



THE FOLLOWING REPRESENTS THE ACTIONS TAKEN BY THE ANGLETON CITY COUNCIL IN THE ORDER THEY OCCURRED DURING THE MEETING. THE CITY COUNCIL OF ANGLETON, TEXAS CONVENED IN A MEETING ON WEDNESDAY, FEBRUARY 15, 2023, AT 6:00 P.M., AT THE CITY OF ANGLETON COUNCIL CHAMBERS LOCATED AT 120 S. CHENANGO STREET ANGLETON, TEXAS 77515.

DECLARATION OF A QUORUM AND CALL TO ORDER

With a quorum present, Mayor Perez called the Council Meeting to order at 6:01 P.M.

PRESENT

**Mayor Jason Perez
Mayor Pro-Tem John Wright
Council Member Cecil Booth
Council Member Mark Gongora
Council Member Travis Townsend
Council Member Christiene Daniel**

**City Manager Chris Whittaker
City Secretary Michelle Perez
City Attorney Judith EIMasri**

PLEDGE OF ALLEGIANCE

Mayor Perez led the Pledge of Allegiance.

INVOCATION

Council Member Booth led the invocation.

CITIZENS WISHING TO ADDRESS CITY COUNCIL

Nina Vrazel addressed council in favor of Item No. 10 to approve rezoning approximately 3.35 acres from the Planned Development District (PD) to C-G, Commercial General Zoning District, for property located on the west side of the Shanks Road extension, at the intersection of CR220, Angleton, TX, Brazoria County.

Alejandro Cantu addressed council in favor of Item No. 11 to approve an application for a Special Use Permit (SUP) pursuant to Sec. 28-63 of the Code of Ordinances to consider a request submitted by Why Not Bingo, LLC, to allow for a Specific Use Permit for a Bingo facility at property located at 1040 S. Velasco St., Angleton, TX.

CONSENT AGENDA

1. Discussion and possible action on Resolution No. 20230215-001 directing the Finance Director to open a bank account for the Green Trails Public Improvement District at the First State Bank and approving and authorizing designated persons who will act as signatories at First State Bank.
2. Discussion and possible action on Resolution No. 20230215-002 declaring property surplus and authorizing the sale of surplus property (Ladder 1).
3. Discussion and possible action on Resolution No. 20230215-003 for Police Department Records Management system update project.
4. Discussion and possible action on Resolution No. 20230215-004 supporting and authorizing the City's participation in the Houston-Galveston Area Transportation Improvement Program and the expenditure of funds to provide funding for the purchase of portable red lights for the Angleton Police Department.
5. Discussion and possible action on Resolution No. 20230215-005 on authorizing the submission of a General Victim Assistance Grant to the Office of the Governor, Criminal Justice Division, to fund a Crime Victim Assistance Program in the Police Department.
6. Discussion and possible action on approving Resolution No. 20230215-006 on approving and authorizing a Joint Election Agreement with Brazoria County, Texas for the General Election on May 6, 2023.
7. Discussion and possible action on the 2022 Racial Profiling Report.
8. Discussion and possible action on the renewal of the Municipal Court Prosecutor's agreement.
9. Discussion and possible action on the 2023 Oyster Creek Wastewater Treatment Plant (WWTP) Texas Pollutant Discharge Elimination System (TPDES) Permit Renewal.

Upon a motion by Mayor Pro-Tem Wright to approve the Consent Agenda as is.

Council Member Townsend requested to pull item No. 7 for discussion.

Upon an amended motion by Mayor Pro-Tem Wright and seconded by Council Member Townsend, Council approved Consent Agenda items: 1. Discussion and possible action on Resolution No. 20230215-001 directing the Finance Director to open a bank account for the Green Trails Public Improvement District at the First State Bank and approving and authorizing designated persons who will act as signatories at First State Bank; 2. Discussion and possible action on Resolution No. 20230215-002 declaring property surplus and authorizing the sale of surplus property (Ladder 1); 3. Discussion and possible action on Resolution No. 20230215-003 for Police Department Records Management system update project; 4. Discussion and possible action on Resolution No. 20230215-004 supporting and authorizing the City's participation in the Houston-Galveston Area Transportation Improvement Program and the expenditure of funds to provide funding for the purchase of portable red lights for the Angleton Police Department; 5. Discussion and possible action on Resolution No. 20230215-005 on

authorizing the submission of a General Victim Assistance Grant to the Office of the Governor, Criminal Justice Division, to fund a Crime Victim Assistance Program in the Police Department; 6. Discussion and possible action on approving Resolution No. 20230215-006 on approving and authorizing a Joint Election Agreement with Brazoria County, Texas for the General Election on May 6, 2023; 8. Discussion and possible action on the renewal of the Municipal Court Prosecutor's agreement; 9. Discussion and possible action on the 2023 Oyster Creek Wastewater Treatment Plant (WWTP) Texas Pollutant Discharge Elimination System (TPDES) Permit Renewal. The motion passed on a 6-0 vote.

