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**CITY OF LA MARQUE
CITY COUNCIL
REGULAR MEETING MINUTES
OF
JANUARY 9, 2017**

Regular Meeting Minutes of the City of La Marque City Council held on Monday, January 9, 2017, beginning at 6:00 p.m. at 1109-B Bayou Road with the following members present:

(1) CALL TO ORDER

Mayor Hocking called the Regular Meeting to order at 6:00 p.m.

(2) ROLL CALL – MEMBERS OF COUNCIL

Bobby Hocking	Mayor
Keith Bell	Mayor Pro-Tem, Councilmember District A
Chris Lane	Councilmember, District B
Robert Michetich	Councilmember, District C
Clent Brown	Councilmember, District D

OTHER OFFICIALS PRESENT:

Carol Buttler	City Manager
Ellis Ortego	City Attorney
Robin Eldridge	City Clerk

(3) INVOCATION AND PLEDGE OF ALLEGIENCE

Mayor Pro-Tem led the invocation and the Pledge of Allegiance.

(4) PRESENTATIONS/PROCLAMATIONS

a. “Wreaths across America” Presentation and Awards

Chairman of the Cemetery Board David Pennington acknowledged some of the participants in the Wreath’s Across America Ceremony which took place on December The American Heritage Girls Group, Troop 1202; Trail Life Texas, Troop 3211; Mr. Gideon Henry Jones, a World War II Veteran, and POW; VFW Post 5400; Bernardo de Galvez Chapter 1, Sons of the American Revolution; Bay Area Parrot Head Club; Rolling Thunder Texas Two; Southeast Texas Patriot Guard Riders

Mr. Pennington thanked the Public Works Department, and the La Marque Police Department for all of their work for this event, thanked Bim Crowder along with Crowder Funeral Home

b. Report - Cemetery Board

Chairman of the Cemetery Board David Pennington provided a presentation of the 2016 Annual report of the Cemetery Board.

(5) CITIZENS PARTICIPATION



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Walter Manual- "Coming today for the Public Service workshop, honestly it saddened me to see that La Marque has to stay a poor community in order to grow. With the low to moderate income grant requirements, it appears that we have to be a poor community in order to receive these requirements. Honestly, I tracked La Marque ISD for five years. It looks like the City of La Marque is playing that same tape back over in order to operate. Something has to be happening at the top management, and it may sit at your feet, I don't know. But, it looks like La Marque city is just operating on day to day basis, what we can get next to stay open." Then he further said that if the schools had to be taken over by Texas City, then that's what had to be done, because a whole generation had been robbed of a proper education. Said that the City cannot bring in more low to moderate income families if the plan was to help Texas City educate our children. "We would be doing to them a disservice because they have enough problems, with behavior, grades and attendance. We can't look at continuing funding La Marque based on grants, based on the average medium income. I think all of you should consider the infrastructure, it can't support the people we have now, and you have to quit kicking the can down the road. Fix the broken water pipe, do whatever it take to get that first, before you bring in more people. That is just complicating the matter. My heart is in La Marque, I was raised here. I want to be a supportive member of it. Brining in people just to generate funds, the big picture is you have to take care of the busted water pipes, the sewer and all that, if you are going to have people coming in and apartments, and communities."

Mayor Hocking stated, "Just a statement of fact, La Marque is not trying to draw low to moderate income families or build apartments, but I will be happy to talk to you later about that Walter."

Dr. Rick Hart, "I wanted to talk about a few thing going on Jeridona Street. One thing is the flooding, every time it rains, I live at the end of the dead end street, my backyard and the street floods. My wife and family and I have lived there since the house was built in 2006. My fence is ruined from the flooding. A few of the Councilmembers came out last year and looked at my situation, and I never heard anything back. The flooding has been exasperated by the new construction going on by Castle Rock Homes. It is a nightmare." He said that construction debris is filling the ditches and the culverts that are intended to go under the driveways are laying in the ditches. Said that the parking is a nightmare. (He brought pictures). They can't get out of the driveway and have been late to work because of the construction trucks blocking the roads. Said that in the case of an emergency, no emergency vehicles would be able to get down the street. The Code Enforcement Officer has been out to speak with the builders. He said that his trash has not been picked up in over a week, because the trucks can't get down the street. His carpet is ruined. They have said that someone would come and clean it. "I have written emails and have spoken to a few people from Castle Rock and they are on the surface real helpful, but nothing has been done yet." Mayor Hocking asked that the City Manager follow up on this.

