

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS, HELD ON AUGUST 27, 2018 AT 6:30 PM, IN THE COUNCIL CHAMBER PEARLAND CITY HALL 3519 LIBERTY DRIVE.

Mayor Reid called the meeting to order at 6:34 p.m. with the following present:

Mayor	Tom Reid
Mayor Pro-Tem	Trent Perez
Councilmember	Tony Carbone
Councilmember	Derrick Reed
Councilmember	Gary Moore
Councilmember	Adrian Hernandez
Councilmember	J. David Little
Councilmember	Woody Owens
City Manager	Clay Pearson
City Attorney	Darrin Coker
City Secretary	Young Lorfing

Others in attendance: Daniel Baum Assistant Fire Chief, Jon Branson Deputy City Manager, Matt Buchanan President of EDC, Trent Epperson Assistant City Manager, Michelle Graham Director for Human Resources, John McCarter Budget & Procurement Manager, Chris Orlea Director of Parks and Recreation, Cynthia Pearson Director of Finance, Vance Riley Fire Chief, Kim Sinistore Executive Director CVB, Johnny Spires Police Chief, Robert Upton Director of Engineering, Joel Hardy Grants-Special Projects Administrator, Jennifer Huhn Court Administrator, Skipper Jones Assistant Director of Capital Projects, Joshua Lee Communications Director and Daniel McGhinnis Chief Information Officer.

The invocation was given by Mayor Reid and the Pledge of Allegiance was led by Director of Parks and Recreation Chris Orlea.

ROLL CALL:

Mayor Reid, Mayor Pro-Tem Perez, Councilmembers Carbone, Reed, Moore, Hernandez, Little, and Owens.

CITIZEN COMMENTS: None

PUBLIC HEARING:

Public Hearing- Curfew Ordinance Renewal

City Attorney Darrin Coker stated the City has a Curfew Ordinance that has been in effect for 20 years and the State Law that enables the City to set a curfew requires that the City conduct a Public Hearing every three years to determine the necessity to enforce the curfew.

Assistant Chief of Police Ron Frazier presented on the Curfew, how Police interact with persons out past the curfew and how the Curfew Ordinance allows Police Officers to perform their duties.

CITIZEN COMMENTS: None

COUNCIL/STAFF DISCUSSION: None

ADJOURNMENT

Meeting was adjourned at 6:40 p.m.

CONSENT AGENDA:

- A. Consideration and Possible Action - Second and Final Reading of Ordinance No. 2000M-173** - An Ordinance of the City Council of the City of Pearland, Texas, amending Ordinance No. 2000M, the zoning map of the City of Pearland, Texas, for the purpose of changing the classification of certain property, Lots Two (2) and Three (3), of Detenbeck and Barnhart Subdivision, of 4.512 acres of land being the North 1.663 acres of lot Seventy-Seven (77) and the South 2.849 acres of Lot Eighty (80), of the Figland Orchards Subdivision, HT&B RR Co. Survey, Section Thirteen (13), Abstract 240, Brazoria County, Texas, according to the map record in Volume 15, Page 10 of the Plat Records of Brazoria County, Texas. (5905 & 5909 Bardet Street, Pearland TX.) Zone Change Application No. ZONE 18-00010, a request of Luke Billiot, applicant, on behalf of Horace Scott Clark, owner; approval of a change in the zoning classification from Neighborhood Services (NS) zoning district to General Commercial (GC) zoning district; on approximately 0.6942 acres of land; providing for an amendment of the zoning district map; containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.
- B. Consideration and Possible Action** - The appointment of Jeff Webb to Position No. 1 with the term expiring November 1, 2019 and the appointment of Samuel Abdelmessih to Position No. 7 with the term expiring November 1, 2018 to serve on the Parks, Recreation and Beautification Board.
- C. Consideration and Possible Action - Resolution No. R2018-157** - A Resolution of the City Council of the City Of Pearland, Texas, authorizing the City Manager or his designee to enter into an Interlocal Agreement for the cooperative purchase of goods and services through The Interlocal Purchasing System, a cooperative purchasing partner.
- D. Consideration and Possible Action - Resolution No. R2018-155** - A Resolution of the City Council of the City of Pearland, Texas, accepting the City's Investment Report for the quarter ending June 2018.
- E. Consideration and Possible Action - Resolution No. R2018-158** - A Resolution of the City Council of the City of Pearland, Texas, awarding a bid for the construction of Walking Trail Improvements (Woodcreek Park), to Excel Paving Construction, in the amount of \$60,000.
- F. Consideration and Possible Action - Resolution No. R2018-152** - A Resolution of the City Council of the City of Pearland, Texas, renewing a bid with the Pearland Reporter News as the official newspaper of record for publishing City legal notices, at the price of \$3.00 per column inch, for the period of September 15, 2018 to September 14, 2019.
- G. Consideration and Possible Action - Resolution No. R2018-149** - A Resolution of The City Council of the City of Pearland, Texas, authorizing the City Manager or

