

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

LARRY AKERY, COUNCIL PLACE 1
DAVID LANDS, COUNCIL PLACE 2
HARRY OPLIGER, COUNCIL PLACE 3
ED PERRY, COUNCIL PLACE 4
CRYSTAL SARMIENTO, COUNCIL PLACE 5
JEROME HUDSON, COUNCIL PLACE 6



DAN DAVIS, MAYOR
DAN JOHNSON, INTERIM CITY MANAGER
TAMMY BELL, CITY SECRETARY

**NOTICE OF A CITY COUNCIL MEETING
OF THE CITY OF MANVEL
August 21, 2023**

**NOTICE IS HEREBY GIVEN
5:00 P.M. WORKSHOP ~ 6:00 P.M. REGULAR SESSION**

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the Manvel City Council will convene a regular meeting at the Manvel City Hall, located at 20031 Hwy 6, Manvel Tx 77578 for the purpose of discussing and if appropriate, take action with respect to the following items:

NOTE: The City Council of the City of Manvel reserves the right to discuss any items in Closed Session whenever authorized under the Texas Open Meetings Act, Chapter 551, of the Texas Government Code. The City Council may discuss the items on this agenda in any order.

This facility is wheelchair-accessible and accessible parking spaces are available. Requests for accommodations or interpreter services must be made 48 hours prior to this meeting. Please contact the City Secretary at 281-489-0630 x6 for further information.

CITY OF MANVEL MISSION STATEMENT

"The City of Manvel will continue to be a unique, vibrant, growth-managed community that will meet the needs of its citizens through the efforts of local government and civic-minded individuals by promoting well-planned development, cost-effective professional management, and competent and responsive municipal services."

Workshop Session

Discussion on the Fiscal Year 2023-2024 Proposed Budget.

Discussion on any topic as listed on the current agenda.

Regular Session

Call To Order

Invocation

Inspirational Reading - Councilmember Sarmiento

Pledge

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

Presentations

Park Naming Ceremony for:

Akery Lake
Delores Martin Park
Buddy Williams Park

Proclamation:

National Preparedness Month - September 2023

Public Comments: "Comment Card" Required

o Members of the public with business before the board, NOT scheduled on the agenda as a public hearing (that have submitted a public comment card) may have three (3) minutes to address the board. o The board may not participate in any discussion and cannot vote on the subject you present unless it is listed on the agenda as an action item.

City Manager Update

Update on current events and city issues.

- a. Update on Budget Town Hall
- b. Update on Fencing Permit

Consent Agenda

1. Acceptance of the meeting minutes to date.
2. Final acceptance of infrastructure improvements for Pomona Section 17 and release the associated maintenance bond.
3. Acceptance of infrastructure improvements for Meridiana Section 54B to begin the Two-Year Maintenance Period.
4. Approve a consent to Brazoria County Municipal Utility District (BCMUD) No. 25 to serve water and sanitary sewer utilities outside the boundary of BCMUD No. 25 for 13.82 acres of land located in the City Limits on the southwest corner of Magnolia Parkway and Kirby Drive.
5. Approve the Road & Bridge Interlocal Agreement Fiscal Year 2023-2024, between Brazoria County and the City of Manvel.
6. Approve a burn ban for 30 days, authorizing the Fire Marshal and or Mayor to lift it early should the Keetch-Byram Drought Index, as monitored and reported by the Texas Forest Service, reach and maintain 400 or less for five consecutive days.

