



1111 Bayou
La Marque, Texas 77568
409.938.9202

**City of La Marque
Minutes
June 30, 2014**

Minutes of the Special Called Meeting of the City Council of the City of La Marque, Texas that was conducted on Monday, June 30, 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 (Absent)- Excused

City Manager Buttler
City Attorney Ortego
City Clerk Eldridge

(4) MINUTES

- a. City Council Special Meeting Minutes of June 2, 2014
- b. City Council Workshop Minutes of June 9, 2014
- c. City Council Regular Minutes of June 9, 2014

****** Councilmember Bell made a motion to approve the minutes of City Council Special Meeting Minutes of June 2, 2014; City Council Workshop Minutes of June 9, 2014; City Council Regular Minutes of June 9, 2014

****** Councilmember Trube seconded the motion. Motion carried unanimously.

(5) CITIZEN'S PARTICIPATION

Mayor Hocking moved this item to the end of the agenda.

(6) ELECTION BUSINESS

- a. Discussion/possible action regarding Resolution No. **R-2014-0013**, a resolution canvassing the election returns and declaring the results of the runoff election held on June 21, 2014, pursuant to the Election Code, or requesting an automatic recount and appointing the recount committee (if needed), pursuant to the Election Code
- b. Administer Oath of Office to Elected Official.
Reverend Hunter administered the Oath of Office and Bribery Statement to newly elected Chris Lane, Councilmember District B.



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(7) CONTRACTS AND AGREEMENTS

- a. Discussion/possible action regarding award of Bid #LM 03-14 to JTB Services as recommended by the Building Standards Commission for demolition of substandard structures in the amount of \$62,260.00.

** Councilmember Trube made a motion to award Bid #LM 03-14 to JTB Services as recommended by the Building Standards Commission for demolition of substandard structures in the amount of \$62,260.00.

** Councilmember Brown seconded the motion.

Councilmember Bell had a question on the amounts of the awarding of the bids.

Development Services Director explained the total amount of bids and that the award is split between two separate bidders, each for different structures and each with different amounts.

MOTION CARRIED UNANIMOUSLY.

- b. Discussion/possible action awarding Bid #LM 03-14 to Crowder Gulf as recommended by the Building Standards Commission for demolition of substandard structures in the amount of \$7,150.00.

** Councilmember Trube made a motion to award Bid #LM 03-14 to Crowder Gulf as recommended by the Building Standards Commission for demolition of substandard structures in the amount of \$7,150.00.

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

(8) OLD BUSINESS

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

** Mayor Hocking removed this item from the agenda.

- b. Discussion/possible action regarding directing City Manager to proceed with the formal bid process for lease/purchase of police, fire, and code enforcement radios not to exceed \$350,000.00.

** Councilmember Trube made a motion to direct the City Manager to proceed with the formal bid process for lease/purchase of police, fire, and code enforcement radios not to exceed \$350,000.00.

** Councilmember Brown seconded the motion.

Councilmember Bell verified with Lieutenant Jackson that the earlier issues with the Kenwood radios have since been resolved. Also asked the representative of the Kenwood radios if he had adequate time to submit a legitimate bid, to which he was told that the bid didn't include the amount for lease/purchase, but that he did have the financial structure in place for this to be included. **MOTION CARRIED UNANIMOUSLY.**

(9) NEW BUSINESS

- a. Discussion/possible action regarding Ordinance No. **O-2014-0013**, an ordinance of the City of La Marque, Texas, annexing approximately 3.2779 acres of land contiguous and adjacent to the City of La Marque, Texas; and located in the City of La Marque's extraterritorial jurisdiction (ETJ), in accordance with Chapter 43.052 (h)(1) of the Texas Local Government



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Code, said land being generally located west of the Painted Meadows Subdivision, Section Three in Galveston County, Texas.

Randy Hall, a representative of Painted Meadows was available for any questions.

** Councilmember Trube made a motion to approve Ordinance No. **O-2014-0013**, an ordinance of the City of La Marque, Texas, annexing approximately 3.2779 acres of land contiguous and adjacent to the City of La Marque, Texas; and located in the City of La Marque's extraterritorial jurisdiction (ETJ), in accordance with Chapter 43.052 (h)(1) of the Texas Local Government Code, said land being generally located west of the Painted Meadows Subdivision, Section Three in Galveston County, Texas.

