



1111 Bayou
La Marque, Texas 77568
409.938.9202

**City of La Marque
Minutes
May 19, 2014**

Minutes of the City Council Special Called Meeting of the City of La Marque, Texas that was conducted on Monday, May 19, 2014 at 6:00 p.m. at 1109-B Bayou Road for purpose of considering the following agenda:

(1) Mayor Hocking called the meeting to order at 6:00 pm.

(2) ROLL CALL

Mayor Hocking
Mayor Pro-Tem Bell
Councilmember Brown
Councilmember Trube
Councilmember Osteen

City Manager Buttler
City Attorney Ortego
City Clerk Eldridge

(3) Mayor Pro-Tem Bell led the invocation and the Pledge of Allegiance.

(4) MINUTES

a. City Council Workshop Meeting held on April 25, 2014.

** Councilmember Trube made a motion to approve the minutes of the Workshop Meeting held on April 25, 2014 and the Minutes of the Regular Meeting held on April 28, 2014. Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

(5) CITIZEN'S PARTICIPATION

There was none.

(6) ELECTION INFORMATION

a. Discussion/possible action regarding Resolution No. **R-2014-0010**, a resolution canvassing the election returns and declaring the results of the May 10, 2014 General Election, pursuant to the Texas Election Code. Mayor Hocking reported that the provisional votes have been added to the resolution and to let the records reflect that.

** Councilmember Trube made a motion to adopt Resolution No. **R-2014-0010**.

** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

b. Administer Oath of Office to Clent Brown.

** Mayor Hocking administered The Oath of Office including the Anti-bribery Statement to Councilmember Clent Brown.



1111 Bayou
La Marque, Texas 77568
409.938.9202

- c. Discussion/possible action regarding Resolution No. **R-2014-0011**, a resolution of the City of La Marque, Texas, calling for and establishing the procedures for the Run-off Election for Council Member District "B", to be held on Saturday, June 21, 2014, in La Marque, Texas and providing for related matters.

** Councilmember Bell made a motion to adopt Resolution No. **R-2014-2011**.

** Councilmember Trube seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

- d. Discussion/possible action regarding canceling the Regular City Council meeting of June 23, 2014 and scheduling a Special Called City Council meeting for June 30, 2014.

** Councilmember Trube made a motion to cancel the Regular City Council meeting of June 23, 2014, and schedule a Special Called City Council meeting on June 30, 2014

** Councilmember Osteen seconded the motion. **MOTION CARRIED UNANIMOUSLY**

(7) OLD BUSINESS

- a. Discussion/possible action authorizing City Manager to enter into an agreement with Union Pacific Railroad for construction of a proposed 10 inch encased sanitary sewage Pipeline Crossing of Railroad Property at Mile Post 35.14 on the Galveston Subdivision at or near La Marque, Galveston County, Texas. **THIS ITEM WAS TABLED FROM THE APRIL 14, 2014 CITY COUNCIL MEETING**

** Councilmember Trube made a motion authorizing City Manager to enter into an agreement with Union Pacific Railroad for construction of a proposed 10 inch encased sanitary sewage Pipeline Crossing of Railroad Property at Mile Post 35.14 on the Galveston Subdivision at or near La Marque, Galveston County, Texas

** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

(8) NEW BUSINESS

- a. Discussion/possible action regarding the recommendation of the Cemetery Board to transfer Cemetery Plot F-1, Spaces 1, 2, 3, 6, 7, & 8 in the Northeast Quadrant from Greta K. Capestani to Patricia Ann England

** Councilmember Trube made a motion to approve the recommendation of the Cemetery Board to transfer Cemetery Plot F-1, Spaces 1, 2, 3, 6, 7, & 8 in the Northeast Quadrant from Greta K. Capestani to Patricia Ann England

** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

- b. Discussion/possible action regarding approval of a request of Crescent Electric to fence-in a section of an alley for security purposes, being out of Lot Three (3) and Four (4) in Division "D" of COOK & STEWART SUBDIVISION out of the John D. Moore League, Galveston, Texas, according to the map or plat thereof recorded in Volume 81, Page 526 in the Office of the County Clerk of Galveston County, Texas

** Councilmember Brown made a motion approving the request of Crescent Electric to fence-in a section of an alley for security purposes, being out of Lot Three (3) and Four (4) in Division "D" of COOK & STEWART SUBDIVISION out of the John D. Moore League, Galveston, Texas, according to the map or plat thereof recorded in Volume 81, Page 526 in the Office of the County Clerk of Galveston County, Texas.