Tracy Tipton, "I know that ya'll are trying to change the code when it comes to livestock inside the city limits. My parents own chickens, as well as turkeys at their house where we



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live. My children look forward every day to come home from school and picking up the eggs that the chickens have laid. I think it is something good for our children to learn. I graduated from La Marque in 2003. I joined the Navy, I left and I came back. I want my children to learn and see all of the things that I have gotten to growing up here. I know Texas City has FFA. For our children not to be able to see how to feed chickens, or goats. I grew up with a goat. Our kids need to know how to feed livestock and I think ya'll need to think about that when you make the decision, because our kids need to learn these things."

"Point of information, I have pulled that item from the agenda. We will have a public hearing because it was already posted." Mayor Hocking said, then added, "I grew up having chickens in La Marque, and as far as my one vote, and chickens are not in danger in the City of La Marque."

Burt Henderson, decided not to speak, as the problem has been taken care of.

Catherine Polk, "First of all, I do have a compliment, the man who is driving the blue truck is doing a terrific job. We no longer have trash cans falling over, he is trying his best to keep the lids down, so if it rains, we are not dumping water, before we can remove our trash can. The actual trash pickup however, when we received the notice with the water bill, it said that our trash would be picked up on Monday. But when I had the guys raking my leaves on Saturday in December, they showed up on Saturday. They were picking up bags and branches but, I already had six cans lined up out there, with leaves and twigs in them, and they sailed right on by and didn't bother with them. I ended with twenty six bags of leaves and those were picked up around Christmas, but they left the six cans and those were not picked up until two weeks later. But they did show up today, Monday. I can't understand why they will pick up bags of leaves, but they won't empty the cans. But if they would stick to their schedule, we would stick to their schedule, but they don't."

"Another point of information, "You do know that we are going out for bid for another solid waste provider." Mayor Hocking mentioned.

Don Richardson, "Recently, we had some large rains, ten to twelve inch rains, with the rain, it brought a lot of debris that literally filled the ditches. Not only the culverts, but the open ditches that are across the street from me are full of debris. I tried to get some of it up, but it is more than normal and would take a dump truck to get all this stuff out. The ditch is at the corner of Oak and Shady Lane, debris is literally piled up out onto the shoulders of the ditch. My other concern is a raw sewage odor. I don't know if it because the lift station is not working, or it is working and there are leaks in the sewer main. But, there is raw sewer odor coming out of the culverts underground. I came here about nine months ago when the new Police Chief was sworn in and no one has come out there to clean out the culverts or come out and address the sewer smell issue. There is also an open manhole right off of Oak. I wish we could get some involvement from the City." Mayor Hocking asked that the City Manager follow up with Public Works on this, the address is 830 Shady Lane.



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Tony Paloma, "I am here also about the drainage, I have pictures. A few weeks ago, I couldn't see the streets. All the way from Ms. Polk's house and on Shady Lane and in my yard and across the street, it looked like a lake. The deepest part of my culvert is twenty-six inches, to the top of my drive. It was twenty-eight when it rained, and it was in my garage. I have another problem at the back of my property. This is the second time in twenty-two years that it flooded my backyard. The culverts are not flowing. Send some maintenance people out there to clean them out." Mayor Hocking asked that the City Manager follow up on this.

Cindy Eddy, "I am here on behalf of my mom, she has a concern a house at 610 Studio Drive. She is concerned that there is a half-way house is located there, but was told when she came to City Hall that it was a senior facility. A for sale sign was on the house the next day. What started her concerns, was that a gentleman from that house came to her and asked her if he could do some work for her. On his resume, it showed that he was trained in horticulture by the TDCJS. To me, it prompted me to wonder if it was a half-way house. My concern was that it was said that the condition of the house was deplorable and that if it is labeled a senior facility and if it is that filthy, seniors coming from care facilities should not just be dropped off there. My concerns are for the safety of the neighborhood along with the safety of the seniors." Mayor Hocking asked that the City Manager follow up on this.

