



CITY COUNCIL

Jeff Farley, Mayor
Mark Morgan Jr., Councilman, Position 1
Bill Hayes, Councilman, Position 2
Brian Brooks, Councilman, Position 3
John Rambo, Councilman, Position 4
Tim Pettigrew, Mayor Pro-Tem, Position 5

STAFF

Lindsay Koskiniemi, City Manager
Kaydi Smith, City Secretary
Charlie Stevenson, City Attorney

City Council Minutes

BE IT KNOWN that the City Council of the City of Sweeny met in **Regular Session** on **Tuesday, January 17, 2023 at 6:00 p.m.** at 102 W. Ashley Wilson Rd, Sweeny, Texas, Sweeny City Hall.

1. Mayor Farley called the Regular Session on January 17, 2023 to order at 6 p.m.

Council in attendance were Mark Morgan Jr., Bill Hayes, Brian Brooks, and John Rambo. Tim Pettigrew was absent. City Officials present were City Manager Lindsay Koskiniemi, Mayor Farley, City Attorney Charlie Stevenson, Police Chief Brad Caudle, City Secretary Kaydi Smith, Finance Director Karla Wilson, Public Works Director Ross Aguirre, and Fire Chief Roger Barton.

Visitors Present: Laurie Martinez with Beautification, Michelle Medina and Nina Christie with SEDC, Mr. Stark and Mr. Hammond with Stark Inc., Patrick Murphey, The Facts Representative, Tim Duckworth of Cunningham Playground Equipment, Leslie Smith of Brazoria County Library System, and Reese Cook.

2. Pledges & Invocation

The Pledges were led by Roger Barton and Invocation given by Bill Hayes.

Visitor Comments

No Visitor Comments.

3. Consent Agenda

A. *Discussion and possible action on review of 1st quarter budget to actuals in the General and Enterprise Fund for 2023.*

City Manager stated the review is for the General Fund only, the 1st quarter of FY 22/23, budget to actuals.

Discussion Only; No Action Taken.

4. Regular Agenda

Discussion and possible action on a request from Sweeny Beautification to allow the presence of alcohol for a Mardi Gras event on City property on Saturday, February 18, 2023 from 10a to 10p.

Laurie Martinez addressed Council on behalf of Beautification stating they are wishing to have the Mardi Gras Gumbo and Crawfish Cookoff at the Backyard Park. This will include vendors in the park and the cookoff at the pad behind City Hall. Alcohol will only be at the cookoff area, which would be roped off. Council stated to move item #7 up, to be included in item #4. Brian Brooks made the motion to move up item #7 to item #4.

Brian Brooks made the motion to allow the presence of alcohol for the Mardi Gras event to be held on City property on Saturday 18, 2023 from 10a to 10p. Bill Hayes seconded. All in favor. Motion Carried.



5. *Discussion and possible action on request from property owner at 1505 and 1509 Azalea for the City of Sweeny to provide an additional sewer tap at property owners request to service an accessory structure at City's expense.*

City Manager addressed Council stating the city did receive bids to complete the sewer tap installation and the costs started at a minimum of four thousand dollars to have the tap installed by contractors. City personnel are not able to complete installation due to depth of the sewer line. The property owner was originally told by the city that the city could complete and was charged the normal tap fee of \$400.00. Upon installation, the sewer line was found to be too deep. Mr. Murphey, property owner, stated it was the city's mistake and he did not feel obligated to pay. John Rambo made the motion to approve the separate sewer tap, the city to eat the cost of installation, and for the city to do their due diligence going forward. Brian Brooks seconded. All in favor. Motion carried.

6. *Discussion and possible action on a request from Sweeny Beautification to use a city park for Mardi Gras Cook-off event with an alternate location in the event of inclement weather.*

Laurie Martinez stated Beautification is requesting permission to move the Mardi Gras Cook-off and vendors to the Chick Anderson Park in the event of bad weather.

Brian Brooks made the motion to allow the Sweeny Beautification to use the Chick Anderson Park for the Mardi Gras Cook-off event, as an alternative location, in the event of inclement weather. Mark Morgan Jr. seconded. All in favor. Motion carried.

7. *Discussion and possible action on a request from Sweeny Beautification for a variance to the City's Code of Ordinances to allow presence of alcohol for a Mardi Gras event on City property on Sat, Feb 28, 2023 from 10a to 10p.*

Moved to Item # 4.

8. *Presentation, discussion, and possible action on an update on the Water Infrastructure Improvement Project from Contractor, Texas Pride.*

Texas Pride was not in attendance. Main Street phase has been permitted and scheduled to start 02/17/2023. Roger Barton, Fire Chief, did request flow tests to all hydrants after project completion.

Discussion Only, No Action.