Items Removed from Consent Agenda

Regular Agenda

1. Update by Mayor Davis on meeting with Brazoria County C&R 3 and possible direction to staff to begin development of a request for proposals for the excavation of the site for Akery Lake.
2. Consideration and possible action to approve the first of two readings of Ordinance 2023-O-28; AN ORDINANCE AMENDING CHAPTER 59. "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES" ARTICLE III. - *PUBLIC RIGHTS-OF-WAY, SECTION 59-50. TREE TRIMMING AMENDING PROVISIONS PERTAINING TO TREE TRIMMING IN THE RIGHT-OF-WAY.*
AN ORDINANCE AMENDING CHAPTER 59. "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES" OF THE CODE OF ORDINANCES OF THE CITY OF MANVEL, TEXAS, BY AMENDING ARTICLE III. - PUBLIC RIGHTS-OF-WAY, SECTION 59-50. TREE TRIMMING TO AMEND THE PROVISIONS PERTAINING TO TREE TRIMMING IN THE RIGHT-OF-WAY; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 PER DAY FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY.
3. Consideration and possible action to approve the first of two readings of Ordinance 2023-O-29; AN ORDINANCE AMENDING CHAPTER 33 "FOOD AND FOOD HANDLERS," SECTION 33-3(2)(A)(5) TO FURTHER DEFINE WHAT CONSTITUTES A "FOOD ESTABLISHMENT"; AMENDING SECTION 33-51 PERTAINING TO GREASE TRAP REQUIREMENTS.
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANVEL BY AMENDING CHAPTER 33 "FOOD AND FOOD HANDLERS," SECTION 33-3(2)(A)(5) TO FURTHER DEFINE WHAT CONSTITUTES A "FOOD ESTABLISHMENT"; AMENDING SECTION 33-51 PERTAINING TO GREASE TRAP REQUIREMENTS; REPEALING PROVISIONS IN CONFLICT THEREWITH; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 PER DAY FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY.
4. Consideration and possible action to approve Ordinance 2023-O-30; AMENDING THE CITY FISCAL YEAR 2023 BUDGET ENDING SEPTEMBER 30, 2023, BY AMENDING THE GENERAL FUND BUDGET TO ACCOUNT FOR EMERGENCY ROAD RECONSTRUCTION OF 200 FT OF PALM DESERT STREET.
AN ORDINANCE AMENDING ORDINANCE NO. 2022-O-24 AMENDING THE CITY FISCAL YEAR 2023 BUDGET ENDING SEPTEMBER 30, 2023, BY AMENDING THE GENERAL FUND BUDGET TO ACCOUNT FOR EMERGENCY ROAD RECONSTRUCTION OF 200 FT OF PALM DESERT STREET. 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.
5. Consideration and possible action to approve Resolution 2023-R-22; A RESOLUTION ADOPTING AN AMENDED PERSONNEL POLICIES AND PROCEDURES HANDBOOK DATED AUGUST 22, 2023 FOR ALL CITY EMPLOYEES; PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE.

Executive Session

City Council will convene into Executive Session pursuant to Texas Government Code, Sec. 551.072. "Deliberation regarding purchase, exchange, lease or value of real property"
Deliberations regarding public safety site in Rodeo Palms.

City Council will convene into Executive Session pursuant to Texas Government Code, Sec. 551.074. "Personnel Matters - to deliberate the appointment, employment, evaluation, and duties of a public officer or employee".
City Manager Search

Mayor and Council Comments

Update on current events and city issues.

Additionally, pursuant to Texas Government Code § 551.0415, City Council Members and city staff may make a report about items of community interest during a meeting of the governing body without having given notice of the report.

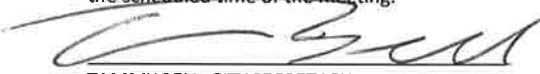
Items of community interest include:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutory recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

Adjourn

CERTIFICATION

I, Tammy Bell, City Secretary for the City of Manvel, do hereby certify that the foregoing Agenda of the Manvel City Council is true and correct and that I posted such notice on the bulletin board at the Manvel City Hall; a place convenient and readily accessible to the public on August 18, 2023, in accordance with the Texas Open Meetings Act (Tex. Gov't. Code §551.001 et.seq). Said notice remained posted for at least 72 hours preceding the scheduled time of the meeting.


TAMMY BELL, CITY SECRETARY
CITY OF MANVEL, TEXAS



NOTICE OF POSSIBLE QUORUM

A quorum of the Manvel Planning, Development, and Zoning Commission and Manvel Economic Development Corporation may be in attendance at the 8/21/2023 meeting of the Manvel City Council. If such be the case, this notice shall serve as notice of meeting pursuant to the requirements of the Texas Open Meetings Act and subsequent opinions of the Texas Attorney General's Office. There will be no official City business or action of the aforementioned bodies taken during the meeting.