Clarence Caldwell, "I, along with some of my neighbors, have a few complaints of issues, with people popping firecrackers and riding their ATV's, in the area that we live (Prairie and Walker). They start on weekdays from the time that the kids get out of school and it may go onto ten o'clock at night. But on the weekends, it starts at 7:00 in the morning, and it may continue until 1:30 or 2:00 o'clock in the morning. On Christmas Day, this was reported to the Police Department. They said that they will look into it. The noise it getting to be too much." He said that they had the same problem a few years ago, with the same residence. Mayor Hocking clarified that this problem is being addressed with the City Manager and the Police Chief. Mr. Caldwell reported about the property behind him in need of mowing and cleaning up.

Dennis Mc Colgin reported that his front ditch retains water for weeks. He has had to get a pump and pump it out. He would like to see that his front ditch is maintained properly. Mayor asked that the City Manager follow up on this. (1415 Oak Street)

A gentleman said he had been to the Police Station several times and the picture of the past Chief is still on the wall from 2009.

Enrique Garza approached the podium, "Me and my wife work very hard to have a nice home in a nice neighborhood and we have restrictions in the neighborhood. We got a person that moved in across the street from me that has been there five or six months, and he is running an automobile garage out of his house. He has ten to twelve cars there every day. I just can't put up with that no more it's ridiculous." He said he can't come outside to



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pick up his newspaper without the man cussing at him, and that he wants to live peacefully with his neighbors. "According to the City Marshall, he is not running a garage. But, I have proof that he is. I have videos showing all of the activities, especially at night. He is there with a flashlight at 1:30 in the morning, I don't know anybody who fixes cars at 1:30 in the morning, there is something else going on there." Mayor Hocking said that all of the Police Department and City Staff is aware of the situation and are working to get something in place.

Mr. Garza continued, "He took me to court this morning, and the judge dismissed the case, because the name was wrong, but he filed again, because he said that I am very racial towards him. I am not, I retired from Union Carbide and eighty percent of the people that work there are black and I got along very well with them. It's just him. I need some help."

(6) CONSENT AGENDA

- a. Regular City Council meeting minutes of December 12, 2016
 - b. Discussion/possible action regarding entering into a Contract with the Galveston County Clerk and Galveston County Election Officer for the General Election to be held on May 6, 2017, and possible Runoff Election on June 17, 2017
 - c. Discussion/possible action regarding the award of Bid **LM# 09-17** to Siddons-Martin Emergency Group for Fire Apparatus Maintenance and Repair Services in the amount of \$35,000.00 for one (1) year from date of award with two (2) additional one (1) year automatic renewal periods if mutually agreed upon
- ** Mayor Pro-Tem Bell made a motion to approve the Consent Agenda.
- ** Councilmember Lane seconded. **MOTION CARRIED UNANIMOUSLY**

(7) PUBLIC HEARING

- a. Conduct Public Hearing to hear public input regarding Ordinance No. **O-2016-0020**, repealing Chapter 8, Animal Control, of the Code of Ordinances, City of La Marque, Texas, and in its place adopting a new Chapter 8 to regulate birds, livestock, animals, exotic animals, dogs, cats, kennels, public nuisances; providing ownership; and, providing enforcement

Mayor Hocking closed the Regular Meeting and opened the Public Hearing at 7:11 p.m. I have pulled this item, but since it was published, we will hold it.

A member of the audience asked what the changes were going to be.

City Manager Carol Buttler began, "This ordinance was already in place for at least ten or fifteen years. All staff wanted to do was ask for clarification, there were some definitions that were not clear. This distance from livestock to someone's home was one hundred feet to their actual residence, not to their property line. So, we asked that to be increased to three hundred feet. We also specified that we needed code compliance, not just animal



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control or the Police Department to respond to any issues for enforcement. Nothing major is being proposed. We just decided to repeal the ordinance and asked the City Attorney to re-write the ordinance, with the old and the new information. We clarified that an exotic animal is and what is considered livestock, and increased the fees from a resident and then provided for an additional enforcement feature. We had not been enforcing the ordinance proactively. As we received complaints from nearby residents, we would address those issues then. We had to have some ducks, chickens, goats and horses removed based on complaints in the adjacent vicinity.”

