

THE STATE OF TEXAS §
COUNTY OF BRAZORIA §
CITY OF MANVEL §



LARRY AKERY, COUNCIL PLACE 1
LORRAINE HEHN, COUNCIL PLACE 2
NICCOLE TYSON, COUNCIL PLACE 3
DAN DAVIS, COUNCIL PLACE 4
JASON ALBERT, COUNCIL PLACE 5
JEROME HUDSON, COUNCIL PLACE 6

DEBRA DAVISON, MAYOR
KYLE JUNG, CITY MANAGER
TAMMY BELL, CITY SECRETARY

MINUTES 12/6/2021

Workshop Session

Mayor Davison called the workshop of the Manvel City Council to order at 6:41 p.m.
Those in attendance were:

Present: Mayor Debra Davison
City Council Member Place 1 Larry Akery
City Council Member Place 2 Lorraine Hehn
City Council Member Place 6 Jerome Hudson
City Council Member Place 5 Jason Albert
City Council Member Place 4 Dan Davis
City Council Member Place 3 Niccole Tyson

Absent: None

Also Present: Kyle Jung, City Manager
Dan Johnson, Asst City Manager/City Engineer
Robert Gervais, City Attorney
Chris Thomas, Finance Director
Tammy Bell, City Secretary

Update by PGAL on Market Feasibility Study for the Manvel City Center Complex.

Discussion on any subject addressed on the Agenda for December 6, 2021.

Regular Session

Call To Order

Mayor Davison called the meeting of the Manvel City Council to order at 7:02 p.m.

Those in attendance were:

Present: Mayor Debra Davison
City Council Member Place 1 Larry Akery
City Council Member Place 2 Lorraine Hehn
City Council Member Place 6 Jerome Hudson
City Council Member Place 4 Dan Davis
City Council Member Place 3 Niccole Tyson
City Council Member Place 5 Jason Albert

Absent: None

Also Present: Kyle Jung, City Manager
Dan Johnson, Asst City Manager/City Engineer
Robert Gervais, City Attorney
Chris Thomas, Finance Director
Tammy Bell, City Secretary

Inspirational Reading - Council Member Larry Akery

Pledge

Pledge of Allegiance and Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee Texas, one state under God, one and indivisible.

Citizen Comments: "Comment Card" Required

****Members of the public who wish to submit written comments on a listed agenda item must submit their comments via the Public Comment Request Form found on the city website www.cityofmanvel.com or by emailing thell@cityofmanvel.com or by calling 281-489-0630 x6 for staff assistance.*

Emailed statement by Cheryl Stavins - Sedona Lakes is not covered by noise ordinance. Asking the City to extend the noise ordinance 5,000 ft to cover Sedona Lakes.

Michael Johnson - No response from the City in regards to Cameron Recycling . States that noise, burning smoke, fencing, and unsightly issues are continuing. SUP says they couldn't grow their business, but he estimates they've doubled or tripled in size.

Philip Howard - Speaking for 5,000 ft extension for noise ordinance to cover Sedona Lakes. Kelly Hopkins -

Speaking for 5,000 ft extension for noise ordinance to cover Sedona Lakes.

Jim Turpin - Planes flying too close to his house and the FAA isn't helping him. They told him it's TXDOT. Exhaust explosions rocking his whole house.

City Manager Update

Update on current events and city issues.

Hiring -

Records Clerk for the Police Department started today
Police Officer and Code Enforcement Starting 12/20
Maintenance Tech scheduled for physical
Interview for PIO on Thursday

Covid

11/15

3847 total in Manvel, up 65 from last meeting

68 confirmed, up 9

13 probable, down 7

3725 total recoveries

41 deaths

Regular Agenda

1. Consideration and possible action to approve participation in the State of Texas' settlement with litigants in opioid litigation, approve the adoption of the Texas Term Sheet and its intrastate allocation schedule and authorize the City Manager to execute the Subdivision Settlement Participation Forms and any other documents needed to participate in the settlement.

Council Member Albert discussed things Manvel would be able to use these funds for; Training police staff on Narcan to be able to administer the medicine for an overdose if they are on a scene before an EMT arrives.

Council Member Davis made the motion to approve. Council Member Albert seconded the motion.
The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

2. Consideration and possible action to approve Ordinance 2021-O-38;
AN ORDINANCE AMENDING ORDINANCE NO. 2020-O-30 AMENDING THE CITY FISCAL YEAR 2021 BUDGET ENDING SEPTEMBER 30, 2021, BY AMENDING VARIOUS BUDGETS TO ACCOUNT FOR YEAR-END ADDITIONAL REVENUES AND EXPENDITURES, DIRECTING THE BUDGET OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE AMENDED BUDGET WITH THE CITY SECRETARY AND WITH THE OFFICE OF THE BRAZORIA COUNTY CLERK AND PROVIDING THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

Council discussed wanting more information during the year about when money is moved between line items and making sure that funds are fully utilized.

Council Member Larry Akery made the motion to approve. Council Member Lorraine Hehn seconded the motion.
The motion carried with a vote:

Vote: 5/2

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 6 Jerome Hudson

No: City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert Absent: None

Abstained: None

***The consent agenda was moved up.

Council Member Lorraine Hehn made the motion to approve the Consent Agenda. Council Member Jerome Hudson seconded the motion.

