LA MARQUE CITY COUNCIL
LA MARQUE CITY COUNCIL CHAMBERS
1109-B BAYOU ROAD
LA MARQUE, TEXAS 77568
REGULAR MEETING
June 13, 2011
6:00 P.M.

The La Marque City Council met in a duly-called and announced Regular Meeting on June 13, 2011. Mayor Pro-Tem Bell called the meeting to order at 6:00 p.m. The invocation was given by Pastor Rex Teter of First Christian Church. Mayor Pro-Tem Bell led the pledge to the U.S. Flag and Texas Flag.

075-2011 **ROLL CALL –**

Present: Mayor Pro-Tem Keith Bell, Councilmember Connie Trube, Councilmember James Osteen, City Attorney Ellis Ortego, City Manager Eric Gage and City Clerk Carolyn E. Anderson

Department Directors: Police-Chief Randall Aragon, Public Works-Mike Morgan, Fire Chief-Larry Damrell, Finance Director-Karen Cooper, Inspection Department-Ana Tims, IT-Kyle Hunter

076-2011 **APPROVAL OF MINUTES -**

<u>Special Meeting of May 19, 2011 – Recall Canvass</u>
Council Member Connie Trube made a motion to approve the minutes of May 19, 2011. Council Member James Osteen seconded. The motion passed unanimously.

<u>Special Meeting of May 19, 2011 – General Election</u>
Council Member James Osteen made a motion to approve the minutes of May 19, 2011. Council Member Connie Trube seconded the motion. The motion passed unanimously.

<u>Regular Meeting of May 23, 2011</u>
Council Member Connie Trube made a motion to approve the minutes of May 23, 2011. Council Member James Osteen seconded. The motion passed unanimously.

077-2011 **REPORT FROM CITY MANAGER –**

Council Member Trube made a motion to approve the City Manager's report. Council Member James Osteen seconded the motion. A general discussion was held concerning clarification questions by Council Members directed to various department heads concerning their reports. There being no further discussion, the motion to approve the City Manager's report passed unanimously.

078-2011 **CITIZENS' REQUEST FOR HEARING –**

Comments from the Public: (At this time, any person with city related business who has signed up may speak to Council. In compliance with Texas Open Meeting Act the City Council may not deliberate on comments. Personal attacks will not be allowed, and personnel matters should be addressed to the City Manager during normal business hours.)

Council Member Osteen gave an overview to City Council and the audience for his reasons for requesting that this item be placed back on the agenda. Council Member Trube expressed that she was not in favor of the placement of the agenda item.

Citizens' Request for Hearing: None.

079-2011 **PUBLIC HEARING –**

The regular meeting was closed at 6:25 p.m. A Public Hearing to hear comments regarding a Law Enforcement Grant Proposal to FY 2011 Edward Byrne Memorial Justice Assistance Grant Program presented by the La Marque Police Department was opened at 6:25 p.m. Chief Randall Aragon and Sgt. Chad Waggoner were present to address questions from Council and the citizens. Geraldine Sam asked Chief Aragon what the grant money would be used for. Mayor Pro-Tem Bell asked Chief Aragon to address Ms. Sam's question. Chief Aragon stated that the Police Department would like to see the grant money, which would be approximately $12,714, earmarked for the Neighborhood Safety Team to help pay for the overtime hours for this project. He further explained that other area departments are currently receiving like funds to help with their departments. Mayor Pro-Tem asked for further comments from the audience. There being no other comments or questions, the Public Hearing was closed at 6:31 p.m. and the regular council meeting was re-opened at 6:31 p.m.

080-2011 **NEW BUSINESS -**

Consider, Discuss and Approve Resolution 1161- A resolution of the City of La Marque, Texas, ratifying the Galveston County Commissioners Court nomination

Council Member James Osteen made a motion to approve Resolution 1161. Council Member Connie Trube seconded the motion. There being no discussion, the motion passed unanimously.

Consider, Discuss and Approve awarding Bid LM 11-10 to JTB Services in the amount of $24,920.00

Council Member Trube made a motion to approve the awarding of the bid to JTB Services in the amount of $24,920.00. Council Member James Osteen seconded the motion for discussion only. Council Member Osteen asked for clarification to Mr. Gage for clarification on the status of the addresses. Ms. Tims clarified Mr. Osteen's questions and concerns. Mayor Pro-Tem Bell asked that the motion be withdrawn to continue further discussion. Council Member Trube withdrew her original motion and amended the motion to include only the houses on the list on page 251 of the agenda packet for a total amount of $24,920.00. There being no further discussion, Council Member Osteen called for the vote. The motion passed unanimously.

