

**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
September 18, 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

Presentation/Update by CORE Construction on the Police Station.

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 Hudson

Pledge

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

Public Hearing

TO HEAR INPUT ON THE 2023 TAX YEAR PROPOSED PROPERTY TAX RATE:

A tax rate of \$0.560707 per \$100 valuation has been proposed by the governing body of the City of Manvel.

PROPOSED TAX RATE \$0.560707 per \$100

NO-NEW-REVENUE TAX RATE \$0.496003 per \$100

VOTER-APPROVAL TAX RATE \$0.560708 per \$100

The proposed tax rate is not greater than the voter-approval tax rate. As a result, the City of Manvel is not required to hold an election at which voters may accept or reject the proposed tax rate.

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

Recognition of Development Services for the Building Code Effectiveness Grading Classification received.

Consent Agenda

1. Acceptance of the meeting minutes to date.
2. Approve the second and final reading of Ordinance 2023-O-29;
AN ORDINANCE AMENDING CHAPTER 33 "FOOD AND FOOD HANDLERS," TO AMEND THE DEFINITIONS; AMENDING THE PROVISIONS 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," TO AMEND THE DEFINITIONS; AMENDING THE PROVISIONS 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.

3. Approve the second and final reading of Ordinance 2023-O-30;
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANVEL, TEXAS, BY AMENDING CHAPTER 29 – *FIRE PREVENTION AND PROTECTION* PERTAINING TO REGULATION OF ALARM SYSTEMS WITHIN THE CITY; PROVIDING PENALTIES FOR VIOLATION; AND PROVIDING FOR SEVERABILITY.
4. Approve the second and final reading of Ordinance 2023-O-31;
AN ORDINANCE AMENDING CHAPTER 59 *STREETS, SIDEWALKS AND OTHER PUBLIC PLACES*, ARTICLE IV “RESIDENTIAL PARKING,” BY ADOPTING A NEW SECTION 59-82 RELATED TO THE REGULATION OF PARKING.
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANVEL, TEXAS, BY AMENDING CHAPTER 59 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE IV “RESIDENTIAL PARKING,” BY ADOPTING A NEW SECTION 59-82 RELATED TO THE REGULATION OF PARKING; RENUMBERING THE REMAINING SECTIONS OF ARTICLE IV; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR CONFLICT HEREWITH; PROVIDING A PENALTY OF AN AMOUNT OF NOT LESS THAN ONE DOLLAR (\$1) OR MORE THAN TWO HUNDRED DOLLARS (\$200) FOR VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY.
5. Final acceptance of infrastructure improvements for Del Bello Lakes Section 6 and release the associated maintenance bond.
6. Final acceptance of infrastructure improvements for Del Bello Lakes Phase II Detention and Drainage Facilities and release the associated maintenance bond.
7. Acceptance of infrastructure improvements for Valencia Lake E & F to begin the Two- Year Maintenance Period.
8. Acceptance of infrastructure improvements for Brazoria County Municipal Utility District No. 56 Lift Station No. 1 Phase 2 to begin the Two-Year Maintenance Period.
9. Acceptance of Special Warranty Deed from GR-M1, LTD for a 1.2727 acre parcel of land out of a 632.86 acre (calculated) remainder of a called 884.331-acre track of land being described in a deed executed on June 8, 2006. Recorded under B.C.C.F. 2006035182.

Items Removed from Consent Agenda

Regular Agenda

1. Consideration and possible action to approve on first reading, Ordinance 2023-O-32;
AN ORDINANCE APPROVING AND ADOPTING THE CITY OF MANVEL, TEXAS, OPERATING, CAPITAL IMPROVEMENT PROGRAM, SOUTH MANVEL DEVELOPMENT AUTHORITY AND MEDC BUDGET FOR THE FISCAL YEAR 2024; MAKING APPROPRIATIONS FOR THE CITY FOR SUCH YEAR AS REFLECTED IN SAID BUDGET; ESTABLISHING THE PROCEDURE FOR INTRA- BUDGET TRANSFERS; APPROVING ALL PROGRAMS AND EXPENDITURES CONTAINED THEREIN; AUTHORIZING THE CITY MANAGER TO MAKE ANY BUDGETED EXPENDITURE WITHOUT FURTHER ACTION BY THE CITY COUNCIL; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

2. Consideration and possible action to ratify the property tax increase reflected in the 2024 Fiscal Year Budget that was just adopted that raises more property taxes than the Fiscal Year 2023 budget.
3. Consideration and possible action to approve on first reading, Ordinance 2023-O-33;
AN ORDINANCE PROVIDING FOR THE ASSESSMENT, LEVY, AND COLLECTION OF AD VALOREM TAXES FOR THE CITY OF MANVEL, TEXAS, FOR THE YEAR 2023, AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; PROVIDING THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.
4. Consideration and possible action to approve the first of two readings of Ordinance 2023-O-34;
AN ORDINANCE AMENDING CHAPTER 71 "UTILITIES" ADOPTING NEW RATES FOR WATER AND SEWER.
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANVEL, TEXAS, CHAPTER 71. "UTILITIES" BY ADOPTING NEW RATES FOR WATER AND SEWER; MAKING OTHER CHANGES TO THE ORDINANCE GOVERNING THE PROVISION OF UTILITIES WITHIN THE CITY OF MANVEL; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 FOR ANY VIOLATION OF ANY PROVISION OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING FOR SEVERABILITY.
5. Consideration and possible action to approve the first of two readings of Ordinance 2023-O-35;
AN ORDINANCE REPEALING CHAPTER 44 – *OFFENSES AND MISCELLANEOUS PROVISIONS*, ARTICLE V. JUVENILE CURFEW, IN RESPONSE TO H.B. 1819; PROVIDING PENALTIES FOR VIOLATION.
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANVEL, TEXAS, REPEALING CHAPTER 44 – OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE V. JUVENILE CURFEW, IN RESPONSE TO H.B. 1819; PROVIDING PENALTIES FOR VIOLATION; AND PROVIDING FOR SEVERABILITY.
6. Consideration and possible action to approve Resolution 2023-R-24;
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANVEL, TEXAS, ADOPTING A SCHEDULE OF FEES, RATES, DEPOSITS, AND OTHER CHARGES FOR ZONING, PLATTING, BUILDING AND OTHER RELATED MATTERS; AND REPEALING ALL RESOLUTIONS IN CONFLICT HERE WITH; AND OTHER RELATED MATTERS.
7. Consideration and possible action to approve an Interlocal Agreement between the City of Manvel and Brazoria County Conservation and Reclamation District Number Three.
8. Consideration and possible action to authorize the Interim City Manager to negotiate a Professional Services Agreement with Kending Keast Collaborative for the Strategic Plan, Comprehensive Plan, and Thoroughfare Plan Update.

9. Consideration and possible action to authorize the City Manager to submit a Grant Application for Municipally Owned Interior and Exterior LED Lighting Retrofits for the State Energy Conservation Office (SECO) and to enter into any contract resulting from this grant, subject to budget appropriations.
10. Consideration and possible action to approve a burn ban and authorize the Fire Marshal and or Mayor to lift it once the Keetch-Byram Drought Index, as monitored and reported by the Texas Forest Service, reaches and maintains 400 or less for five consecutive days.

Executive Session

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.

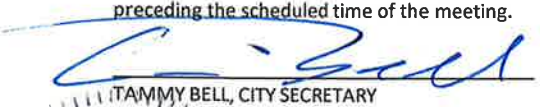
Items of community interest include:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutary 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 salutary 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 September 15, 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 may be in attendance at the 9/18/2023 Manvel City Council Workshop and Meeting. 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.