Mayor Pro-Tem Bell spoke, I don’t think that anyone wants to take away the child-hood experience of growing up in the place where you can learn, grow and engage in animals that leave child-hood memories. I think the issue is there are residents that are around us, and not everybody wants to have those child-hood experiences. When you have chickens and things like that there are public safety concerns with some types of animals. He said that he thinks there should be a way to have those child-hood experience but at the same time, make sure that the City is doing it in a manner that does not infringe on the rights nor the safety of those that live around us. Maybe there is something we can do to compromise.”

A gentleman spoke from his seat and said he had heard that there couldn’t be horses within the City limits, but this was clarified by Mayor Hocking to which he added that the current ordinance had been on the books for fifteen years and has apparently been working. “So, I am not understanding fully, why this was brought up before Council. I would further say that any ordinance change should be promulgated or initiated by this Council, not the staff, or the City Manager. If it doesn’t come from this Council, I don’t want to see it come across this desk again.”

James Osteen, began by going over some of the proposed changes of the new ordinance, including the portion about the types of animals and asked what “other creatures” would be. To which it was assumed to be mean rabbits, and ferrets to name a few. “Does this mean frogs, and turtles too, this is just a little ridiculous.” Then he read the definition of “running at large” and read the portion that included the prohibition of livestock anywhere within the City other than in the Agriculture District. “But, ya’ll are going to do us a favor by allowing them in an agriculture district, but there is no Agriculture District in the City, only in the south end of town, over the levy, and is all swamp. He then continued reading, “No pre-existing designation shall be allowed, that means you are not grandfathered, current owners of animals described in this ordinance not living within the Agriculture District will be given a sixty-day (60) grace period to provide time to relocate these animals to comply with this ordinance. I want you all to take this baby’s goat from her or chickens from her. I don’t think this came from our Councilmembers up here. I think it came from staff, and if you all plan to workshop it, I think you need to include some of the players out here and let us be a part of it.”

Mayor Pro-Tem Bell commented, “This doesn’t have to be a zero sum game. I think that we can achieve the liberty of our citizens to do as they please but at the same time, provide



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some level to those who feel uncomfortable with these types of exotic animals living next door to them. I think we can provide for both.”

Mr. Osteen then stated, “I was under the understanding that this was a second reading. Have ya’ll already had a reading on this? So ya’ll have been made aware of it already, why didn’t you pull it then? I know ya’ll have a hard job to do up there, because I have sat up there for a long time, but you need to think about the people that is paying the bills, and that live here. When you have all of your staff that lives out of town, this is not going to affect them that is an issue with me. You really need to start including your citizens. I really think that ordinances need to come from you five, not staff. I want to publically tell you Ms. Buttler, I think you do a good job. I know you are getting resistance from everybody, but I think you do a good job, and you have a hard job too. But let’s just get it all out there, where everybody knows what’s going on.”

Mr. Carlton re-approached and asked if a certain amount of property was needed for certain kinds of animals, to which it was answered, yes.

Jim Ausmus approached and said that he lived on the other side of the levy, “We live in the AG District, and we have ten horses, and a lot of my neighbors have horses and cattle. I don’t think anyone has complained about how we take care of business. It would be a shame if we changed this all around without the chance of us at least getting to talk about it. We don’t have anyone complaining in the area that I live in. I understand if there is a horse tied up in the front yard, but there is an ordinance that covers that. I would like for the others in our part of town to be able to sit down and talk about it since we all have time, money and effort tied up in livestock.”

Jimmy Klyng, spoke, “I have lived in La Marque all my life, seventy-eight years, and was on the Police Department twelve years here, and on City Council for eight years. I have never seen a recommendation of this sort by a member of staff and the members of the staff probably don’t even live in La Marque. I was amounted police office and rode on horse patrol and had to hide my horses around the back of my house. I had no complaints. We have wild guineas in my yard today. Guineas don’t bother me.” Then said that they did stop a person in a City truck from speeding on his street.

