

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS, HELD ON DECEMBER 17, 2018 AT 5:30 PM, IN THE COUNCIL CHAMBER PEARLAND CITY HALL 3519 LIBERTY DRIVE.**

Mayor Reid called the meeting to order at 6:45 p.m. with the following present:

Mayor	Tom Reid
Councilmember	Tony Carbone
Councilmember	Derrick Reed
Councilmember	Gary Moore
Councilmember	Adrian Hernandez
Councilmember	J. David Little
Councilmember	Woody Owens
Deputy City Manager	Jon Branson
City Attorney	Darrin Coker
City Secretary	Young Lorfing

Absent: Mayor Pro-Tem Trent Perez

Others in attendance: Daniel Baum Assistant Fire Chief, Trent Epperson Assistant City Manager, Roland Garcia Assistant Chief – Community Risk Reduction, Michelle Graham Director of Human Resources, John McDonald Director of Community Development, John McCarter Budget & Procurement Manager, Chris Orlea Director of Parks & Recreation, Cynthia Pearson Director of Finance, Johnny Spires Police Chief, Robert Upton Director of Engineering, Clarence Wittwer Director of Public Works, Skipper Jones Assistant Director of Capital Projects, Joshua Lee Communication Director and Daniel McGhinnis Chief Information Officer.

The invocation was given by Councilmember Owens and the Pledge of Allegiance was led by Director of Public Works Clarence Wittwer.

**ROLL CALL: Mayor Reid, Councilmembers Carbone, Reed, Moore, Hernandez, Little and Owens.**

**CITIZEN COMMENTS:**

Haley Greenway, 17803 Timothy Street, addressed Council and spoke in support of the proposed new animal shelter.

Dorian Strickland, 997 Brady Lane, addressed Council stating his support for the proposed new animal shelter.

Jessica Birdsong, 1811 Oakbrook Drive, addressed Council and spoke in support of the proposed new animal shelter.

Blake Crockett, 3315 Ridgepoint Court, addressed Council and spoke in support of the proposed new animal shelter.

**PUBLIC HEARING:** None

**CONSENT AGENDA:**

- A. Consideration and Possible Action - Resolution No. R2018-250** - A Resolution of the City Council of the City of Pearland, Texas, awarding a construction services contract for the Fiber Optic Backbone Network Project (Dixie Farm Road) to Sunrise IT Solutions, in the amount of \$242,934.58.
- B. Consideration and Possible Action - Second and Final Reading of Ordinance 2000M-179** -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, Tract "A" Field note description of 1.619 acres being out of and a part of Lot 14, of Masterson Subdivision, Section 5, in the H.T.&B.R.R. Survey, Abstract 237, Brazoria County, Texas, according to the recorded map or plat thereof recorded in Volume 28, Page 6 of the deed records of Brazoria County, Texas and being a part of that tract of land as conveyed be Robert J. Heinrich and wife, Janice Jo Ann Heinrich to Lenard R. West and wife, Kathleen M. West as recorded in Volume 1301, Page 620 of the Brazoria County Deed Records on July 30, 1976 and Tract "B" Field note description of 1.619 acres being out of and a part of Lot 14, of Masterson Subdivision, Section 5, in the H.T.&B.R.R. Survey, Abstract 237, Brazoria County, Texas, according to the recorded map or plat thereof recorded in Volume 28, Page 6 of the deed records of Brazoria County, Texas and being a part of that tract of land as conveyed be Robert J. Heinrich and wife, Janice Jo Ann Heinrich to Lenard R. West and wife, Kathleen M. West as recorded in Volume 1301, Page 620 of the Brazoria County Deed Records on July 30, 1976. (1915 Hatfield Road, Pearland TX.) Zone Change Application No. ZONE 18-00020, a request of Larry West, Sr. and Kathleen Ellis, applicant/owner; approval of a change in the zoning classification from the Light Industrial (M-1) to Single-Family Estate (RE) zoning district; on approximately 3.238 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.
- C. Consideration and Possible Action - Resolution No. R2018-247** - A Resolution of the City Council of the City of Pearland, Texas, awarding a unit supply bid for fire apparatus & preventative maintenance and repairs to Siddons-Martin Emergency Group, in an amount not to exceed \$225,000.00, beginning December 18, 2018 and ending December 17, 2019.
- D. Consideration and Possible Action - Resolution No. R2018-249** - A Resolution of the City Council of the City of Pearland, Texas, awarding a unit supply bid for fire apparatus & preventative maintenance and repairs to Lonestar Emergency Group, in an amount not to exceed \$100,000.00, beginning December 18, 2018 and ending December 17, 2019.