his designee to participate in an interlocal cooperative pricing arrangement with the Houston-Galveston Area Council (HGAC) for the purchase of one (1) dump truck, in the amount of \$141,340.00, from Rush Truck Center.

- H. Consideration and Possible Action - Resolution No. R2018-153** - A Resolution of the City Council of the City of Pearland, Texas (“City”), approving a reduction in rates charged by Centerpoint Energy Resources Corporation, d/b/a Centerpoint Energy Entex and Centerpoint Energy Texas Gas – Texas Coast Division (“CenterPoint”) related to the reduction in the federal corporate tax rate; finding the reduction in CenterPoint’s rates to be just and reasonable; finding that the meeting complied with the open Meetings Act; declaring an effective date; and requiring delivery of the resolution to the company and special counsel.
- I. Consideration and Possible Action - Resolution No. R2018-144** - A Resolution of the City Council of the City of Pearland, Texas, establishing the Council Meeting times and dates for 2019.
- J. Consideration and Possible Action - Resolution No. R2018-142** - A Resolution of the City Council of the City of Pearland, Texas, authorizing the rental of paving construction equipment, through interlocal cooperative purchasing partner Brazoria County, from R. B. Everett & Co., in an amount not to exceed \$78,540, for the period of September 4, 2018 through September 3, 2019.
- K. Consideration and Possible Action - Resolution No. R2018-150** - A Resolution of the City Council of the City of Pearland, Texas, renewing a 5-year agreement with the Texas Department of Transportation (“TxDot”) to host the City’s Annual Hometown Christmas Parade along portions of FM 518 beginning December 2018 and ending December 2022.
- L. Consideration and Possible Action - Resolution No. R2018-151** - A Resolution of the City Council of the City of Pearland, Texas, amending the City’s Special Events Policy to provide a list of race routes and other administrative changes.
- M. Consideration and Possible Action - Resolution No. R2018-159** - A Resolution of the City Council of the City of Pearland, Texas, approving a Special Events Permit for the Pearland Half Marathon.
- N. Consideration and Possible Action - Resolution No. R2018-135** - A Resolution of the City Council of the City of Pearland, Texas, amending a contract with Greenscapes Six, LLC (concrete replacement in Country Place), in the additional amount of \$103,746.20 for a total contract amount of \$803,696.20.

Councilmember Carbone asked that Item L be removed from the Consent Agenda for further discussion.

Councilmember Carbone made the motion, seconded by Councilmember Moore to adopt Consent Items A through N with the exception of L as presented on the Consent Agenda.

Voting “Aye: Councilmembers Carbone, Reed, Perez, Hernandez, Little, Moore and Owens.

Voting “No” None.

Motion passed 7 to 0.

MATTERS REMOVED FROM CONSENT AGENDA

As requested by Councilmember Carbone Consent item L was removed for further discussion.

