

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, CITY MANAGER
TAMMY BELL, CITY SECRETARY

MISSION STATEMENT: "The City of Manvel is a safe and responsible community, embracing the values of our past, present, and future citizens."

MINUTES 11/6/2023

Workshop Session -5:00 p.m.

Mayor Davis called the workshop of the Manvel City Council to order at 5:00 p.m.

Those in attendance were:

Present: Mayor Dan Davis
City Councilmember Place 1 Larry Akery
City Councilmember Place 2 David Lands
City Councilmember Place 3 Harry Opliger
City Councilmember Place 4 Ed Perry
City Councilmember Place 5 Crystal Sarmiento
City Councilmember Place 6 Jerome Hudson

Absent: None

Also Present: Dan Johnson, Interim City Manager
Robert Gervais, City Attorney
Keith Traylor, Chief of Police
Tammy Bell, City Secretary
Chad Dumont, HR Manager
Rosie Donaire, Finance Manager
Jessica Rodriguez, Director of Development Services
Jose Abraham, City Planner
Robbie Hall, Public Works Director
Joe Murray, Fire Marshal
Brooke Cyphers, Public Information Officer

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 Position

Mayor Davis convened the meeting into Executive Session at 5:01 p.m.

Mayor Davis reconvened the meeting out of Executive Session at 5:48 p.m.

No action was taken during Executive Session.

Workshop Session

Discussion on any subject listed on the agenda dated November 6, 2023.

Discussion on Agenda Items 1, 2, and 4.

Workshop closed at 5:56 p.m.

Regular Session - 6:00 p.m.

Call To Order

Mayor Davis called the meeting of the Manvel City Council to order at 6:01p.m.

Those in attendance were:

Present: Mayor Dan Davis
City Councilmember Place 1 Larry Akery
City Councilmember Place 2 David Lands
City Councilmember Place 3 Harry Opliger
City Councilmember Place 4 Ed Perry
City Councilmember Place 5 Crystal Sarmiento
City Councilmember Place 6 Jerome Hudson

Absent: None

Also Present: Dan Johnson, Interim City Manager
Robert Gervais, City Attorney
Keith Traylor, Chief of Police
Tammy Bell, City Secretary
Chad Dumont, HR Manager
Rosie Donaire, Finance Manager
Jessica Rodriguez, Director of Development Services
Jose Abraham, City Planner
Robbie Hall, Public Works Director
Joe Murray, Fire Marshal
Brooke Cyphers, Public Information Officer

Invocation

Mayor Davis provided the invocation

Inspirational Reading - Councilmember Opliger

Pledge

Presentations

Proclamations

- Municipal Court Week - November 6-10, 2023
- Veterans Day - November 11, 2023

Recognition of City of Manvel Veteran Council and Employees for Veterans Day

- Larry Akery, Councilmember - US Navy
- Harry Opliger, Councilmember - US Army
- Ed Perry, Councilmember - US Army
- Jerome Hudson, Councilmember - US Army
- Jacob Bill, Police Department - US Air National Guard
- Justin Brown, Police Department - US Army
- Gene Chesson, Police Department - US Army
- Ryan Gunter, Police Department - US Marines
- Anthony Meshel, Police Department - US Navy
- Mary Denby, Public Works - US Coast Guard
- John Thomas, Public Works - US Army
- Chad Dumont, Human Resources - US Air Force
- JD Fontenot, Fire Marshal's Office - US Navy

Public Comments: "Comment Card" Required

Aliyah Vinson - ABHR - Attorney for MUD 47

Jason Black - Waste Contract - Rolloffs specifically

Current agreement prevents businesses from getting a competitive bid. Feels that individuals should have the freedom of choice for rollofts.

Bailey, Hillwood - in support of Dan Johnson for City Manager.

Team Extreme 4H - Natalie, Alina and Cassidy - Spoke on the new 4H program in Manvel with a Horse Focus being organized by Natalie and Alina.

Richard Drake - Bulldog Funding - Sign Ordinance - Would like to see an allowance for a variance in the sign ordinance.

Russell Bynam, Valencia - emailed in support of Dan Johnson as City Manager.

City Manager Update

Iowa Lane Paving - Project started today.

Up to 93 employees with 2 in the works.

Friday is a city holiday - Veterans Day

Consent Agenda

1. Acceptance of the meeting minutes to date.
2. Final acceptance of infrastructure improvements for Manvel Town Center Kirby Drive Extension and release the associated maintenance bond.
3. Final acceptance of infrastructure improvements for Del Bello Lakes Section 7 and release the associated maintenance bond.
4. Final acceptance of infrastructure improvements for Cedar Creek Lane and release the associated maintenance bond.

November 6, 2023 MANVEL CITY COUNCIL MEETING MINUTES

5. Final acceptance of infrastructure improvements for Del Bello Boulevard Extension Phase II and release the associated maintenance bond.
6. Acceptance of infrastructure improvements for Orchard Park Lane Phase 1 to begin the Two-Year Maintenance Period.
7. Acceptance of infrastructure improvements for Valencia Section 5 to begin the Two-Year Maintenance Period.
8. Authorize the expenditure for Cloud Storage for Mobile and Body Camera Systems in the Police Department as approved in the budget.