- E. Consideration and Possible Action - Resolution No. R2018-252** - A Resolution of the City Council of the City of Pearland, Texas, terminating previous Advanced Funding Agreement with the State of Texas (R2015-150 and 2017-248), and approving a new Advanced Funding Agreement for the Shadow Creek Ranch Trail Project.
- F. Consideration and Possible Action - Resolution No. R2018-248** - A Resolution of the City Council of the City of Pearland, Texas, accepting the City's Investment Report for the quarter ending September 2018.
- G. Consideration and Possible Action - Second Reading of Ordinance No. 1568-1** - An Ordinance of the City Council of the City of Pearland, Texas, amending Ordinance No. 1568, the 2018-2019 Annual Budget Ordinance, by; authorizing the City Manager or his designee to take all actions necessary to facilitate the changes identified herein without further approval of City Council; providing a savings clause, a severability clause, a repealer clause, and an effective date.
- H. Consideration and Possible Action - Second and Final Reading of Ordinance No. 1570** - An Ordinance of the City Council of the City of Pearland amending Chapter 30, Utilities, of the City Code of Ordinances by adding Article VI, Illicit Discharge Prohibitions; establishing illicit discharge regulations as required by U.S. Environmental Protection Agency guidelines and standards adopted by the Texas Commission on Environmental Quality; having a savings clause, a severability clause, a penalty clause and a repealer clause; providing for publication, codification, and an effective date.
- I. Consideration and Possible Action - Resolution No. R2018-245** - A Resolution of the City Council of the City of Pearland, Texas, renewing a unit price bid for water treatment chemicals with Napco Chemical Company, in an amount not to exceed \$200,000.00 for the period of January 15, 2019 through January 14, 2020.
- J. Consideration and Possible Action - Resolution No. R2018-253** - 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 Texas Department of Information Resources (DIR) for the purchase of VMware software support and subscription from SHI Government Solutions, in the amount of \$69,721.40.

Councilmember Carbone made the motion, seconded by Councilmember Moore to adopt Consent Items A through J.

Voting "Aye" Councilmember Carbone, Reed, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 6 to 0, with Mayor Pro-Tem Perez absent.

**MATTERS REMOVED FROM CONSENT AGENDA:** None.

**NEW BUSINESS:**

**Council Action - Resolution No. R2018-254** - A Resolution of the City Council of the City of Pearland, Texas, adopting a State Legislative Agenda for the 86th Session of the Texas Legislature.

Councilmember Reed made the motion, seconded by Councilmember Hernandez to approve Resolution No. R2018-254.

Deputy City Manager Jon Branson stated staff has provided a Legislative packet for consideration to be presented to the Legislature upon approval.

Assistant City Manager Trent Epperson made a presentation to Council regarding what will be presented to Legislature.

Mayor Reid asked staff if more information is needed, can it be added after Council approval.

Deputy City Manager Jon Branson stated that more information can be added if it is done prior to Legislative Session.

Conversation ensued between Councilmember Owens and Assistant City Manager Trent Epperson regarding the process staff has taken to prepare the proposal for Council approval and presentation to the Texas Legislature.

Councilmember Moore stated he would like to clarify for the record that Council has no impact on taxes paid to the Independent School Districts.

Voting "Aye" Councilmember Carbone, Reed, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 6 to 0, with Mayor Pro-Tem Perez absent.

