



**SEABROOK CITY COUNCIL
NOTICE OF REGULAR CITY COUNCIL MEETING
TUESDAY, MAY 3, 2022 - 6:00 PM**

For city information visit WWW.SEABROOKTX.GOV
For SH 146 updates visit www.sh146.com

NOTICE IS HEREBY GIVEN THAT THE SEABROOK CITY COUNCIL WILL MEET ON **TUESDAY MAY 3, 2022 AT 6:00 PM** IN THE CITY OF SEABROOK CITY HALL, 1700 FIRST STEET, SEABROOK, TEXAS, **TO DISCUSS, CONSIDER, AND IF APPROPRIATE, TAKE ACTION** WITH RESPECT TO THE ITEMS LISTED BELOW.

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR OTHER ACCOMMODATIONS OR INTERPRETIVE SERVICES, MUST BE MADE, 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (281) 291-5663 OR CITYSEC@SEABROOKTX.GOV FOR FURTHER INFORMATION.

PLEDGE OF ALLEGIANCE

1. PRESENTATIONS

1.1 Presentation of a Life Saving Award to Dispatchers Diana Martinez and Robert Ozment; Firefighters Marshall Foote, Eddie DelaFuente, Dan Reynolds, and Andy Castiglione; and Paramedics Frank Weido and Robert Turner for a critical cardiac call on March 25, 2022 that resulted in the saving of a life. *Brad Goudie, Director of Emergency Services*

1.2 Presentation of a Proclamation to recognize May 1-7, 2022 as Municipal Clerks Week. *Thom Kolupski, Mayor*

ATTACHMENT(S): [Proclamation](#)

1.3 Presentation of a Proclamation to recognize May 8-14 2022 as National Public Service Week. *Thom Kolupski, Mayor*

ATTACHMENT(S): [Proclamation](#)

2. PUBLIC COMMENTS AND ANNOUNCEMENTS

At this time we would like to listen to any member of the audience on any subject matter, whether or not that item is on the agenda. All comments are limited to a maximum of four minutes for each speaker, shall be limited to City business or City-related business or matters of general public interest, and shall not include any personal attacks. In accordance with the Texas Open Meetings Act, members may not discuss or take action on any item that has not been posted on the agenda. When your name is called, please come to the podium and state your name and address clearly into the microphone before making your comments. Thank you.

REGISTER ONLINE TO SPEAK IN PERSON DURING PUBLIC COMMENTS: www.seabrooktx.gov/speaker-registration

2.1 Mayor, City Council and/or members of the City staff may make announcements about City/Community events. *City Council*

ATTACHMENT(S): [Events Memo](#)

3. SPECIFIC PUBLIC HEARING

3.1 Conduct a Public Hearing to consider an amendment of the land use assumptions and a capital improvements plan and the imposition of impact fees. *Sean Landis, Deputy City Manager*

ATTACHMENT(S): [Public Hearing Notice](#)

4. BID AWARD

4.1 Consider and take all appropriate action on a Bid Award to Randall Scott Architects, Inc. ("RSA") Request for Qualifications (RFQ) #2022-05 for Feasibility Study, Needs Assessment, Architectural Design for Public Safety/Municipal Court Complex in an amount not to exceed \$64,850 for Scope of Work and \$5,000 for Optional Basic Services, if needed for a total not to exceed of \$69,850 and authorize the City Manager to negotiate, approve and sign a contract. *Gayle Cook, City Manager*

ATTACHMENT(S): [Agenda Briefing](#) [RSA Bid Submittal](#) [RSA Fee Proposal](#) [Evaluation Sheet Summary](#)

5. CONSENT AGENDA

5.1 Approve the ratification of the City Manager's appointment of Kylie Wilson to the Civil Service Commission to fill a vacancy left by Glenn Royal, for a term to expire June 1, 2024.

ATTACHMENT(S): [Application](#)

6. NEW BUSINESS

6.1 Consider and take all appropriate action on first reading of Ordinance 2022-09, "Amending Impact Fees for New Construction and Adoption of a Land Use Assumptions Map" *Sean Landis, Deputy City Manager*

ATTACHMENT(S): [Agenda Briefing](#) [Presentation](#) [PZ minutes](#)
[Advisory Committee Recommendation](#) [Impact Fee Report](#) [Ordinance 2022-09](#)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 85, "TAXATION AND FINANCE", ARTICLE V, "FINANCE", DIVISION 2, "IMPACT FEES", SECTIONS 85-156 - 85-158, BY AMENDING AND UPDATING IMPACT FEES IN ACCORDANCE WITH STATE LAW; MAKING FINDINGS OF FACT; PROVIDING A PENALTY FOR VIOLATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE

6.2 Consider and take all appropriate action on Joint Resolution 2022-09, "Joint Resolution of Seabrook Economic Development Corporation and City of Seabrook". *Gayle Cook, City Manager and Paul Chavez, Director of Economic Development*