The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None Abstained: None

***Mayor Davison moved up Agenda Item #8.

Council Member Dan Davis made the motion to approve agenda item #8. Mayor Davison seconded the motion. The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None Abstained: None

3. Consideration and possible action to approve the License and Service Agreement between Tyler Technologies and the City of Manvel and authorize the City Manager to execute the agreement.

Council Member Davis made the motion to approve. Council Member Albert seconded the motion. The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

4. Consideration and possible action to approve Resolution 2021-R-31;

A RESOLUTION OF THE CITY OF MANVEL, DESIGNATING THE CASTING OF ITS VOTES FOR THE CANDIDATE AND/OR CANDIDATES FOR THE BOARD OF DIRECTORS OF THE BRAZORIA COUNTY APPRAISAL DISTRICT.

Council Member Dan Davis made the motion to approve splitting the city votes between Arnetta Murrey, Will Kennedy, Tommy King, George Sanders. Council Member Lorraine Hehn seconded the motion.

The motion carried with a vote: Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

5. Consideration and possible action to approve Resolution 2021-R-32;

A RESOLUTION APPROVING AN INTERLOCAL PARTICIPATION AGREEMENT BY AND BETWEEN THE CITY OF MANVEL AND GOODBAY PURCHASING COOPERATIVE; PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE.

Council Member Jason Albert made the motion to approve. Mayor Davison seconded the motion. The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

6. Consideration and possible action on the 2022/2023 TCAP Board of Directors Ballot.

Council Member Dan Davis made the motion to approve voting for incumbents. Council Member Lorraine Hehn seconded the motion.

The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

7. Update on *May 7, 2022, Special Election in regards to the proposition relating to the amendment of the Home Rule Charter.*

The last day to order the election is February 18th, 2022. Council Member Hehn requested an item on the next agenda for discussion on the proposition ballot language relating to the amendment of the Home Rule Charter.

8. Consideration and possible action to approve the Eighth Amendment to Development Agreement between the City of Manvel, Pomona Investment, LLC, Brazoria County Municipal Utility District 39, and Brazoria County Municipal District 40.

** See above for motion. Action taken after agenda item #2 on the agenda.

Consent Agenda

All Consent Agenda items listed are considered to be routine by the City Council and will be approved by one motion. There will be no separate discussion of these items unless a City Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in sequence on the Agenda.

1. Acceptance of the Quarterly Investment Report - 2021 Q4.
2. Approve Final Plat for Meridiana Section 39A;
Being a subdivision of 12.39 acres out of the H.T. & B.R.R. Co. Survey, Section 61, A-282, City of Manvel, Brazoria County, Texas.
3. Approve Preliminary Plat for Meridiana Elementary School Site No. 2;
Being a subdivision of 13.00 acres out of the Oliver Hall Survey, A-203, City of Manvel, Brazoria County, Texas.
4. Approve Preliminary Plat for Brazoria County Municipal District No. 57 Lift Station No.1; Being

a subdivision of 0.19 acres out of the Oliver Hall Survey, A-203, City of Manvel, Brazoria County, Texas.

5. Approve the second and final reading of Ordinance 2021-O-36;
AN ORDINANCE OF THE CITY OF MANVEL, TEXAS AMENDING THE ZONING ORDINANCE OF THE CITY, BY CHANGING THE ZONING CLASSIFICATION OF 1.612 ACRES OF LAND LOCATED AT 3806 FM 1128, MANVEL, TEXAS, FROM LIGHT COMMERCIAL DISTRICT (LC) TO HEAVY COMMERCIAL DISTRICT (HC) PROVIDING FOR THE AMENDMENT OF THE CITY'S OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF. (Motion to forward with favorable recommendation by PD&Z FAILED with a 0/5 vote).
6. Acceptance of infrastructure improvements for Meridiana Section 39A to begin the one-year Maintenance Period.
7. Acceptance of infrastructure improvements for Pomona Section 20 to begin the two-year maintenance period.
8. Acceptance of infrastructure improvements for Pomona Section 21 to begin the two-year maintenance period.
9. Acceptance of infrastructure improvements for Orchard Park Lane Phase 2 to begin the two- year maintenance period.
10. Acceptance of the meeting minutes to date.

**The consent agenda action was taken after agenda item #2 on the Agenda.

Mayor and Council Comments

Christmas Parade Update

Council Member Albert stated that Lakeland is now completely developed. The homeowners now have control of the HOA.

Adjourn

Council Member Dan Davis made the motion to adjourn. Mayor Davison seconded the motion.

The motion carried with a vote:

Vote: 7/0

Yes: Mayor Debra Davison, City Council Member Place 1 Larry Akery, City Council Member Place 2 Lorraine Hehn, City Council Member Place 3 Niccole Tyson, City Council Member Place 4 Dan Davis, City Council Member Place 5 Jason Albert, City Council Member Place 6 Jerome Hudson

No: None

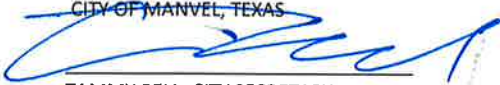
Absent: None

Abstained: None

The meeting adjourned at 8:45 p.m.

CERTIFICATION


DEBRA DAVISON, MAYOR
CITY OF MANVEL, TEXAS


TAMMY BELL, CITY SECRETARY
CITY OF MANVEL, TEXAS