- L. Consideration and Possible Action - Resolution No. R2018-151** - A Resolution of the City Council of the City of Pearland, Texas, amending the City's Special Events Policy to provide a list of race routes and other administrative changes.

Councilmember Carbone made the motion, seconded by Councilmember Moore to approve Resolution No. R2018-151.

City Manager Clay Pearson stated the City has been working to streamline the process for Fun Runs, walks or activities using public roads without having to redo the process with each time the roads are used, instead using prepackaged routes that include any Emergency Services needed.

Councilmember Carbone asked staff what traffic control the City is doing for half marathons along Bailey Road and Magnolia Street.

Deputy City Manager Jon Branson stated the plan would be to close one lane, only allowing traffic to go west and not east on Bailey Road.

Councilmember Carbone asked if Council is approving just one route or all of the proposed routes.

Deputy City Manager Jon Branson stated the Council would be approving all of the proposed race routes.

Councilmember Carbone stated these routes circle many neighborhoods and need to not effect egress and digress significantly.

Deputy City Manager Jon Branson stated these discussions have taken place and right now the routes being proposed will cause the least issues.

Mayor Pro-Tem Perez stated that Council would be approving routes for persons who want to plan marathons and if a person did not want to have the marathon in the areas proposed, would the City not allow the marathon.

Deputy City Manager Jon Branson stated at this time the City would not be interested in offering more routes.

Mayor Pro-Tem Perez stated the plan shows the marathon organizers are responsible for their own traffic control and asked if the City would require the use of Pearland Police Officers.

Deputy City Manager Jon Branson stated Pearland Police Department would be the Department used primarily, but in the event Officers are not available Pearland Police Department would work with other Agencies to get Officers.

Councilmember Owens asked staff if there are any organizations currently that would like to use these routes.

Deputy City Manager Jon Branson stated there is an applicant that would like to have a race in the Spring of next year but nothing this current year.

Conversation ensued between Councilmember Owens and Deputy City Manager Jon Branson regarding the traffic impact currently with construction at State Highway 59 and Farm to Market Road 518 and the difficulties it would bring to traffic by adding an event in that area.

Voting "Aye: Councilmembers Carbone, Reed, Perez, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 7 to 0.

NEW BUSINESS:

First Reading of Ordinance No. 1012-3 - An Ordinance of the City Council of the City of Pearland, Texas, establishing a curfew for persons under the age of 17 years, providing defenses to prosecution for violations hereunder, providing a penalty for violation; providing for timely review and analysis of said ordinance to determine its effectiveness; containing a savings clause, a severability clause and a repealer clause; providing an effective date and for codification, and containing other provisions relating to the subject.

Councilmember Reed made the motion, seconded by Councilmember Moore to approve Ordinance No.1012-3 on its First Reading.

City Attorney Darrin Coker stated this is the Ordinance that accompanies the Public Hearing regarding the curfew.

Mayor Pro-Tem Perez stated in the Public Hearing it shows this ordinance is for children 16 years of age and under but asked if it should read 17 years of age and under.

City Attorney Darrin Coker stated the Ordinance defines minors as under 17 years of age.

Councilmember Hernandez asked staff to clarify the penalty because \$500.00 seems excessive for a fine.

City Attorney Darrin Coker stated the \$500.00 fine is a default in the City's Code of Ordinances and is the lowest, however when the citation is issued the court will make a decision based on court costs and if it goes to trial the fine maximum can go up to \$500.00 but would not necessarily be the maximum.

Voting "Aye: Councilmembers Carbone, Reed, Perez, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 7 to 0.

Council Action - Resolution No. R2018-160 - A Resolution of the City Council of the City of Pearland, Texas, consenting to the creation of Brazoria County Emergency Services District No. 4 ("ESD No. 4") within portions of the City's corporate limits and extraterritorial jurisdiction.

Mayor Pro-Tem Perez made the motion, seconded by Councilmember Moore to approve Resolution No. R2018-160.