ATTACHMENT(S): [Resolution 2022-09](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEABROOK, AUTHORIZING PROPOSED SEDC PROJECT - RETENTION OF AN INDEPENDENT CONSULTANT FOR UPDATE OF THE COMPREHENSIVE MASTER PLAN INCLUDED IN PROJECTS FUNDS BUDGET LINE ITEM 707-5617 FOR FISCAL YEAR 2021/2022

6.3 Consider and take all appropriate action on Resolution 2022-13, "Committed Fund Balance Released". *Gayle Cook, City Manager*

ATTACHMENT(S): [Agenda Briefing](#) [Resolution 2022-13](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEABROOK, RELEASING COMMITTED FUND BALANCE IN THE GENERAL FUND IN THE AMOUNT OF \$2,781,850.00 FOR THE SEABROOK WASTEWATER TREATMENT PLANT

6.4 Approve the Quarterly Investment Report for the second quarter of Fiscal Year 2021-2022, as required by the Public Funds Investment Act (PFIA).

Michael Gibbs, Director of Finance

ATTACHMENT(S): [Agenda Briefing](#) [Second Quarter Report](#)

6.5 Consider and take all appropriate action on entering into an agreement with OSV Development LLC, to erect a subdivision entry monument sign, eight (8) identity markers, an island monument, a community mail kiosk, and six (6) specialty planters within a City Right-of-Way (R.O.W) located within the Old Seabrook Village Subdivision. *Sean Landis, Deputy City Manager*

ATTACHMENT(S): [Agenda Briefing](#) [Monument Site Plan](#) [Sign Detail](#)
[Color Landscape Plan](#) [License Agreement](#) [Presentation](#)

6.6 Consider and take all appropriate action on an extension of the City's engagement with Belt Harris Pechachek for Auditing Services for a term ending December 21, 2023, in an amount not to exceed \$49,000.00. *Michael Gibbs, Director of Finance*

ATTACHMENT(S): [Agenda Briefing](#) [Engagement Letter](#)

6.7 Consider and take all appropriate action on a Data Sharing Memorandum of Understanding (MOU) between the City of Seabrook Police Department and Flock Group, Inc. to provide data for law enforcement purposes. *Sean Wright, Chief of Police*

ATTACHMENT(S): [Agenda Briefing](#) [Memorandum of Understanding](#)

7. ROUTINE BUSINESS

7.1 City Manager update and report to City Council on various items that require no action, including SH 146 Expansion Projects, Red Bluff Expansion Project, Gulf Coast Protection District, CenterPoint Substation and Industrial Area, City of Seabrook CIP Projects, and any City of Seabrook Grant Administration. *Gayle Cook, City Manager*

7.2 Establish future meeting dates and agenda items. *City Council*

ATTACHMENT(S): **Calendar**

8. CLOSED EXECUTIVE SESSION

8.1 Section 551.071

Conduct a Closed Executive Session to consult with the City Attorney for legal advice on legal issues regarding an economic development matter as provided by Texas Government Code, Section 551.071. *Gayle Cook, City Manager*

8.2 Section 551.087

Conduct a Closed Executive Session to discuss or deliberate commercial information received and potential offer of financial incentive for a business prospect the City seeks to have locate, stay, or expand in Seabrook as provided by Texas Government Code, Section 551.087. *Gayle Cook, City Manager*

8.3 Section 551.071

Conduct a Closed Executive Session to consult with the City's attorneys regarding the lawsuit entitled City of Seabrook v. Barge 295 and the Yard at Barge 295. *Gayle Cook, City Manager*

9. OPEN SESSION

Council will reconvene in Open Session to allow for possible action on any of the agenda items listed above under "Closed Executive Session".

10.1 Consider and take all appropriate action on Resolution 2022-14, "Settlement for Lawsuit with Barge 295 and Barge 295 at the Yard", and authorize the City Manager to execute all required documents. *Gayle Cook, City Manager*

ATTACHMENT(S): [Settlement and Release](#) [Resolution 2022-14](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEABROOK, TEXAS APPROVING SETTLEMENT REGARDING CAUSE NO. 2021-40720 CITY OF SEABROOK, TEXAS V. DRIVER & RESCUE CLUB, LLC d/b/a BARGE 295; MICHAEL D. ROBINSON, II; PHICON, LLC; AND MORGAN SOUTHWEST LAND COMPANY AND PROVIDING AN EFFECTIVE DATE

THE CITY COUNCIL RESERVES THE RIGHT TO HEAR ANY OF THE ABOVE DESCRIBED AGENDA ITEMS THAT QUALIFY FOR AN EXECUTIVE SESSION IN AN EXECUTIVE SESSION BY PUBLICLY ANNOUNCING THE APPLICABLE SECTION NUMBER OF THE OPEN MEETINGS ACT, (CHAPTER 551 OF THE TEXAS GOVERNMENT CODE) THAT JUSTIFIES EXECUTIVE SESSION TREATMENT.

I certify that this notice was posted on the bulletin board on or before Friday, April 29, 2022 no later than 5:00 p.m. and that this notice will remain posted until the meeting has ended.

Robin Lenio, TRMC
City Secretary