7. Discussion and possible action on the 2022 Racial Profiling Report.

Police Chief Lupe Valdez introduced the item and stated that the results of the report concluded that the City of Angleton is in compliance with the laws of the State of Texas, and nothing is out of the ordinary.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Townsend, Council approved the 2022 Racial Profiling Report. The motion passed on a 6-0 vote.

PUBLIC HEARINGS AND ACTION ITEMS

10. Conduct a public hearing, discussion, possible action on Ordinance No. 20230215-010 to approve rezoning approximately 3.35 acres from the Planned Development District (PD) to C-G, Commercial General Zoning District, for property located on the west side of the Shanks Road extension, at the intersection of CR220, Angleton, TX, Brazoria County.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Daniel, Council opened the public hearing at 6:12 PM. The motion passed on a 6-0 vote.

Presentation was provided by Otis Spriggs, Director of Development Services.

There were no speakers in favor or against.

The public hearing was conducted and upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Daniel, Council closed the public hearing at 6:14 PM. The motion passed on a 6-0 vote.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Booth, Council approved Ordinance No. 20230215-010 to approve rezoning approximately 3.35 acres from the Planned Development District (PD) to C-G, Commercial General Zoning District, for property located on the west side of the Shanks Road extension, at the intersection of CR220, Angleton, TX, Brazoria County. The motion passed on a 6-0 vote.

11. Conduct a public hearing, discussion, possible action on Ordinance No. 20230215-011 to approve an application for a Special Use Permit (SUP) pursuant to Sec. 28-63 of the Code of Ordinances to consider a request submitted by Seven Souls Tattoo Studio, to allow for a Specific Use Permit for a Tattoo and Body Piercing Studio at the property located at 117 West Myrtle Street, Angleton, TX.

Upon a motion by Council Member Booth and seconded by Mayor Pro-Tem Wright, Council opened the public hearing at 6:23 PM. The motion passed on a 6-0 vote.

Presentation was provided by Otis Spriggs, Director of Development Services.

Alejandro Cantu, applicant and Ariel Lara, spoke in favor of the item.

The public hearing was conducted and upon a motion by Mayor Pro-Tem Wright and seconded by Council Booth, Council closed the public hearing at 6:24 PM. The motion passed on a 6-0 vote.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Gongora, Council approved Ordinance No. 20230215-011 to approve an application for a Special Use Permit (SUP) pursuant to Sec. 28-63 of the Code of Ordinances to consider a request submitted by Seven Souls Tattoo Studio, to allow for a Specific Use Permit for a Tattoo and Body Piercing Studio at the property located at 117 West Myrtle Street, Angleton, TX. The motion passed on a 6-0 vote.

12. Conduct a public hearing, discussion, possible action on Ordinance No. 20230215-012 to approve an application for a Special Use Permit (SUP) pursuant to Sec. 28-63 of the Code of Ordinances to consider a request submitted by Why Not Bingo, LLC, to allow for a Specific Use Permit for a Bingo facility at property located at 1040 S. Velasco St., Angleton, TX.

Upon a motion by Council Member Booth and seconded by Mayor Pro-Tem Wright, Council opened the public hearing at 6:42 PM. The motion passed on a 6-0 vote.

Presentation was provided by Otis Spriggs, Director of Development Services.

Adam Wise, applicant, spoke in favor of the item.

The public hearing was conducted and upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Townsend, Council closed the public hearing at 6:45 PM. The motion passed on a 6-0 vote.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Townsend, Council approved Ordinance No. 20230215-012 to approve an application for a Special Use Permit (SUP) pursuant to Sec. 28-63 of the Code of Ordinances to consider a request submitted by Why Not Bingo, LLC, to allow for a Specific Use Permit for a Bingo facility at property located at 1040 S. Velasco St., Angleton, TX. The motion passed on a 6-0 vote.