Jeff Brennan, 16930 County Road 127, addressed Council and stated his support regarding the creation of ESD No. 4, asking it be approved.

Bill Brummett, 3441 County Road 89, addressed Council and stated his support for the creation of ECD No. 4 and further stated the residents should share the cost for Emergency Services.

Diane Leaverton, 2310 Buckholt Street, addressed Council stating her opposition to the creation of ESD No. 4 due to the difficulty it will cause for Emergency Services to arrive on scene as needed and the power of an ESD Board.

Grants and Special Projects Administrator Joel Hardy made a presentation on the proposed Emergency Service District No. 4 and guidelines for establishment.

Councilmember Moore asked to clarify the estimated cost per year to provide Emergency Services to the proposed ESD.

City Manager Clay Pearson stated the cost outlined is an estimate based on the average cost to provide Emergency Services at all times regardless of the level of need at the time.

Councilmember Little asked Council if the City would have to absorb the difference in the estimated cost and the tax revenue.

City Manager Clay Pearson stated the City would have to absorb the deficit, but right now the City is absorbing the entire cost with no help from tax revenue.

Councilmember Hernandez asked staff if Administrative fees would come out of the proposed projected revenue.

City Manager Clay Pearson stated the ESD will have its own costs to pay that would impact the revenue from the proposed sales tax, Administrative fees are one.

Mayor Reid stated that the vote will be on forming the District and what services that will be provided can be agreed upon later.

Councilmember Reed asked staff to clarify the decision made tonight will be to put this proposal on the ballots in November.

City Attorney Darrin Coker stated in order for it to go to election in November the Council has to approve it.

Councilmember Little stated if the City consents to the creation of the ESD and the voters elect to create an ESD, there is no obligation to contract with the City.

City Manager Clay Pearson confirmed that is correct and the ESD Board would be able to have contracts at their discretion.

Councilmember Carbone stated the vote is for an ESD being created and the City can be contacted for Emergency Services if the ESD Board chooses.

Councilmember Reed encouraged residents to educate themselves on what an ESD is and what is being voted on so that a confident vote can be cast.

Councilmember Moore stated the ESD Board members are appointed by the County Commissioners Court and asked what the process is to remove a Board Member.

City Attorney Darrin Coker stated he is unsure of the process but would have to assume the Board members serve at the pleasure of the Commissioner's Court and criteria would have to be met to remove members.

Mayor Pro-Tem Perez gave a brief rundown on the history of ESD No.4 and the end result of not creating the ESD.

Councilmember Owens asked staff if the members on the ESD board have to be residents of the ESD.

Grants and Special Projects Administrator Joel Hardy stated the Board Members would have to be residents of the ESD in order to serve.

Councilmember Moore stated the ESD Board can add territory without consent and asked staff to explain.

Grants and Special Projects Administrator Joel Hardy stated the Board can independently vote to include territories that are not incorporated or part of the City of Pearland.

City Manager Clay Pearson stated the inclusion of additional territory would still have to go to a vote for the residents but the Board would not need City Council approval to hold that vote.

Voting "Aye: Councilmembers Carbone, Reed, Perez, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 7 to 0.

Council Action - Resolution No. R2018-161 - A Resolution of the City Council of the City of Pearland, Texas, consenting to the creation of Brazoria County Emergency Services District No. 5 ("ESD No. 5") within the City's extraterritorial jurisdiction.

Councilmember Hernandez made the motion, seconded by Councilmember Moore to approve Resolution No. R2018-161.

Florin Barson, 2510 Lake Pointe Ct., addressed Council and spoke in favor of the proposed formation of ECD No. 5 and asked Council to approve so it can be placed on the ballot.

James L Williams, 3914 Karrywood Ct., addressed Council and stated his support of the ESD No. 5 proposed formation.