**Council Input and Discussion** - Regarding Potential FY2019 Bond Package Projects - Discussion and Decision on Scope and Funding Size.

Councilmember Hernandez read the Item into the record.

Deputy City Manager Jon Branson stated that a list of projects and the associated costs for each project is being presented for consideration to Council.

Director of Engineering Robert Upton made a presentation at the Council's request regarding the 2019 Capital Improvement Project Bond Initiative.

Councilmember Owens stated in the past the different projects were listed out so each could be voted individually and would like to see that happen again.

Councilmember Reed stated Council should pause and go into session to discuss this proposal.

Mayor Reid called the Meeting into recess at 6:37 p.m. for further discussion.

Mayor Reid called the Meeting back to order at 8:30 p.m.

Deputy City Manager Jon Branson presented a slide that listed the proposed projects by recommendation and associated costs. The goal is for Council to provide direction on the total dollar amount and specific projects.

Mayor Reid asked if the original total of \$120 million is still what is being presented.

Deputy City Manager Jon Branson stated there are different dollar amount and project combinations presented.

Councilmember Carbone asked staff if the portion listed for Hickory Slough is a need or a want for the City in regards to the bigger picture for drainage.

Director of Engineering Robert Upton stated that is a need based on the detention portion of the drainage system for that area.

Conversation ensued between Councilmember Reed and Director of Engineering Robert Upton regarding the Pearland Parkway Traffic Circle Improvements project changes that were expected and the level of priority it should have.

Councilmember Moore stated he has maintained opposition to the Traffic Circle since the beginning and it will only expedite traffic to the new light being placed at Forest Park Lane and create a traffic jam there unless more lanes are added.

Assistant City Manager Trent Epperson stated the request for additional lanes has been made to the City of Houston and staff will continue to ask for those changes. He further stated the purpose of the Traffic Circle and traffic signal modification is not to move traffic more quickly, but rather to move it safely.

Director of Engineering Robert Upton provided explanation of the existing Traffic Circle, proposed improvements and the intended traffic flow.

Councilmember Moore stated this is not solving a traffic problem, it is just lessening the hazard in that area.

Deputy City Manager Jon Branson stated Council is being asked for direction on the project and staff needs a recommendation to either include the project or remove it.

Councilmember Reed asked staff how soon a traffic signal will be placed at Discovery Bay and Business Center Drive.

Director of Engineering Robert Upton stated that is part of the Toll Road Project with Brazoria County.

Mayor Reid stated that everything proposed is meant to improve mobility, safety and quality of life which makes for a difficult decision when it comes to removing any portion of the proposal.

Councilmember Carbone stated he is in support of Items 1 through 10 and Item 16 as listed in the proposal as the Bond package.

Councilmember Reed stated he is in agreement with that Bond package with the exception of Items 2 and 3, which should be replaced with Item 15 on proposal.

Councilmember Moore asked staff if there was room to adjust the proposed cost of the Animal Shelter.

Assistant City Manager Trent Epperson stated staff has worked to determine wants versus needs in an attempt to effect the cost of the proposed Animal Shelter.

Councilmember Owens asked staff if the Fire Training Building is in addition to what exists for training and is the current training being done with the City of Houston.

Assistant Fire Chief Jason Jackson stated training at this time is performed at multiple facilities outside of the City. He further stated the four story building used currently is 20 years old and is no longer up to standard for training needs.

Conversation ensued between Councilmember Owens and Assistant Fire Chief Jason Jackson regarding what the current four story building and the proposed two story building will be used for going forward.

Councilmember Owens asked staff if the proposed Hickory Slough Sportsplex is needed at this time.

Deputy City Manager Jon Branson stated outdoor playing fields is a want for the citizens of Pearland and this will allow for those wants to be met and will add additional amenities to existing fields.

Councilmember Hernandez asked if staff has explored other funding options for the park equipment replacement that is proposed.

Director of Parks & Recreation Chris Orlea stated Grants have been applied for and a portion of the request is to revitalize equipment instead of replacing equipment which is much more costly.