Jacob Armstrong approached and spoke, “My family have been here since 1935. I remember right where we are now, it was a dairy here. All this was dairy land and everybody had hogs, chickens, cows, and I realize that people have come in, but I am totally against this ordinance. I rent a small place from CenterPoint, I raise cattle. I just brings things in there at time, I don’t raise them there. I would hate to have to cease doing that because that’s therapy to me. “

Judy Henderson approached and spoke, “People that are talking about animals, would not know that I have chickens in my backyard. I have them fenced off, they are in pens. I clean it daily. No one could complain of a smell. My children play back there every day. If



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it was unhealthy, I wouldn't let them go out there. We put poison out all the way around the property around us to keep down rats and snakes."

Before I joined the navy, I went to school to be a Vet Tech. I wanted to know your definition of an exotic animal. Because every dog is part of the wolf family. What about a leopard, a cheetah, that's a cat."

Al Erickson, "I have a couple of acres in the AG District and I have some cattle over there. I have lived in La Marque for 85 plus years. There were guineas there when I got there. When they move from place to place mowing everybody's yards. I don't plan on getting rid of them because they aren't mine. They don't bother anyone. Those City trucks do a good job of exceeding the speed limit on my street."

Billy Gold, Triple-A Tractor, "I raise cattle for a living, as well as I do tractors. I agree with some type of ordinance. I don't agree with these changes. I have been in La Marque for seventy-four years. I bring cattle in to nurse and doctor then send them back to the bigger pastures. There are only a few more businesses in La Marque that depend on agriculture for a living. Implement those changes, and somewhere down the road, well we have this ordinance on the table, we are going to wipe La Marque clean of agriculture. We don't have enough businesses in this town as it is now. We don't have an FFA in La Marque. They got rid of that a long time. There are people who misuse animals, I agree. This area has more livestock in than half of Texas."

Councilmember Michetich made a comment, "Both my daughter and granddaughter went through AG in school. If there is a changes, it cannot effect AG. What about the one acre guy that boards a horse. If he has an acre, he shouldn't be restricted from that. This area grew up like that."

Mayor Hocking made a comment, "If you read the history of our City, we were actually founded on the history of agriculture. The Bell family, were some of the first cowboys to come along here. They still ride, I see them going down the CenterPoint easement, almost every week. All of this was dairy-land, as the m gentleman stated earlier. That's how we got the name "Buttermilk Junction", so as far as I am concerned, I am not even interested in a workshop, I think the ordinance we have is working. If another Councilmember would like a workshop, I would be happy to attend, but, I just think with all due respect, we trusted our staff and our city management to bring us an ordinance, thinking that it was going to be useful in all aspects to all people, and we got burned, so fool me once, my fault, don't fool me twice. This was not a good idea"

City Manager said, "I will make sure to relay this to the Planning and Zoning Commission."

Further discussion concerning rodents within the City and that most livestock owners protect their animals from rodents as well as the restaurant owners within the City.



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Rodents are in the City with or without livestock. It was understood that rodents are apparent without livestock

Mayor Pro-Tem Bell added, "Part of the Ms. Buttlers' job responsibility is to identify any problems or any potential problems that we have in this municipality. I will agree that those issues should be brought forward in a report form so that we can talk about those things, and discuss those things before we move to an ordinance. It is part of her job to make sure that we are moving forward as a progressive City but also that the traditions of our City are also maintained. Lastly, I want everyone to understand, that the process worked. There was a proposed ordinance, we all came out, we talked about it, how these things are going to adversely affect us, our community, our home and this entire Council said, "You got it", lets squash the whole thing. That is part of or process, now if we can get those of us who love animals, to focus on the drainage and the sewer and the streets and all of these other problems, and you all can give us that same feedback with some of these other problems, then the process will continue to work, because now we have buy-in from you guys. Let's walk away from here thinking, "Wow, we voiced our opinion and they reversed course."

Mayor Hocking closed the Public Hearing and opened the Regular Meeting at 7:52 p.m.