1111 Bayou
La Marque, Texas 77568
409.938.9202

Councilmember Osteen seconded the motion, for discussion.

Councilmember Bell verified that both the Police and Fire Department would not have an issue if this area was fenced-in; and also verified that none of the neighbors abutting the area opposed the fencing-in.

Councilmember Osteen asked that a letter of indemnity, be obtained from Crescent in the case of anyone was to be hurt on this property; the City would not be liable.

MOTION CARRIED UNANIMOUSLY.

- c. Discussion/possible action regarding the City of La Marque's participation in the National League of Cities (NLC) Service Line Warranty Program through Utility Services Partners (USP)

City Manager Carol Buttler gave a brief summary and shared statistics on how many citizens have utilized this optional service for either the water or sewer line service program. **No action required.**

- d. Discussion/possible action regarding Resolution No. **R-2014-0012**, authorizing Intermedix Corporation to write-off all open In-District Resident Emergency Medical Services patient accounts with unpaid balances and a date of service on or before March 10, 2014.

Fire Chief Grimm provided a brief summary.

** Councilmember Trube made a motion to adopt Resolution No. **R-2014-0012**.

** Councilmember Brown seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

(9) CONTRACTS/AGREEMENTS

- a. Discussion/possible action regarding the award of a four (4) year contract to GVT.US LTD for collection of Emergency Medical Services delinquent patient accounts.

** Councilmember Trube made a motion to award GVT. US LTP, a four year contract for the collection of Emergency Medical Services delinquent patient accounts.

** Councilmember Brown seconded the motion.

Councilmember Osteen expressed that he doesn't care for a four year contract and was told by Fire Chief Grimm that the majority of these companies require an extended contract.

Councilmember Bell asked why Intermedix receives 3%, and it was explained that it is their customary policy rate, for transferring all of the data base to the third party, which is a massive undertake. **MOTION CARRIED UNANIMOUSLY.**

- b. Discussion/possible action authorizing Boo's Pump Rental Inc., as the City's provider for emergency pump rental not to exceed \$44,300.00 as provided in Chapter 252, Subchapter B of the Texas Local Government Code 252.022 General Exemptions (A) (2) a procurement necessary to preserve or protect the public health or safety of the municipality's residents; and



1111 Bayou
La Marque, Texas 77568
409.938.9202

(A) (3) a procurement necessary because of unforeseen damage to public machinery, equipment, or other property.

- ** Councilmember Brown made a motion to authorize Boo's Pump Rental, Inc., as the City's provider for emergency pump rental not to exceed \$44,300.00 as provided in Chapter 252, Subchapter B of the Texas Local Government Code 252.022 General Exemptions (A) (2) a procurement necessary to preserve or protect the public health or safety of the municipality's residents; and (A) (3) a procurement necessary because of unforeseen damage to public machinery, equipment, or other property.
- ** Councilmember Trube seconded the motion.

Councilmember Osteen asked about purchasing another pump to which City Manager explained that the City could have purchased a pump of that size, which would have taken care of just the one location. But, the other two pumps that the City does own wouldn't have been able to handle either of the two locations that the pump was rented for. This was the best option available to us at the time. It was also discussed that there isn't staff available at this time to properly maintain the pumps, if they were to malfunction. **MOTION CARRIED UNANIMOUSLY.**

- c. Discussion/possible action authorizing the City Manager to sign an application to the Texas Department of Public Safety for the *Texas 1033 Surplus Property Program* requesting military surplus firearms (long rifles and handguns) at no cost to the City of La Marque.
- ** Mayor Hocking made a motion to authorize the City Manager to sign an application to the Texas Department of Public Safety for the *Texas 1033 Surplus Property Program* requesting military surplus firearms (long rifles and handguns) at no cost to the City of La Marque
- ** Councilmember Bell seconded the motion.