Brain Reagan, 3727 Abbeywood Dr., addressed Council and stated it should be the decision of the residents to pay for Emergency Services and spoke in support of the ECD No. 5 proposal.

Dax Philbin, 6363 Woodway #725, addressed Council and stated he is the Attorney for Brazoria County Municipal Utility District 2 and 3, he spoke in favor of the ECD No. 5 proposal.

Bob Felix, 2814 Sable Drive, addressed Council and stated his support of the ECD No.5 formation, asking Council to approve.

Lashan Jayasekera, 3314 Ridgepoint Ct., addressed Council and stated his support of the proposed ECD No. 5 formation.

Karl Benard, 3015 Gorom Ct, addressed Council and spoke in favor of the proposed formation of ESD No. 5 and asked Council to approve so it can be placed on the ballot.

Charles Eaevert, 3502 Brandemere Dr, addressed Council and stated his support of the proposed ECD No. 5 and asked Council to approve.

Andy Weirauch, 2927 Gorom Ct., addressed Council and stated his support of the ECD No.5 formation, asking Council to approve.

Rose Tisdell, 3231 Braesview Dr., addressed Council and asked for the approval of the ESD# 5 formation.

Grants and Special Projects Administrator Joel Hardy made a presentation on the proposed Emergency Service District No. 5 and guidelines for establishment.

City Manager Clay Pearson stated the staff recommendation to not form ESD No. 5 is based on the ability for that area to receive services from the formation of ESD No. 4 and that some parts are covered by County Emergency Services.

Councilmember Carbone asked staff if there was any representation from the City at the County Commissioner hearings.

City Manager Clay Pearson stated there was representation from the City present, but just to observe and would not procedurally be in a position to speak. He further stated the City met with the County Commissioners and at that time it was recommended that the area be part of a larger ESD.

Grants and Special Projects Administrator Joel Hardy stated he was in attendance at the County Commissioners Hearing and did not find it appropriate to speak on behalf of the City and Council.

Councilmember Reed stated ESD No. 5 has the right and ability to choose to contract with another City other than Pearland for Emergency Services.

City Manager Clay Pearson stated the ESD would have the right to contract those services out.

Conversation ensued between Councilmember Reed and Grants and Special Projects Administrator Joel Hardy regarding the ability for the proposed area to contract with the City and not have to form an ESD.

Councilmember Carbone stated that as of right now it appears the City has only provided facts and answered questions, but the City has not given their opinion as to a solution.

City Manager Clay Pearson stated the City has provided recommendations when appropriate. He further stated the issue is not as simple as letting this go to a ballot and the citizens decide, it has implications for the City.

Councilmember Reed stated the implication he sees is the gap between the revenue and cost, but asked staff what other implications there could be for Pearland.

City Manager Clay Pearson stated staff would need to negotiate for such a small area, administration of services and the cost of ESD administrative costs which would cut into revenue.

Mayor Pro-Tem Perez stated this is not a political issue, the desire was to annex areas to provide services but annexation was fought by the residents. He further stated most of the people who

fought the annexation are not here and Council was told the City's services were not needed. Mayor Pro-Tem Perez stated the City provided services for decades with the agreement of annexation and that was pulled from the City. He stated residents of the area are not generating enough revenue to cover the cost of these services and it is unfair to the citizens of Pearland. Mayor Pro-Tem Perez offered the residents in attendance a solution to wanting representation on the ESD Board. He stated having multiple ESD's will create a difficulty for staff to fill the need.

Councilmember Hernandez stated he was elected by the residents of Pearland to protect their tax dollars and there is a gap between the costs to provide services versus the contribution of the ESD. He stated it would be more advantageous for the area to be included in ESD No. 4 rather than become its own entity. Councilmember Hernandez stated his commitment to the people who voted him in is to try to find a better way to close the financial gap.

Councilmember Little stated one of the cons provided to forming another ESD is it would create another Government entity that can take on debt, staff was asked to provide the types of debt that could be incurred.