(8) OLD BUSINESS

a. Presentation/Discussion/possible action regarding status report of Revitalization Program

City Manager gave a review of the status report (Attached as Exhibit "A"), focusing on the progress that has been made since the last status report and mentioned that is should be competed annually at the January meeting. Some of the highlights included: identified house addresses city-wide; Crime Deterrent (Good Neighbor Program) and Community Policing – educating through the website, Channel 16 and utility bills; Code compliance training in February; Junked Vehicles (450 tagged, 412 complied, 5 removed for non-compliance and some are still pending; with purchase of slope mower, we will see an improvement of the mowing and clearing of ditches; Working with County to clean out their drainage ditches; making some progress on brush; Signage (new No Dumping Signs); Building Standards- heavy agendas, not so many long extensions to comply; Working with the County to remove their structures; there are eight people on a list to still receive help after IKE for volunteering demolition; the City has exceeded its 20 per year demolitions by demolishing 50 sub-standard structures since 2015; 71 residents took advantage of the Paint the Town Project; trying to get the revitalization area attractive enough so that builders can be brought in; 127 properties have bene cleared and mowed and will be considered for the mowing bid; at the Tax Foreclosure resale of properties, the bids were not considered competitive enough; working with Habitat for Humanity; Neighborhood Empowerment Zone (gathering information); SETH- scheduling a home buyers fair this year; also received a \$50,000 check from SETH; looking into contact has been made with TNMP for street lighting; working on the bidding process (Community Action Council) that would take applications, approval process, make recommendations, so that all the City will do is fund the program; new Magazine takes care of one of the goals in the Strategic



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Plan; color coated the goals and objectives; HUD grants and town hall meeting recommendations; most of the goals have been put in place with the exception of a few that were outlined in the strategic plan.

Mayor Pro-Tem recommended that staff gather all of the local builders and identify and make them part of the committee and assist them in their liability, legal or organizational structure as far as trying to have a committee of builders that could help rebuild this community.

(9) NEW BUSINESS

- a. Discussion/possible action regarding adoption of **Resolution No. R-2017-001**, calling for a General Election to elect one (1) Councilmember for District “B” and one (1) Councilmember for District “D” to be held on May 6, 2017.

** Councilmember Lane made a motion to adopt Resolution No. R-2017-001.

** Councilmember Michetich seconded. **MOTION CARRIED UNANIMOUSLY.**

- b. Discussion/possible action regarding adoption of **Ordinance No. O-2017-001**, approving new the La Marque Cemetery Rules and Regulations as recommended by the La Marque Cemetery Board.

** Councilmember Bell made a motion to adopt Ordinance No. O-2017-001.

** Councilmember Michetich seconded the motion. **MOTION CARRIED UNANIMOUSLY. THIS IS THE FIRST READING**

- c. Discussion/possible action regarding adoption of **Ordinance No. O-2017-002**, amending Chapters 14 and 29 of the Code of Ordinances by adoption of the 2012 Editions of the International Fire Code, International Building Code, International Residential Code, International Property Maintenance Code, International Plumbing Code, International Mechanical Code, and International Fuel Gas Code; adding local amendments to the adopted codes; designating the Fire Chief as Fire Code Official; establishing the Building Standards Commission as the Board of Appeals for these Codes; providing a saving and severability clause; providing a penalty, and repealing all previous editions in conflict.

** Councilmember Michetich made a motion to adopt Ordinance No. O-2017-002 as amended.

** Councilmember Lane seconded. **MOTION CARRIED UNANIMOUSLY. THIS IS THE FIRST READING.**

Derra Mattina from Olson & Olson referred to a minor modification on Page 4, Section 29.31, it should read, “The Fire Marshall shall be designated by the Fire Chief within the uniformed classifications of the Fire Department.”

** Mayor Pro-Tem made a motion to amend the ordinance as delineated by Derra Mattina
** Councilmember Michetich seconded.



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MOTION CARRIED UNANIMOUSLY. THIS IS THE FIRST READING.