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

- b. Discussion/possible action regarding the approval of final plat of Landing at Delaney Cove Section One, Being 6.918 acres (301,334 square feet) of land in the S. F. Austin League No. 4, Abstract 2, Galveston County, Texas, and being a portion of the 217.0 acre tract described in the deed from HLL Land Acquisitions of Texas, L.P. and HLL II Land Acquisitions of Texas, L.P. to Lennar Homes of Texas Land and Construction, Ltd. recorded under File No. 2008033075, in the Official Public Records of Real Property of Galveston County, Texas and more particularly described by metes and bounds as follows with bearings based on the Texas Coordinate System of 1983, South Central Zone better described by metes and bounds attached to the final plat in appendix "A".

** Councilmember Bell made a motion to approve the final plat of Landing at Delaney Cove Section One, Being 6.918 acres (301,334 square feet) of land in the S. F. Austin League No. 4, Abstract 2, Galveston County, Texas, and being a portion of the 217.0 acre tract described in the deed from HLL Land Acquisitions of Texas, L.P. and HLL II Land Acquisitions of Texas, L.P. to Lennar Homes of Texas Land and Construction, Ltd. recorded under File No. 2008033075, in the Official Public Records of Real Property of Galveston County, Texas and more particularly described by metes and bounds as follows with bearings based on the Texas Coordinate System of 1983, South Central Zone better described by metes and bounds attached to the final plat in appendix "A".

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

- c. Discussion/possible action regarding approval of a request by Warren J. Robicheaux Jr. to fence in a section of a right-of-way in front of Lot 2 & East 20.0' of Lot 4, Bayou Road Addition recorded in Vol. 707, Pg. 114 of the Map Records of Galveston County, Texas, Office of the County Clerk, Galveston Texas. The described property is addressed as 1900 Evergreen La Marque, Texas 77568.

Following a brief discussion and description of the request given by Development Services Director Ana Tims, Councilmember Trube made a motion to approve the request. Councilmember Brown seconded the motion.

After a brief question and answer period, concerns of it possibly covering a water line, in compliance whether or not it violated any ordinances. Motion fails with a vote of two (2) to three (3) with Councilmembers Bell, Lane and Brown voting in opposition.



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- d. Discussion/possible action regarding Ordinance No. **O-2014-0012**, an Ordinance of the City of La Marque, Texas amending Chapter 68, Article V, Section 68-138 (a), of the Code of Ordinances, City of La Marque, Texas, to adopt the revised Water Conservation Plan.
** Councilmember Trube made a motion to approve Ordinance No. **O-2014-0012**, an Ordinance of the City of La Marque, Texas amending Chapter 68, Article V, Section 68-138 (a), of the Code of Ordinances, City of La Marque, Texas, to adopt the revised Water Conservation Plan.
** Councilmember Bell seconded the motion. **MOTION CARRIED UNANIMOUSLY.**
- e. Review and discuss proposed calendar for future City Council budget meetings and public hearings.
After hearing City Manager Carol Buttler briefly explained the calendar and dates. It was the consensus of Council to schedule as many budget meetings so that they are not extra-long meetings. This calendar will be used as the outline to schedule those meetings.
- f. Receive Report from Outside Special Legal Counsel on Investigation conducted by Olson & Olson and possible discussion. Legal Counsel Brian Begley of Olson & Olson read the investigative report aloud and is hereto attached as Exhibit "A".

Councilmember Bell asked whether the report would be forwarded to the Department of Justice. Mr. Begley said that he was aware that at the time he was requested to do the report, and the report has been drafted so that it could be forwarded if requested by City Council. Councilmember Trube said that she would look at her legal options.

Councilmember Bell said that this is an issue City has caused a lot of great pain to a lot of people within this City. He wanted to give Councilmember Trube the opportunity to address and explain some of the things that were heard on tape.

Councilmember Trube referred to the tape from Channel 2, and said that the entire interview was not aired, explaining her view on the La Marque School Board. "I am going to prove that there is racism in this City." She continued to deny the words that were sworn to on a previous affidavit.

Discussion continued between Councilmember Bell and Councilmember Trube on her choice of words that have been used in the recent weeks.

Mayor Hocking referred to some postings that have been circulating through social media channels, calling he and his wife liars, referring to a statement that was made by Councilmember Trube in the presence of both of them. He said that he would forgive her.

Councilmember Bell ended, "My hope is that you will apologize for offending those people that you live with and serve in this community and try to learn that

CITIZENS PARTICIPATION WAS ADDRESSED AT THIS TIME.



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1. Geraldine Sam spoke congratulated Chris Lane as the newly elected as Councilmember District B. She then thanked Councilmember Osteen for his years of service. Said that everyone pay taxes in La Marque. Then said that Ms. Trube has admitted to making the racial remarks and that she knows no remorse from what she said. Then she brought up the tape recorded remarks that Councilmember Trube made. She asked Councilmember Trube again to step down as a Councilmember.
2. Valerie Beverly spoke about the recent news reports of Councilmember Trube making racial remarks. She said she has spoken to several citizens in La Marque, and it was agreed that the comments made were made with hatred and prejudice. Then said she would be taking steps to have Councilmember removed from City Council.