City Manager Clay Pearson stated one example would be that a new Fire Station can be built and the City would have to staff the station, creating debt. He further stated the funds would come out of the taxes paid, which is already short of paying for the services.

Conversation ensued between Councilmember Little and City Manager Clay Pearson regarding the cap on property tax of ten cents and what options are available to pay for Emergency Services.

Councilmember Moore stated the options that the residents of that area have and asked the residents to review all of the options prior to voting for the proposed ESD and what it would create for the residents.

Councilmember Owens stated the residents need to do their homework on what is being proposed and make sure that is what they are ready to have in place.

Councilmember Carbone and City Manager Clay Pearson discussed the possibility of debt issuance and the advantages of being part of a bigger ESD.

Conversation ensued between Councilmember Carbone and staff regarding the guidance and recommendations the City has provided and the lack of ability for staff to have open conversation at all hearings so those recommendations can be heard.

Mayor Pro-Tem Perez stated the creation of a large ESD was what was proposed originally and then the residents came out and said they want their own ESD and questioned what would happen if ESD No.4 fails and ESD No. 5 passes, leaving the City to provide service to a small area that had other options. He further stated there is potential for an issue where the City did not envision the outcome and now is in an unprepared position.

Conversation ensued between Councilmember Little and Grants and Special Projects Administrator Joel Hardy for the area if ESD No. 4 is not passed and ESD No. 5 does pass, the process after and how the area that would have been ESD No. 4 would be serviced.

Mayor Reid stated Council needs to make a decision on whether forming ESD No. 5 is a viable option and whether the City wants to provide service or not is a conversation for a later date.

Voting "Aye: Councilmembers Carbone, Reed, Little, Moore and Owens.

Voting "No" Councilmembers Perez and Hernandez.

Motion passed 5 to 2.

Second and Final Reading of Ordinance No. 1565 - An Ordinance of the City Council of the City of Pearland, Texas, approving the annexation of approximately 31.42 acres by Brazoria County Municipal Utility District No. 22 (Lakes of Savannah).

Councilmember Little made the motion, seconded by Councilmember Moore to adopt Ordinance No. 1565 on its Second and Final Reading.

City Manager Clay Pearson stated this is a request of Municipal Utility District No. 22 for the addition of land to the existing area.

Councilmember Reed stated he is going to hold to his prior vote in opposition of the annexation of land for that District and there are more important issues that could be corrected in this District with those funds.

Voting "Aye: Councilmembers Carbone, Perez, Hernandez and Little.

Voting "No" Councilmembers Reed, Moore and Owens.

Motion passed 4 to 3.

First Reading of Ordinance No. 1121-1 - An Ordinance of the City Council of the City of Pearland, Texas, Amending Ordinance No. 1121, authorizing the offering of health benefits coverage to City retirees; containing a repealer clause; providing an effective date; and providing an open meetings clause.

Councilmember Moore made the motion, seconded by Councilmember Little to adopt Ordinance No.1121-1 on its First Reading.

Deputy City Manager Jon Branson stated staff has updated the Ordinance and spoke on the changes to age and length of service to provide benefits, what plans are available to retirees over the age of 65 and clarifying the new accounting standards. He further stated the staff recommendations for retiree subsidies.

Councilmember Carbone stated that Healthcare has outpaced inflation for a while and asked if it would make more sense to adjust these amounts because less of the coverage cost will be paid as time passes.

Deputy City Manager Jon Branson stated the Ordinance could be revisited yearly when the City provides Council with updated rates.

Mayor Pro-Tem Perez stated it is not in the Ordinance for Council and staff to review the rates yearly, which would be a benefit to Council if the costs began putting a strain on the Budget. He further stated the Ordinance could be amended to revisit the values every two years and make adjustments.

City Manager Clay Pearson stated the plan behind this is to make it as automatic as possible without having to be reviewed every so often and Council having to create a new Ordinance every year at Budget time.

