BEAUMONT
TEXAS

MINUTES - CITY OF BEAUMONT

W.L. Pate, Jr., At-Large	**BECKY AMES, MAYOR**	**Gethrel Wright, At-Large**
Claude F. Guidroz, Ward I	**CITY COUNCIL MEETING**	**Michael D. Getz, Mayor Pro Tem**
Audwin Samuel, Ward III	**June 14, 2016**	**Robin Mouton, Ward IV**
Tyrone E. Cooper, City Attorney	**Kyle Hayes, City Manager**	**Tina Broussard, City Clerk**

The City Council of the City of Beaumont, Texas, met in a regular session on **June 14, 2016**, at the City Hall Council Chambers, 801 Main Street, Beaumont, Texas, at 1:30 p.m. to consider the following:

OPENING

* Invocation Pledge of Allegiance Roll Call
* Presentations and Recognition
* Public Comment: Persons may speak on scheduled agenda items 1-3/Consent Agenda
* Consent Agenda

Mayor Ames called the council meeting to order at 1:30 p.m.

Associate Pastor Vicky Peters of Trinity United Methodist Church gave the invocation. Beaumont Police Officer Carol Riley led the Pledge of Allegiance. Roll call was made by Tina Broussard, City Clerk.

Present at the meeting were Mayor Ames, Mayor Pro Tem Getz, Councilmembers Guidroz, Wright, Pate and Mouton. Absent: Councilmember Samuel. Also present were Kyle Hayes, City Manager; Tyrone Cooper, City Attorney; Tina Broussard, City Clerk.

Councilmember Samuel was absent due to work.

Proclamations, Presentations, Recognitions

None

Public Comment: Persons may speak on scheduled agenda items 1-3/Consent Agenda.

CONSENT AGENDA

* Approval of minutes – June 7, 2016

* Confirmation of committee appointments – **Removed**

Marty Craig-Planning Commission Representative would be reappointed to the Historic Landmark Commission. The current term would expire April 7, 2018. (Mayor Becky Ames)

A) Approve a resolution approving the purchase of three stretcher loading systems from Stryker EMS Equipment of Portage, Michigan - **Resolution 16 - 103**

B) Approve a payment to Motorola for an annual maintenance agreement to support the 800 MHz radio system - **Resolution 16 - 104**

C) Authorize the City Manager to execute Change Order No. 1, accept maintenance, and authorize final payment to SR Tilley Builders, Inc., for the Concrete Rehabilitation of Various Locations Project - **Resolution 16 - 105**

D) Authorize the City Manager to execute Change Order No. 4 for the Washington Boulevard Pavement and Drainage Improvement Project Phase I (Amarillo to Martin Luther King Parkway) - **Resolution 16 - 106**

Councilmember Guidroz moved to approve the Consent Agenda. Councilmember Wright seconded the motion.

AYES: **MAYOR AMES, MAYOR PRO TEM GETZ, COUNCILMEMBERS GUIDROZ, WRIGHT, PATE AND MOUTON**

NAYS: **NONE**

MOTION PASSED

GENERAL BUSINESS

1. Consider an ordinance approving CenterPoint Energy's 2016 GRIP rates.

On March 31, 2016, CenterPoint Energy filed with the City of Beaumont its Annual Gas Reliability Infrastructure Program (GRIP) Interim Rate Adjustment Notice to increase gas rates in the Beaumont/East Texas Division service area. The City Council on May 17, 2016, suspended the effective date of the requested increase until July 14, 2016, in order to have the request reviewed for compliance with the Gas Utility Regulatory Act. This review is generally a ministerial process limited to ensuring that the request complies with the GRIP statute. The review has determined that the company's filing is in compliance with the statute and can be approved.

Councilmember Pate moved to **ADOPT AN ORDINANCE OF THE CITY OF BEAUMONT, TEXAS, APPROVING THE RATES PROPOSED BY CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TEXAS GAS ("CENTERPOINT" OR "COMPANY") COMPANY'S GAS RELIABILITY INFRASTRUCTURE PROGRAM ("GRIP") FILING MADE WITH THE CITY ON MARCH 31, 2016; FINDINGS THAT THE MEETING COMPLIES WITH OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT, AND DECLARING AN EFFECTIVE DATE.** Councilmember Wright seconded the motion.