- d. Discussion/possible action regarding adoption of **Ordinance No. O-2017-003**, approving the request for rezoning from R-1, Single Family Residential, to C-2, Restricted Commercial, a tract of land containing 2.9457 acres being the north portion out of a 5.0140 acre tract conveyed to Sidney E. and Shirley A. West (now Vivian Ann West) in instrument dated June 29, 1970 recorded in volume 2133, page 749 of the deed records of Galveston County out of the Southwesterly portion of the original Wiedemann 300 acre parent tract in the West half of survey no. 4 of the S.F. Austin League, in the city of La Marque, commonly known as 5515 FM 2004, as recommended by the Planning and Zoning Commission.

** Mayor Pro-Tem Bell made a motion to adopt Ordinance No. O-2017-003.

** Councilmember Lane seconded. **MOTION CARRIED UNANIMOUSLY. THIS IS THE FIRST READING.**

- e. Discussion/possible action regarding adoption of **Ordinance No. O-2017-004**, approving the request for rezone from R-1 Single Family Residential, to C-2, Restricted Commercial of four lots facing the intersection of Magnolia Street and Bayou Road in the City of La Marque, described as: ABST 150 PAGE 4 PT OF BLK 11 (1100-4) DIV H COOK & STEWART SUB., commonly known as 1916 Magnolia; ABST 150 PAGE 4 LOT 5 BLK 1 A FORMANS SUB., commonly known as 1533 Bayou RD; ABST 150 PAGE 4 35 MAGNOLIA ADDN., commonly known as 1602 Bayou; ABST 150 PAGE 4 LOT 4 BLK 1 A FORMANS SUB., commonly known as 1531 Bayou RD, as recommended by the City of La Marque Planning and Zoning Commission.

** Mayor Pro-Tem Bell made a motion to adopt Ordinance No. O-2017-004.

** Councilmember Lane seconded. **MOTION CARRIED UNANIMOUSLY. THIS IS THE FIRST READING.**

- f. Discussion/possible action regarding appointments and/ or reappointments to various positions of the Boards and Commissions.

** Councilmember Brown nominated Travis Perthius to the Planning and Zoning Commission.

He also nominated to reappoint Bim Crowder to the Cemetery Board; nominated Carlos Flores to be reappointed to the Clean City Commission; nominated Larry Walker to be reappointed to the Parks Board and nominated Helen Kee to be appointed to the Board of Adjustments.

** Councilmember Lane wished not to appoint or reappoint members at this time.

** Councilmember Michetich wished not to appoint or reappoint members at this time.

** Mayor Pro-Tem Bell made a motion to approve the nomination of appointments.

** Councilmember Michetich seconded. **MOTION CARRIED UNANIMOUSLY**



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- g. Discussion/possible action regarding adoption of **Resolution No. R-2017-002**, requiring the preparation of a Parks Master Plan to seek all available grants for upgrades in all City parks, but specifically in Mahan and Highland Bayou “Mac” McGaffey Parks.

- ** Mayor Pro-Tem Bell made a motion to adopt Resolution No. R-2017-002.
** Councilmember Michetich seconded.

City Manager had one typo she wished to correct. On the second page of the resolution, it reads, “The City’s Grant Administration Team will review and make a recommendation to City Council for consideration, it should read that the City Manager will present to City Council for consideration.”

- ** Mayor Pro-Tem Bell made a motion to adopt Resolution No. R-2017-002 as amended.
** Councilmember Lane seconded.

Councilmember Michetich explained, “This is a great opportunity to improve some of our parks. It is a very specific grant that we are targeting, it has to do with restoration. We worded specifically for all parks, is because they front on Highland Bayou. It is a multi-million dollar program. It is not just restoration of habitat, but would include anything along these waterways. I think we have a good chance of receiving some funds if we have a Parks Master Plan. Anything and everything that we could possibly do, if we receive this grant money we could do all of this. We don’t want to let this opportunity pass us by.”

(10) CITY MANAGER REPORT

- **Judicial**
- **Police**
- **Fire**
- **Library**
- **Public Services**
- **Animal Services**
- **Financials**

(11) EXECUTIVE SESSION

The City Council for the City of La Marque, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development)

1. Section 551.071 (Consultation with Attorney) – Discuss status of case of Billy Bunch vs. City of La Marque et al



1111 Bayou
La Marque, Texas 77568
409.938.9202

2. Section 551.071 (Consultation with Attorney) – Discuss status of case of James Neal vs. City of La Marque et al
3. Section 551.072 (Deliberations about Real Property) and Section 551.071 (Consultation with Attorney) – Discuss negotiations involving property proposed for development.