After a fairly lengthy discussion, which included recognizing the need for such weapons, the concern of proper training in the use of these weapons, and also a policy on the use of the weapons.

MOTION PASSED WITH A VOTE OF 4 TO 1, WITH COUNCILMEMBER TRUBE VOTING IN OPPOSITION.

- d. Discussion/possible action regarding award of lease/purchase agreement to Motorola for police and fire radios with a value of \$224,866.65.

After a lengthy discussion on the types of radios, brand and the testing of the radios, uniformity of radios used in the situation of mutual aid; and whether this brand of radios are compatible with our current frequency usage.

- ** Councilmember Osteen made a motion to table this item along with item "e". (following).
- ** Councilmember Trube seconded the motion. **MOTION CARRIES WITH A VOTE OF 4 TO 1, WITH COUNCILMEMBER BELL VOTING IN OPPOSITION.**

- e. Discussion/possible action regarding award of the lease/purchase of police and fire radios through "HGAC" (Houston/Galveston Area Council) with a value of \$224,866.65.



1111 Bayou
La Marque, Texas 77568
409.938.9202

PLEASE SEE ABOVE, FOR MOTION.

- f. Discussion/possible action regarding adopting Resolution No. **R-2014-0013**, a resolution awarding financing for lease/purchase of police patrol vehicles and related equipment to Government Capital through TIPS/TAPS with a value of \$337,307.18.
 - ** Councilmember Brown made a motion to adopt Resolution No. **R-2014-20013**.
 - ** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- g. Discussion/possible action regarding award of five (5) new Ford police vehicles to Silsbee Ford through the "Buy Board" in the amount of \$121,900.00.
 - ** Councilmember Trube made a motion to award Silsbee Ford through the "Buy Board" in the amount of \$121,900.00, for five (5) new Ford police vehicles.
 - ** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- h. Discussion/possible action regarding award of three (3) new Chevrolet police vehicles to Caldwell Chevrolet through the "Buy Board" in the amount of \$84,079.00.
 - ** Councilmember Trube made a motion to award Caldwell Chevrolet through the "Buy Board" in the amount of \$84,079.00, for three (3) new Chevrolet police vehicles.
 - ** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- i. Discussion/possible action regarding award of emergency equipment for five (5) new Ford police vehicles to Fleet Safety through the "Buy Board" in the amount of \$37,040.10.
 - ** Councilmember Bell made a motion to award Fleet Safety through the "Buy Board" in the amount of \$37,040.10, for emergency equipment for five (5) new Ford police vehicles.
 - ** Councilmember Trube seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- j. Discussion/possible action regarding award of emergency equipment for three (3) new Chevrolet police vehicles to Caldwell Chevrolet through the "Buy Board" in the amount of \$18,220.00.
 - ** Councilmember Bell made a motion to award Caldwell Chevrolet, through the "Buy Board" in the amount of \$18,220.00, for emergency equipment for three (3) new Chevrolet police vehicles.
 - ** Councilmember Osteen seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- k. Discussion/possible action regarding award of vehicle graphics for all new police vehicles to Mobile Graphics in the amount of \$7,200.00.
 - ** Councilmember Bell made a motion to award Mobile Graphics in the amount of \$7,200.00, for vehicle graphics for all new police vehicles.
 - ** Councilmember Brown seconded the motion.

It was discussed that in the budget workshop last year, it should have been specified \$1,200.00 per vehicle. Discussion continued as to the type of graphics that are going to be used for the vehicles, and that motto or slogan should be established for the Police Department.
MOTION CARRIED UNANIMOUSLY.