Mayor Reid stated if these issues are voted for at Bond election the money will not be spent immediately and picking at the projects individually is not effective.

Councilmember Carbone stated he agrees and that is why he is in favor of voting on a smaller portion at a time that can go to the voters and projects start quickly rather than approve all the projects at once and some don't start for years.

Deputy City Manager Jon Branson stated these are all projects that staff is confident will start within a three to five year period.

Councilmember Hernandez stated he does not want to lose momentum with the Parks and it is worthwhile to bring the Parks proposal to the citizens to vote on.

Conversation ensued between Councilmember Owens and Assistant City Manager Trent Epperson regarding the accuracy of the dollar amounts submitted in the proposal.

Conversation ensued between Council and Assistant City Manager Trent Epperson regarding approving Items now and revisiting the remaining projects as funds are cleared up from other outstanding projects.

**Council Action - Resolution No. R2018-246** - A Resolution of the City Council of the City of Pearland, Texas, renewing a unit supply contract for water/wastewater treatment chemicals and water analysis services with PVS Minibulk, in an amount not to exceed \$347,500.00, beginning January 15, 2019 through January 14, 2020.

Councilmember Little made the motion, seconded by Councilmember Moore to approve Resolution No. R2018-246.

Deputy City Manager Jon Branson stated this is to renew a unit supply contract for liquid bleach used in water/wastewater treatment.

Voting "Aye" Councilmember Carbone, Hernandez, Little, Moore and Owens.

Voting "No" None.

Voting "Abstain" Councilmember Reed.

Motion passed 5 to 0, with Mayor Pro-Tem Perez absent.

**Council Action - Resolution No. R2018-251** - A Resolution of the City Council of the City of Pearland, Texas, awarding a construction services contract for the Green Tee Terrace Bike and Pedestrian Trail Project to Tandem Services, in the amount of \$2,403,637.90.

Councilmember Moore made the motion, seconded by Councilmember Little to approve Resolution No. R2018-251.

Deputy City Manager Jon Branson stated this is the first of two trail projects and will award the Green Tee Trail project construction.

Councilmember Owens asked of the funds for this project would come from the Houston Galveston Area Council.

Deputy City Manager Jon Branson stated this project is paid 80% by Federal Funds and 20% by the City of Pearland.

Voting "Aye" Councilmember Carbone, Reed, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 5 to 0, with Mayor Pro-Tem Perez absent.

**Council Action - Resolution No. R2018-191** - A Resolution of the City Council of the City of Pearland, Texas, awarding a bid for construction services associated with the Shadow Creek Ranch Bike/Pedestrian Trail Project, to Texas Wall and Landscape, LLC, in the amount of \$1,636,959.60.

Councilmember Owens made the motion, seconded by Councilmember Moore to approve Resolution No. R2018-191.

Deputy City Manager Jon Branson stated this is the second of two trail projects and will award the Shadow Creek Ranch Bike/Pedestrian Trail Project construction. He further stated this is a project that is 80% funded by Federal funds and the 20% paid by the City is reimbursed by the Tax Increment Reinvestment Zone.

Conversation ensued between Councilmember Carbone and Assistant City Manager Trent Epperson regarding the City paying an extra amount due to the initial lowest bidder forgetting to add crucial information to the bid and how that can be addressed in discussions with the State Legislators due to the information is not relevant to the bid.

Voting "Aye" Councilmember Carbone, Reed, Hernandez, Little, Moore and Owens.

Voting "No" None.

Motion passed 5 to 0, with Mayor Pro-Tem Perez absent.

**MAYOR/COUNCIL ISSUES FOR FUTURE CITY COUNCIL AGENDAS:** None

**OTHER BUSINESS:** None

**ADJOURNMENT**

Meeting was adjourned at 9:45 p.m.

Minutes approved as submitted and/or corrected this the \_\_\_\_ day of \_\_\_\_\_, 2019.



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Tom Reid  
Mayor

ATTEST:

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Young Lorfing, TRMC  
City Secretary