Mayor Davis made the motion to move Regular Agenda Item 2 to Consent Agenda. Councilmember Akery seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

Councilmember Akery made the motion to approve the Consent Agenda as amended. Councilmember Hudson seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

Items Removed from Consent Agenda

Regular Agenda

1. Discussion and possible action to approve Resolution 2023-R-29;

A RESOLUTION BY THE CITY OF MANVEL, TEXAS AUTHORIZING AND APPROVING MEMBERSHIP IN THE CITIES SERVED BY CENTERPOINT GAS (CITIES) FOR THE PURPOSE OF PROTECTING THE INTEREST OF THE CITY AND ITS CITIZENS WITH RESPECT TO CENTERPOINT MATTERS; FURTHER SUSPENDING THE DECEMBER 4, 2023 EFFECTIVE DATE OF THE STATEMENT OF INTENT OF CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TEXAS GAS TO CHANGE RATES IN THE TEXAS DIVISION; TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; AUTHORIZING PARTICIPATION WITH THE CITIES SERVED BY CENTERPOINT GAS; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

Mayor Davis made the motion to approve. Councilmember Hudson seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

2. Discussion and possible action on Resolution 2023-R-30;

A RESOLUTION CONSENTING TO THE REQUEST FOR BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 29 TO PROVIDE BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 47 WITH WASTEWATER SERVICE, UNTIL SUCH TIME AS BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 47 BECOMES A CUSTOMER OF THE CITY OF MANVEL; PROVIDING CONDITIONS FOR SAID CONSENT.

Moved to consent.

3. Consideration and possible action to direct staff on the Franchise Agreement for the Collecting, Hauling, Recycling, and Disposal of Municipal Solid Waste with Waste Connections of Texas, LLC.

Zack Ryan and Kyle Jacob, Waste Connections - addressed the bulk waste concerns

Regarding the contract, overviews the services they currently offer the City. Manvel is a unique city because Waste Connections takes on the billing instead of the city doing it with the water bill, so Waste Connections is responsible for customer service, billing, and ultimately the burden on non-payment customers.

Mayor asks Council to consider whether they would like to auto-renew at five years or go out for bid.

Councilmember Lands has issues with heavy trash. Councilmember Opliger feels there needs to be some redefining. Is not happy with the service.

Zack Ryan - they are working diligently to better communication and have implemented taking a photo of anything not picked up to be sent to the City Secretary.

Councilmember Sarmiento - open to seeing options. Councilmember Perry agreed.

Mayor Davis - asks if we are prepared to take on the billing?

Dan Johnson - could bring back some information about in house billing and potentially going out for an RFP to council at the November 20th meeting.

Mayor Dan Davis made the motion to table. Councilmember Akery seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

4. Consideration and possible action to join the Brazoria County Hispanic Chamber of Commerce and direct staff on the membership level.

November 6, 2023 MANVEL CITY COUNCIL MEETING MINUTES

Mayor Davis made the motion to approve. Councilmember Perry seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

5. Discussion on festivals in the city. (As requested by Councilmember Lands and Councilmember Opliger)

Discussion-

Council Member Lands - Would like to see hotel funds used to have a festival in the city. Possibly a music fest, food trucks, etc... Possibly a 1 or 2 day event. Currently, we have positions open for the Event Task Force. Currently, we have one applicant.

Mayor asked Bobby how the city would go about coordinating this?

Bobby - City would need to have a location and the funds to fund the event. Will need a committee.

Ed - Would like to find a theme related to the city for branding purposes.

6. Discussion on a variance request process to the sign ordinance. (As requested by Councilmember Sarmiento and Mayor Davis)

*Moved to before Regular Agenda item 5.

Bobby Gervais, City Attorney - recommends it be limited to a very specific condition of the property that warrants looking at it a little bit differently. Or, if it's good for all, then look at reevaluating the sign ordinance to be less restrictive.

Jessica Rodriguez - asks council to provide her with feedback on what they would like to see.

Mayor Davis suggests meeting with staff and Councilmember Sarmiento to discuss single, and most importantly, multi-tenant business signs.

No action taken.

7. Consideration and possible action to direct staff on the City Manager position and Agreement of Employment.

This item was moved to the top of the Regular Agenda.

Mayor Davis made the motion to re-open negotiations with Daniel S. Johnson. Councilmember Akery seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

Mayor and Council Comments

Thanks Joe Murray, Fire Marshal for his efforts with H-E-B and all staff for their hard work Kudos to Municipal Court for Trunk-or-Treat
Congrats to Manvel PD for being bowling champs
104 year old tree celebration - Councilmember Lands. Free Honores and bouncy houses. Oak tree giveaway.

Adjourn

Mayor Davis made the motion to adjourn the meeting at 7:27p.m. Councilmember Perry seconded the motion.

The motion carried with a vote: 7/0

Yes: Mayor Dan Davis, City Councilmember Place 1 Larry Akery, City Councilmember Place 2 David Lands, City Councilmember Place 3 Harry Opliger, City Councilmember Place 4 Ed Perry, City Councilmember Place 5 Crystal Sarmiento, City Councilmember Place 6 Jerome Hudson

No: None

Absent: None

Abstained: None

CERTIFICATION


TAMMY BELL, CITY SECRETARY
CITY OF MANVEL, TEXAS


DAN DAVIS, MAYOR
CITY OF MANVEL, TEXAS