1111 Bayou
La Marque, Texas 77568
409.938.9202

1. Discussion/possible action regarding award of cameras for all new police vehicles to Safety Vision, a sole source vendor, in the amount of \$36,752.00.
 - ** Councilmember Bell made a motion to award Safety Vision, a sole source provider, in the amount of \$36,752.00, for cameras for all new police vehicles.
 - ** Councilmember Brown seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- m. Discussion/possible action regarding award of laptop computers for all new police vehicles to CDW-G in the amount of \$23,156.08.
 - ** Councilmember Bell made a motion to award CDW-G in the amount of \$23,156.08, for laptop computers for all new police vehicles.
 - ** Mayor Hocking seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- n. Discussion/possible action regarding award of radar units for all new police vehicles to PB Electronics in the amount of \$9,560.00.
 - ** Councilmember Bell made a motion to award PB Electronics in the amount of \$9,560.00, for radar units for all new police vehicles.
 - ** Councilmember Brown seconded the motion. **MOTION CARRIED UNANIMOUSLY.**

Mayor Hocking stated for the record, "The City of La Marque Mayor and City Council are in full support of providing our Police Department, Fire Department and all Public Safety the tools that are needed to do their jobs and any other claims that we don't support you would be false. We appreciate your service."

(10) CITY MANAGER REPORT – No Council Action Necessary

- Development Services
- Judicial
- Police/OEM
- Fire/EMS
- Library
- Public Works
- Financials

Councilmember Trube referred to page 339, and is requesting a monthly or quarterly report of the donations and the other services provided. Page 355, under professional fees, there were no expenses for March (Hotel Fund) - is for the Monument sign, page 359, the handbook expenditures, asked how much more time until completed, 361- Library ,training was said to be reimbursed by the City Manager's budget, and 364, is for yearly fee for radios.

Councilmember Osteen referred to page 269, referring to the number of door hangers dropping off, since the City Marshal has been out. Page 357, referred to the Finance Director, which she explained.

(11) REQUESTS AND ANNOUNCEMENTS



1111 Bayou
La Marque, Texas 77568
409.938.9202

Councilmember Brown asked everyone to remember the past Mayor George Freeborn who recently passed away. Reported that he is glad to be able to serve on City Council for another term.

Councilmember Trube would like a copy of the \$33,000.00 water bill that was billed erroneously then thanked everyone for attending the meeting.

Councilmember Osteen didn't get his cleaning rag back when turning in this lap top to IT.

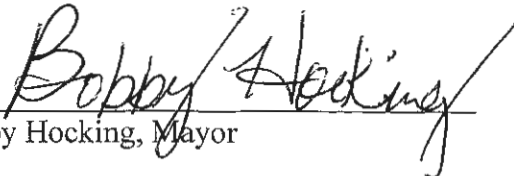
Councilmember Bell sent condolences to the Freeborn family, and said that he appreciated his service to the City. Congratulated Mr. Brown, and is looking forward to working with him for another term. Congratulated Mr. Osteen on his progression to the next phase of the election, (referring to the Runoff). Said that he is sad to hear that Public Works Director Mike Morgan has decided to retire. "He is truly one of the nice guys in this business of politics." And added, that he knows it hasn't always been a rosy situation for that department and wished him well. "Your heart has always been with this City, and you have tried to make it better."

Mike Morgan stated that he appreciated the time he spent here in La Marque, and that he learned a lot. But, it is time for him to spend some time with his family and venture out.

Mayor Hocking also sent his condolences to the Freeborn family, thanked Mike for his services with the City of La Marque. Then read a letter, that included a donation to the City.

(12) ADJOURNMENT

Councilmember Trube made a motion to adjourn. Councilmember Bell seconded. The meeting adjourned at 8:20 p.m.


Bobby Hocking, Mayor

ATTEST:


Robin Eldridge, TRMC
City Clerk