Consider, Discuss and Approve Change Order #1 to Alsay, Incorporated on LJA Project No. E019-090E. LJA Recommends that the City accept this change order for a decrease in the contract amount of $19,400 from the original contract price of $914,600.00. The amended contract amount is $895,200.00

Council Member Osteen made a motion to approve the Change Order, seconded by Council Member Trube. Council Member Osteen asked Mr. Ortego for clarification on the agenda description. Mr. Charles Beere of LJA asked that council consider all of the related agenda items at the same time. Mayor Pro-Tem Bell asked that each agenda item be considered individually. Mr. Beere provided an explanation to the Council of the projects and related funding and the use of the funds from the TDRA grant. Mayor Pro-Tem Bell asked for clarification on Mr. Beere's explanation of the use of the grant funds. Mr. Ortego asked for clarification from Mr. Beere about what would happen if Council takes no action. Mr. Beere explained that the extra job, Add Alt. A and Alt. B, would not be awarded or done. The City would be giving the Federal Government back the unused portion of the TDRA grant money. There being no further discussion, Mayor Pro-Tem Bell called for the vote and the motion passed unanimously.

Consider, Discuss and Approve Award for Construction of Fire Station Generator Replacement to Generators of Houston in the amount of $62,168.00 (less Base Bid Supplemental Items of $4,000.00) for amended bid in the amount of $58,168.00

Council Member Osteen made a motion to approve the award for the Construction of Fire Station Generator Replacement to Generators of Houston for an amended bid in the amount of $58,168.00. Council Member Trube seconded the motion. Council Member Osteen asked Mr. Beere for clarification on the numbers regarding the bids. Mr. Beere clarified that the total bid will be $58,168.00. There being no further discussion, Mayor Pro-Tem Bell called for the vote. The motion passed unanimously.

Consider, Discuss and Approve Change Order #1 to Long & Son LJA Project No. E019-090D. LJA Recommends that the City Accept this change order for a decrease in the contract amount of $17,500.00 from the Original Contract Price of $,115,000.00. The Amended Contract Amount is $1,097,500.

Council Member Osteen made a motion to approve Change Order #1 to Long & Son LJA Project No. E019-090D. Council Member Trube seconded the motion. There being no discussion, Mayor Pro-Tem Bell called for the vote and the motion passed unanimously.

Consider, Discuss and Approve Change Order #1 to Balance and Close-Out Project Backflow Preventer Surface Water Take Point #1 David Wight Construction Company LJA Project No. E019-090C. LJA Recommends that the City accept this change order for a decrease in the contract amount of $1,250.00 from the Original Contract Price of $13,486.00. The Final Amended Contract Amount is $12,236.00.

Council Member Osteen made a motion to approve Change Order #1 to David Wight Construction Company LJA Project No. E019-90C in the amended contract amount of $12,236.00. Council Member Trube seconded the motion. Council Member Osteen addressed Mr. Gage regarding the change orders. A discussion followed concerning the page numbers in the agenda packets. Mayor Pro-Tem Bell asked that the record reflect that there pages missing from the last of Council Member Osteen's packet. Mayor Pro-Tem Bell called for the vote and it passed unanimously.

Consider, Discuss and Approve Award for Construction of Generators at Volney Lift Station, Delany Lift Station and Wastewater Treatment Plant Base Bid of $451,055.00 and Add Alternate B of $27,000.00 to C.F. McDonald Electric, Inc., for an Amended Bid in the Amount of $478,055.00.

Council Member Osteen made a motion to award the bid for Generators at Volney Lift Station, Delany Lift Station and Wastewater Treatment Plant in the amount of $451,055.00 and add Alternate B to C.F. McDonald Electric, Inc, in the amount of $27,000.00 for a total amount of $478,055.00. Council Member Trube seconded the motion and it passed unanimously. Mr. Beere shared with Council that this item will appear on the agenda again at a later time concerning a change order. Mayor Pro-Tem Bell encouraged Mr. Beere to submit to Council all of the pertinent information to enable the Council to make appropriate decisions. Mayor Pro-Tem Bell thanked Mr. Beere for his hard work.

Consider Discuss and Approve Law Enforcement Grant Proposal to FY 2011 Edward Byrne Memorial Justice Assistance Grant Program in the amount of $12,714 to be allocated for the Neighborhood Safety Team.

Council Member Osteen made a motion to approve the Law Enforcement Grant Proposal in the amount of $12,714.00. Council Member Trube seconded the motion. Mayor Pro-Tem Bell asked for clarification on the data collected and how the assignments work according to the areas in need of more patrol. Chief Aragon provided a summary of the program to Council. Council Member Osteen asked Chief Aragon about the beginning and ending dates. Chief Aragon clarified that the Department would try to use the grant during the regular budget time period the first fiscal year. There being no further discussion, the motion passed unanimously.

081-2011 ANNOUNCEMENTS, COMMENTS AND REQUESTS FROM COUNCIL –

Council Member Trube thanked everyone for coming. Council Member Osteen asked Mr. Gage to better outline the agenda items and errors. Mayor Pro-Tem Bell thanked all of those in attendance. He stated that with the personality changes of the Council, the City will get better. He thanked Mr. Beere for his service to the City. He reminded all to participate in the voting process coming up. He thanked the City Administration and Department Heads for their efforts and work. He recognized former Mayor Geraldine Sam.

082-2011 ADJOURNMENT –

Councilmember Trube made a motion to adjourn the meeting. There being no further business to come before the Council, the meeting was adjourned at 7:30 p.m.

Keith Bell, Mayor Pro-Tem

ATTEST:

Carolyn E. Anderson, City Clerk