Councilmember Bell explained to the citizens that it would take the constituents in District C to take the steps to remove Councilmember Trube, that Council hands are tied. He is focusing on the healing of the City.

(10) CITY MANAGER'S REPORT (no action needed)

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

Councilmember Trube referred to the tornado notice that Chief Aragon sent out and the time frame it was sent out. Then questioned the contractor that was being paid for working on the employee handbook, and the Gexa Energy bill, and Citi Bank fees, to which all were explained by the City Manager.

Councilmember Bell asked about the increase in auto thefts. To which Lieutenant Jackson responded. No one else had any comments.

(11) REQUESTS AND ANNOUNCEMENTS

Councilmember Brown thanked everyone for attending. Thanks Mr., Osteen for his services with the City Of La Marque. Congratulated newly elected Councilmembe Lane. Sent condolences to the Gregg family Told everyone to have a Happy Fourth of July.

Councilmember Lane thanked Mr. Osteen for his years of service to the City. Thanked everyone for coming out and voting and that there are several openings on the Boards and Commissions.

Councilmember Bell thanked Mr. Osteen for his years of service, congratulated Chris Lane on his victory in the election. Requested from the City Manager to look into the two letters that were recently published in the paper on the individuals that related to responses of the Police Department. Wished everyone a Happy fourth of July.

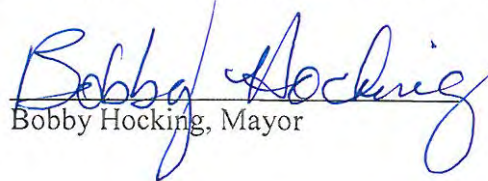
Mayor Hocking thanked Mr. Osteen for his years of service. Reported attending the Juneteenth celebration in Galveston, a beautiful ceremony. Sent condolences to the Koneman family on the



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recent passing of Jean Koneman

(6) ADJOURNMENT

Councilmember Trube made a motion to adjourn. Councilmember Bell seconded. The meeting adjourned at 7:49 p.m.


Bobby Hocking, Mayor

ATTEST:


Robin Eldridge, City Clerk

CITIZENS REQUEST TO

SPEAK BEFORE COUNCIL

In ordered to be heard, this form must be completed and returned to the City Clerk five (5) minutes prior to the start of the meeting.

Date of Meeting:	6/30/2014
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Citizens who wish to address the City Council about items on the agenda which are scheduled for Council action will have **three (3) minutes** to express their positions. Please indicate below the agenda item number on which you wish to comment.

Council Agenda Item Number:	
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Citizens wishing to address Council regarding a topic **not** on the agenda are afforded the same amount of time during "Citizens Request for Hearing" section. Please indicate below the subject matter.

Subject on which person wishes to speak:
THE RECENT ISSUE

Please step to the podium as soon as you are recognized by the Mayor, stating your name and address before beginning your presentation. If you have written notes you wish to present to the Mayor and Council, please furnish an extra copy for the official files. Citizens who have questions concerning procedure or the registration form may request assistance from the City Clerk. Thank you for your cooperation.

Name:	Deleee Beverly
Address:	1508 DELIAH ST
Phone Number:	404-998-3313

If speaking on behalf of an organization:

Name of Organization:	
Speaker's Official Capacity:	

**CITIZENS REQUEST TO
SPEAK BEFORE COUNCIL**

In ordered to be heard, this form must be completed and returned to the City Clerk five (5) minutes prior to the start of the meeting.

Date of Meeting:	6/30/14
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Citizens who wish to address the City Council about items on the agenda which are scheduled for Council action will have **three (3) minutes** to express their positions. Please indicate below the agenda item number on which you wish to comment.

Council Agenda Item Number:	
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Citizens wishing to address Council regarding a topic **not** on the agenda are afforded the same amount of time during "Citizens Request for Hearing" section. Please indicate below the subject matter.

Subject on which person wishes to speak:
Racism in our city

Please step to the podium as soon as you are recognized by the Mayor, stating your name and address before beginning your presentation. If you have written notes you wish to present to the Mayor and Council, please furnish an extra copy for the official files. Citizens who have questions concerning procedure or the registration form may request assistance from the City Clerk. Thank you for your cooperation.

Name:	Geraldine Sam
Address:	2412 Stonewall
Phone Number:	La Marque, TX 77568

If speaking on behalf of an organization:

Name of Organization:	
Speaker's Official Capacity:	