REGULAR AGENDA

13. Discussion and possible action on Resolution No. 20230215-013 of the City of Angleton, Texas, approving an agreement for a project of the Angleton Better Living Corporation authorizing the execution of the agreement with Burditt Consultants, LLC for the design development for the passive area of Freedom Park; found by the ABLC's Board of Directors to be an eligible project and expenditure; and providing for an effective date.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Daniel, Council approved Resolution No. 20230215-013 of the City of Angleton, Texas, approving an agreement for a project of the Angleton Better Living Corporation authorizing the execution of the agreement with Burditt Consultants, LLC for the design development for the passive area of Freedom Park; found by the ABLC's Board of Directors to be an eligible project and expenditure; and providing for an effective date. The motion passed on a 5-1 vote with Council Member Booth opposed.

14. Discussion and possible action on Ordinance No. 20230215-014 approving the 2022 Annual Assessment Plan Update for the Green Trails Public Improvement District (PID).

Upon a motion by Council Member Townsend and seconded by Council Member Booth, Council approved Ordinance No. 20230215-014 approving the 2022 Annual Assessment Plan Update for the Green Trails Public Improvement District (PID). The motion passed on a 6-0 vote.

15. Discussion and possible action on proposed fees for Lakeside Park rentals, alcohol permit, tables and chairs, table and chair setup, and an overall park rental used during special events as permitted by City Council.

Council gave direction and suggested to introduce fees as introductory rates, update the fee schedule annually beginning September 2024 , begin collecting park rental stats and consider weekday and weekend rates.

16. Discussion, and possible action on a request for approval of the final replat of Riverwood Ranch Sections 3 & 4. The proposed final plat consists of approximately 145 single family residential lots on approximately 35.62 acres and is generally located north of Hospital Drive between N. Downing Street to the west and Buchta Road to the east.

This item was removed from the agenda.

17. Discussion and possible action on the proposed Bill authored by Representative Cody Vasut revising Texas Local Government Code Section 242.001.

Mayor Perez stated the proposed bill is one sided, favoring one entity more versus another entity and could potentially strip the City from the ability to say what is going to be in the future city limit that is in a current ETJ.

Mayor Pro-Tem Wright stated he can see the pros and cons of it. He likes the County's subdivision rules at the moment and if the bill were to pass then he sees it as a benefit. He stated that his issue is if the County Commissioners Court changes in the next 5 to 7 years and they draft something different, then what and that he doesn't like. Wishes they could fix the ETJ rules on the regulations.

Council Member Booth stated he is totally against the bill. The bill targets one county and one city in that county. He sees it as a targeting issue.

Council Member Townsend stated he shares Mayor Pro-Tem Wright's concerns and feels like it is governing but it is a bill to help us in our present situation. It's targeted to help Angleton. He would like to see the ETJ regulation issue addressed by the legislator. He is for the bill. Would like to have control within the ETJ, just wishes it was the City with the control.

Council Member Gongora stated he can see both sides of it.

Mayor Pro-Tem Wright stated he spoke with Representative Cody Vasut and the bill was not pointed at Angleton. The legislation bore fruit from the rental home community. Mr. Vasut is after what the City and County are going to do in the ETJ.

Council Member Gongora stated it is addressing the ETJ requirements for Angleton but not overall. It is providing a solution but not sure it is the right solution.

18. Discussion and possible action on Ordinance No. 20230215-018 of the City of Angleton, Texas amending Chapter 17 Parks and Recreation Article II. Park and Recreation Board Section 17-19 Rules of Procedure; Quorum, Open Meetings, Records and amending Section 17-20 Power and Duties; of the Angleton Texas Code of Ordinances and amending Section 17-20 Powers and Duties; providing penalty; providing for severability; providing for repeal; and providing an effective date.

Upon a motion by Mayor Pro-Tem Wright and seconded by Council Member Townsend, Council approved Ordinance No. 20230215-018 of the City of Angleton, Texas amending Chapter 17 Parks and Recreation Article II. Park and Recreation Board Section 17-19 Rules of Procedure; Quorum, Open Meetings, Records and amending Section 17-20 Power and Duties; of the Angleton Texas Code of Ordinances and amending Section 17-20 Powers and Duties; providing penalty; providing for severability; providing for repeal; and providing an effective date. The motion passed on a 6-0 vote.

ADJOURNMENT

The meeting was adjourned at 8:25 P.M.

These minutes were approved by Angleton City Council on this the 9th day of May, 2023.

CITY OF ANGLETON, TEXAS

Jason Perez
Mayor

ATTEST

Michelle Perez, TRMC
City Secretary