9. *Presentation, discussion, and possible action on updates from City departments to City Council for the first quarter of Fiscal Year 2022-2023 (Oct-Dec) City Manager, City Secretary, Public Works, Police Department, Volunteer Fire Dept., SEDC*

Discussion only. Department heads of the Fire Department, Public Works, EDC, City Manager, City Secretary, and Police Department gave their 1st quarter 22/23 reports to Council.

No Action.

10. *Presentation, discussion, and possible action on quarterly investment report for the first quarter of Fiscal Year 2022-2023 beginning Oct 1, 22- Dec 31, 2022.*

The City is required by law to present the quarterly investment report to Council. City Manager stated the city has received \$34,017.32 in interest and the ARPA Funds, shown in the report, will reduce the city's nest egg considerably after project completions in the near future.

Discussion Only, No Action.

11. *Presentation, discussion, and possible action on selection of a turnkey playground equipment provider.*



City Manager stated there were two turnkey vendors that submitted vastly different bids for the MLK and Backyard Park playground equipment. Tim Duckwork with Game Time/Cunningham Playground Equipment showed a presentation to include pictures of the options created with pricing. The other vendor, Playwell Group, was not in attendance, but did submit their options with pictures and pricing electronically.

Brian Brooks made the motion to use Game Time as our turnkey playground provider and to get with the Parks and Recreation Board to design each playground proposal.

John Rambo seconded. All in favor. Motion carried.

12. Discuss and act on a resolution naming City Hall as the Emergency Operations Center during declared emergencies.

City Manager stated the current facility for the Emergency Operations Center is not financially feasible to remodel and/or salvage. She is wanting to move the EOC to City Hall. Mayor Farley stated he did reach out to Devin Lemon the Emergency Management Coordinator. Lemon stated the Community Center should be listed as the EOC due to traffic and extra parking.

Brian Brooks made the motion to use the Community Center as the primary Emergency Operations Center and City Hall as the secondary location. Bill Hayes seconded. All in favor. Motion carried.

13. Discussion and possible action on declaring specified equipment as salvage for the purpose of re-selling to fund other needed equipment items or fund the new Equipment Replacement Fund.

City Manager is requesting permission to sell the list of equipment given to council as salvage and place the amounts received towards an Equipment Replacement Fund or towards the sewer jetter repair. Discussion was made regarding the equipment listed, trade in values, and options of bidding out.

Mark Morgan Jr. made the motion to declare the list of items presented as salvage, with the exception of the 2002 Backhoe, and allow city staff to sell items. Bill Hayes seconded. All in favor. Motion carried.

14. Discussion and possible action on selection of SEDC officer seats for 2022/2023.

Officers presented for the 2023/ 2023 Sweeny Economic Development Corporation are Nina Christie- President, Kay Roe- Vice President, Bill Hayes- Treasurer, Jenny Massey- Secretary.

John Rambo made the motion to approve the selection of SEDC officers for 2022/2023 as presented. Mark Morgan Jr. seconded. Mark Morgan Jr., Brian Brooks, and John Rambo were in favor. Bill Hayes abstained. Motion carried.

15. Discussion and possible action on a performance agreement between the SEDC and Stark Enterprises and a resolution approving the performance agreement.

SEDC answered questions concerning Mr. Starks performance agreement. Once the roadway is placed at Industrial Park, this agreement will need amending to include the correct acreage, address, etc. and will have to be brought back before Council at a later date. Per City Council they do not want Strand Engineering to review the roadway plans as it will hold up progress for Stark and other entities to open at Industrial Park.

John Rambo made the motion to accept the Performance Agreement between SECD and Stark Enterprises and to adopt the Resolution approving the Performance Agreement. Mark Morgan seconded. Brian Brooks questioned if Mr. Stark approves of the Performance Agreement with



the information stated. Mr. Stark responded yes, he approves and feels it will work out well. He also stated the company name is Stark Inc. Mark Morgan Jr., Brian Brooks, and John Rambo approved. Bill Hayes abstained. Motion carried.

16. Discuss and act as needed on adopting Ordinance to Order a Special Election for the Ballot Proposition on May 6th, 2023.

Bill Hayes made the motion to adopt the Ordinance to Order a Special Election for the Ballot Proposition on May 6th, 2023. Mark Morgan Jr. seconded. All in favor. Motion carried.

17. Discuss and act as needed on adopting Ordinance to Order the General Election to be held May 6th, 2023 for Mayor and Council Positions 2 & 4, all for a term of two years.

Mark Morgan Jr. made the motion to adopt the Ordinance to Order the General Election to be held May 6th, 2023 for Mayor and Council Positions 2 & 4, all for a term of two years. John Rambo seconded. All in favor. Motion carried.

