announcements and comments.

## **8: Executive Session**

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The City Council may take action on any Executive Session item posted. 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legal posted agenda item, when the City Council seeks advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

- 8A. Executive Session regarding a.) Texas Government Code, Section 551.071 (Consultation with Attorney) 1.) IDA Discussion 2.) Briarwood Property Discussion 3.) TPWD Land Swap 4.) Cause No. 125934-CV 5.) Antonelli's proposal 6.) Recall Election

**9: Reconvene into Open Session:**

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9A. Take any action resulting from Executive Session.

**10: Adjournment**

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10A. 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 consult with the city attorney or discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), but cannot vote or take action on any item unless it is set forth above in this agenda. 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 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