Councilmember Owens asked staff if the funds are available for this type of plan to work.

Deputy City Manager Jon Branson stated there will be funds left over from Employee benefits to cover this proposal.

Councilmember Owens stated it is difficult to start something like this that the City may not be able to support in the future and have to take away, staff was asked if the City would pay this amount even if the retiree was employed again elsewhere.

City Attorney Darrin Coker stated that the City would pay these costs in those cases because it would be too taxing on staff to have to monitor these situations to make sure a person is not receiving insurance from another employer. He further stated the Ordinance is written to say the City will provide the subsidy for years of service.

Staff spoke on the variations of how the subsidy can be used, the amount is based on the cost and not a standard amount and other Cities have this same thing in place but with less guidelines.

Deputy City Manager Jon Branson stated the amount needed to fund this plan would leave a large amount still available in the fund balance at the end of the year.

Councilmember Carbone made the motion, seconded by Councilmember Moore to amend Ordinance Section 6 to have Table No. 2 mirror Table No. 1 so the calculated Premium Subsidy is the same as the Portable Subsidy.

Mayor Reid called for the vote on the proposed Amendment.

Voting "Aye: Councilmembers Carbone, Reed, Perez, Hernandez, Little, Moore and Owens.

Voting "No" None.

Amendment passed 7 to 0.

Voting "Aye: Councilmembers Carbone, Reed, Perez, Hernandez and Little.

Voting "No" Councilmembers Little and Moore.

Amended motion passed 5 to 2.

MAYOR/COUNCIL ISSUES FOR FUTURE CITY COUNCIL AGENDAS:

Council Input and Discussion - Regarding City contract terms.

City Manager Clay Pearson stated Council wanted information on the policies for contract procurements.

Councilmember Reed stated there are several contracts the City has entered in and they are contracts that some Councilmembers will not see in their term and to award a long contract has no benefits. He further stated these businesses will return even after a shorter contract and there needs to be a limit for contract lengths.

Mayor Pro-Tem Perez stated when he gets complaints regarding the companies that the City is in long term contracts with he cannot adequately help those residents because the services are held to that term. He further stated there needs to be a mechanism in place to address contracts that are going to exceed that maximum, if set.

Councilmember Owens stated the reason the Waste Management contract was entered into for such a long period of time was the service was highly regarded as good at the time, no changes were desired and the service provider could not have recouped cost on a shorter contract.

Councilmember Moore stated he would like to renegotiate the Waste Management contract due to some difficulties it is causing for residents to move such large containers and if the trash pickup was to change, the Council should be able to correct that and review the contract.

Councilmember Hernandez stated he wanted this to be on the Agenda because every member of the Council should have a say in the contracts and it would give new Council experience in contracts for the core services provided by the City.

Councilmember Reed asked what would be staffs next step if Council decides to limit contract terms.

City Manager Clay Pearson stated staff could draft an expansion to the plan and if it affects the Comprehensive Financial Management Plan, recommendation can be brought to Council.

Mayor Pro-Tem Perez suggested term limits be set to three years unless there is a super majority by Council to extend that particular contract.

Mayor Reid stated it would depend on what the impact to the City would be, for example a Financial Advisor or Bond Council. He further stated the City needs long term relationships with some contractors and stay with companies the City is happy with.

Councilmember Reed stated Council has to work very hard to be reelected every three years and contractors need to come to the City every so often and be reevaluated also.

Councilmember Hernandez stated contracts with three or four year renewals with several options puts the onus on the provider to meet milestones and show the City a good job is being done.

Deputy City Manager Jon Branson stated there are some contracts that have a longer term due to discounts that are provided based on the commitment of term.

OTHER BUSINESS: None

ADJOURNMENT

Meeting was adjourned at 9:26 p.m.

Minutes approved as submitted and/or corrected this the _____ day of _____, 2018.

Tom Reid

Mayor

ATTEST:

Young Lorfing, TRMC

City Secretary