Mayor Hocking closed the Regular Meeting and went into Executive Session at 8:26 p.m.

Mayor hocking reconvened the Regular meeting at 9:17 p.m.

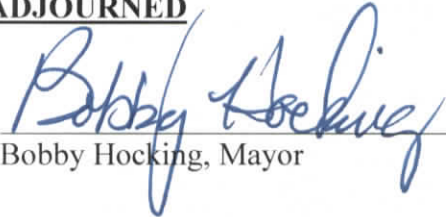
There was no action taken from the Executive Session.

(12) REQUEST AND ANNOUNCEMENTS – There were none

(13) ADJOURNMENT

Councilmember Lane made a motion to adjourn the meeting at 9:17 p.m.

Mayor Pro-Tem Bell seconded. **MEETING ADJOURNED**


Bobby Hocking, Mayor

ATTEST:


Robin Eldridge, TRMC
City Clerk

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1/9/17

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the "CITIZENS PARTICIPATION" section. Please indicate below the subject matter:

Low to moderate income Grant requirements

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Walter Manuel

Address 1706 West Crockett Ave. West

Telephone number (325) 665-1411 cell (409) 938-7627 home

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1/9/17

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Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the "CITIZENS PARTICIPATION" section. Please indicate below the subject matter:

CONSTRUCTION ON JERICONA STREET -

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name DR. RICK HART

Address 2005 Jericóna Street, LA MARQUÉ

Telephone number 409-766-0961

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1-8-17

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

D-2016-0020

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the **"CITIZENS PARTICIPATION"** section. Please indicate below the subject matter:

Livestock

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Tracy Tipton

Address 1318 MLK BLVD

Telephone number 409 739-6647

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1/8/2017

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

D-2016-0020

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the "CITIZENS PARTICIPATION" section. Please indicate below the subject matter:

ROAD REPAIRS ON MLK BLVD & BANANA

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Bert Henderson

Address 1318 MLK BLVD

Telephone number 409-938-1711

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: Jan. 9, 2016

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the **"CITIZENS PARTICIPATION"** section. Please indicate below the subject matter:

truck pick-up

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Catherine Park

Address 620 Studio Dr., Laramie

Telephone number 409-935-2982

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1-9-17

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the **"CITIZENS PARTICIPATION"** section. Please indicate below the subject matter:

DRAINAGE ON SHADY LN. & SEWER SMELL COMING
OUT OF CULVERTS IN GROUND.

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Don Rubenstein

Address 830 SHADY LN.

Telephone number 409 771 9292

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: _____

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

1

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the "**CITIZENS PARTICIPATION**" section. Please indicate below the subject matter:

WATER DRAINAGE AFTER HARD RAINS
QUESTION ON MAINT. OF DRAINS
SHADY LN. AREA SURROUNDING NEIGHBORHOODS

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Tony Palomo

Address 805 Shady Lane

Telephone number 409 935-2432

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____

CITIZENS REQUEST TO SPEAK

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

DATE OF MEETING: 1/9/17

Citizens who wish to address the City Council about items on the agenda, which are scheduled for Council action, will be given three (3) minutes to do so. Please indicate below the agenda item (s) number on which you wish to speak:

Citizens wishing to address the City Council about a topic **NOT** on the agenda, will be given the same amount of time during the **"CITIZENS PARTICIPATION"** section. Please indicate below the subject matter:

House in the Neighborhood 610 Studio Dr.

Please step to the podium as soon as you are recognized by the Mayor, do not try to speak from your seat. State your name and address before the beginning of your presentation. If you have written materials, please furnish an extra copy for the official files. If you have any questions concerning the request to speak form, please direct them to the City Clerk.

Name Cindy Eddy

Address 1605 Oak St.

Telephone number 409-935-9644

IF SPEAKING ON BEHALF OF AN ORGANIZATION:

Name of Organization: _____

Speaker's Official Capacity _____