AYES: **MAYOR AMES, MAYOR PRO TEM GETZ, COUNCILMEMBERS GUIDROZ, WRIGHT, PATE AND MOUTON**

NAYS: **NONE**

MOTION PASSED

Ordinance 16 - 032

2. Consider a resolution approving a depository agreement with Wells Fargo Bank, N.A.

The current depository agreement with Wells Fargo Bank expires on September 30, 2016, and all options to renew have been exhausted. In accordance with the requirements set forth in Chapter 105 of the Texas Local Government Code, the City has undergone the process of Bank Depository Service Request for Applications (RFA), including the preparation of the RFA, responding to questions, analyzing the responses and making a recommendation as to the best value for the City.

As required, notice for applications were published in a local paper and RFA's were sent to three (3) local banks including: Capital One Bank, Compass Bank and Wells Fargo Bank. Only two (2) RFA's were received: Capital One Bank and Wells Fargo Bank.

After analyzing the responses, Wells Fargo bank was determined to be the best value to the City. Both of the responding banks exhibit the financial strength required to serve the City but Wells Fargo Bank excells in the areas of fee structure and services provided. With Wells Fargo Bank, all fees will be absorbed by the earnings credit provided that the City maintains a minimum balance of $17 Million. Balances in excess of $17 Million would be available to earn interest income and/or more earnings credit. Excess earnings credit can be used to pay for printing services that the City needs. In addition, the City will receive an allowance up to $1,500 to offset the cost of check stock, free daily armored car service from one location for making deposits to the bank, and free tamper evident deposit bags for the life of the contract.

The agreement is for two (2) years with three (3) options to renew for one (1) year at a time.

Mayor Pro Tem Getz moved to **APPROVE A RESOLUTION THAT THE PROPOSAL OF WELLS FARGO BANK, N.A., FOR BANKING SERVICES IS HEREBY ACCEPTED AND THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO EXECUTE A DEPOSITORY AGREEMENT WITH WELLS FARGO BANK, N.A., FOR THE PERIOD COMMENCING OCTOBER 1, 2016, TO SEPTEMBER 30, 2018. THE CONTRACT MAY BE RENEWED FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS BY MUTUAL CONSENT OF BOTH PARTIES.** Councilmember Wright seconded the motion.

AYES: **MAYOR AMES, MAYOR PRO TEM GETZ, COUNCILMEMBERS GUIDROZ, WRIGHT, PATE AND MOUTON**

NAYS: **NONE**

MOTION PASSED

Resolution 16 - 107

3. Consider a resolution authorizing the City Manager to submit an application for grant funding through the Texas Water Development Board for the Master Drainage Plan Project.

On November 12, 2014, by Resolution No. 14-244, City Council authorized the City Manager to execute an agreement with Lockwood, Andrews, Newman, Inc. (LAN) of Houston, Texas in an amount not to exceed $500,000 to fund the first of three (3) phases in the development of a Master Drainage Plan for the City of Beaumont.

On October 13, 2015, by Resolution No. 15-229, City Council authorized the City Manager to execute Amendment No. 1 to the original agreement with Lockwood, Andrews, Newman, Inc. (LAN) of Houston, Texas in an amount not to exceed $500,000 to fund the second of three (3) phases in the development of a Master Drainage Plan for the City of Beaumont.

The Texas Water Development Board (TWDB) is currently offering grants to political subdivisions of the State of Texas for the evaluation of structural and non-structural solutions to flooding issues. The Master Drainage Plan project meets the qualifying project requirements and therefore makes the City of Beaumont a likely candidate to receive grant funding.

Grant funding in the amount of $287,000 would allow for a significant expansion of the scope for the third and final year of the study.

Councilmember Mouton moved to **APPROVE A RESOLUTION THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO APPLY FOR AND RECEIVE GRANT FUNDING FOR THE CITY OF BEAUMONT THROUGH THE TWDB IN THE AMOUNT OF $287,000 FOR AN EXPANSION OF THE SCOPE OF THE FINAL PHASE OF A THREE (3) PHASE STUDY, WITHIN THE CITY'S LIMITS, OF ITS CURRENT DRAINAGE INFRASTRUCTURE AND AREAS PRONE TO FLOOD RISK.** Councilmember Guidroz seconded the motion.