18. Discussion and possible action on a proposed interlocal agreement with Brazoria County for the provision of materials and labor for the replacement of a collapsed culvert on Ashley Wilson Rd.
Discussion was held on replacement of the collapsed culvert on Ashley Wilson Road at the Stevenson Slough.

Brian Brooks made the motion to enter into the interlocal agreement with Brazoria County for the City to pay a lower cost for materials used to replace a collapsed culvert with RCP material culvert. John Rambo seconded. All in favor. Motion carried.

19. Discussion and possible action on a proposed interlocal agreement for the provision of engineering service for drainage improvements along Stevenson Slough in partnership with the West Brazoria County Drainage District.

Mark Morgan Jr. made the motion to enter into an interlocal agreement for the provision of engineering services for drainage improvements along Stevenson Slough in partnership with the West Brazoria County Drainage District #11 at no cost to the city. John Rambo seconded. All in favor. Motion carried.

20. Discussion and act on a resolution to support submitting a preliminary application for consideration of a Community Block Development Grant- Mitigation for funding to support a project to provide approx. 5,000 linear feet of 6" waterline and an additional 8 fire hydrants in an underserved area of the city.

City Manager discussed the need for additional hydrants and supporting water lines within six to eight blocks on the south west portion of town. She believes this could be funded by the CBDG MIT grant and has applied for funding. In order for the grant to be considered, there would need to be a resolution showing support of the project by the governing body.

John Rambo made the motion to adopt the resolution to support the City's application for consideration of CBDG funding to support this project. Mark Morgan Jr. seconded. All in favor. Motion carried.



21. Discussion and possible action on adopting a resolution in support of the City's application to a call for projects for grant funding through Texas Dept of Transportation- Transportation Alternatives for an Americans with Disabilities Act transition plan.

City Manager stated this grant was previously applied for by The City of Sweeny several years ago. However, this time around would include engineering and construction within the grant, which was not included in the previous grant. Resolution would be required showing support from the governing body.

John Rambo made the motion to adopt a resolution in support of the City's application to a call for projects for grant funding thru Texas Department of Transportation Alternatives for an Americans with Disabilities Act transition plan. Brian Brooks seconded. All in favor. Motion carried.

22. Discussion and possible action on adopting a resolution in support of the City's application for a transportation alternative grant through TxDot for the installation of a sidewalk along Hackberry Street.

City Manager is asking for the councils support for the resolution to accompany the application for the grant.

John Rambo made the motion to approve the adoption of a resolution in support of the City's application for a transportation alternative grant through TxDot, for the installation of a sidewalk along Hackberry Street. Bill Hayes seconded. Mr. Rambo stated he lives near this area and there are a lot of kids that walk down Hackberry. He is for the safety of all individuals walking throughout the city. All in favor. Motion carried.

23. Discussion and possible action on biennial interlocal agreement for road repair between the City of Sweeny and Brazoria County.

The cost estimate came back for \$149,422.00 for the road repair/asphalt overlay for approximately 1900 linear feet of West Sixth Street and approximately 2400 linear feet of North Martin Luther King Street. At this time, the city does not have the funding to complete the proposed project. City Manager advised to wait until we have our CIP session and determine our outline for capital projects.

Mark Morgan Jr. made the motion to Table the item until the Capital Improvement Projects/Strategic Planning Session. Bill Hayes seconded. Mr. Rambo stated he will have to take back the information given on the previous vote for improving city streets. Mark Morgan Jr. and Bill Hayes were in favor of the motion to table. Brian Brooks and John Rambo opposed. Mayor Farley made the deciding vote and favored the motion. Motion carried to table the item.

24. Discussion and possible action on item table from City Council meeting held 12/12/22- discussion and possible action on a request to restrict City Council members from appointment to other boards and commissions while serving as an elected member of Council, as requested by Tim Pettigrew.

Pettigrew was not in attendance, therefore, city manager requested to table until all members were present.

Mark Morgan Jr. made the motion to table the item until Tim Pettigrew is in attendance. John Rambo seconded. All in favor. Motion carried.



ITEMS OF COMMUNITY INTEREST

Bill Hayes asked for continued prayers for the Pettigrew family. Also thanked those who sent well wishes to him on his recent hospital stay.

Mayor Farley stated we may need a special meeting and resolution to complete the process for the Beautification Mardi Gras Parade. City Manager stated she is helping Beautification on the parade paperwork. Texas Pride will not be working on Main Street at the time of the February parade.

City Secretary stated election packets are out and available for pickup. Tomorrow, January 18th, is the first day to file.

City Manager stated she will be out for training in April and may need to move the regularly scheduled City Council meeting on April 18, 2023. She will bring this to the March Council Meeting.

Adjourned Regular Session at 8:24 p.m.

Approved this _____ day of _____, 2023.

Kaydi Smith, City Secretary