AYES: **MAYOR AMES, MAYOR PRO TEM GETZ, COUNCILMEMBERS GUIDROZ, WRIGHT, PATE AND MOUTON**

NAYS: **NONE**

MOTION PASSED

Resolution 16 -108

COMMENTS

* Councilmembers/City Manager/City Attorney comments on various matters

COUNCILMEMBER COMMENTS

COUNCILMEMBER GUIDROZ - **COMMENTED ON THE FUNDRAISER FOR OFFICE VALDEZ ON SATURDAY, JUNE 10, 2016, ALSO COMMENTED ON MOVIE NIGHT AT THE JULIE ROGERS, THE MOVIE WAS "I DREAM TOO MUCH" BY KATIE COKINOS, MENTIONED THE INTER-DENOMINATIONAL SERVICE THAT WAS HELD AT THE CATHEDRAL, ALSO COMMENTED ON THE SHOOTING THAT**

TOOK PLACE IN ORLANDO, FL., PRAYERS ARE WITH THE FAMILIES

MAYOR PRO TEM GETZ - ANNOUNCED THAT THERE WILL BE A MEMORIAL AT THE EVENT CENTRE AT 5:30 P.M., JUNE 14, 2016, FOR THE COMMUNITY TO THINK ABOUT THE SHOOTING IN ORLANDO, FL., AND TO PRAY FOR THE VICTIMS AND THEIR FAMILIES

COUNCILMEMBER WRIGHT - ASKED THAT EVERYONE BE MINDFUL OF THE VICTIMS OF THE SHOOTING IN ORLANDO, FL, AND TO PRAY FOR THEIR FAMILIES

COUNCILMEMBER PATE - STATED THAT TODAY IS FLAG DAY AND THAT WE LIVE IN COUNTRY WHERE EVERYONE IS FREE, COMMENTED ON THE FUNDRAISER FOR OFFICER VALDEZ ON SATURDAY, REMINDED EVERYONE THAT ON THURSDAY, JUNE 16, 2016, JAZZ ON THE LAKE WILL BE AT THE EVENT CENTRE ENCOURAGED EVERYONE TO ATTEND, STATED THAT THE THOUGHTS AND PRAYERS ARE WITH THE VICTIMS AND THEIR FAMILIES OF THE SHOOTING IN ORLANDO, FL

COUNCILMEMBER SAMUEL - ABSENT

COUNCILMEMBER MOUTON - ASKED THAT EVERYONE CONTINUE TO PRAY FOR THE VICTIMS AND THEIR FAMILIES IN ORLANDO, FL, ANNOUNCED THE NAACP 33RD ANNUAL FREEDOM FUND AND AWARDS BANQUET AT 7:00 P.M., ON JUNE, 17, 2016, AT THE BEAUMONT CIVIC CENTER, THE TYRRELL PARK NEIGHBORHOOD ASSOCIATION WILL MEET ON THURSDAY, JUNE 16, 2016, AT THEODORE JOHNS LIBRARY AT 6:00P.M., ON SATURDAY, JUNE 17, 2016, CONCERT AND NEIGHBORS IN THE PARK WILL BE FROM 2:00 P.M. TO 9 P.M., THE JUNETEENTH CELEBRATION WILL ALSO TAKE PLACE IN TYRRELL PARK, ENCOURAGED EVERYONE TO ATTEND ONE OF THE EVENTS

CITY ATTORNEY COOPER - NONE

CITY MANAGER HAYES - NONE

MAYOR AMES - COMMENTED ON THE INTER-DENOMINATIONAL MASS AND THE BISHOP'S MASS SHE ATTENDED, ALSO COMMENTED ON THE SHOOTING IN ORLANDO, FL, ASKED THAT EVERYONE CONTINUE TO PRAY FOR THE VICTIMS AND THEIR FAMILIES

Public Comments (Persons are limited to three minutes)

Ricardo Ramirez **6015 Suzanne Ct.** **Beaumont TX**

Stated that he was with the Human Rights Campaign, stated that they are sponsoring an event at the Event Centre for the victims of the Florida shooting, the event will be at 5:30 p.m., June 14, 2016, encouraged all of Council to attend

John Guidry **2830 St. James** **Beaumont TX**

Spoke to Council in regards to his water bill, stated that he doesn't have enough for his deposit, wanted to know why the City doesn't have a policy in place to help people that are on a fixed income

Rena Larkins **1650 E. Lucas Dr.** **Beaumont TX**

Invited Council to attend their South East Texas Alcohol and Drug Coalition which meets every second Wednesday of the month

Open session of meeting recessed at 2:02 p.m.

EXECUTIVE SESSION - Postponed

* Consider matters related to the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee in accordance with Section 551.074 of the Government Code to wit:

Kyle Hayes, City Manager

There being no action taken in Executive Session, Council adjourned.

Audio available upon request in the City Clerk's Office.

Becky Ames

Becky Ames, Mayor

Tina Broussard

Tina Broussard, City Clerk