

**MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
CITY COUNCIL REGULAR MEETING
AND EXECUTIVE SESSION
THURSDAY, MAY 16, 2024
7:00 PM**

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session and Executive Session at 7:00 PM in the Council Chambers at City Hall, with the following members present: Mayor Gabe Adame; Mayor Pro-Tem Chris Vaughn; Council members: Martin Vela, Keko Moore, Joel Castro, Glenn Starkey, Richard Garivey and Meagan DeKeyzer.

Staff members present: Junru Roland, City Manager; Suzanne Hanneman, City Attorney; Dixie Roberts, Assistant City Manager/City Secretary; Chris Thomas, Director of Administrative Services; Dan Kelinske, Parks and Recreation Director; Brandon Moody, Director of Public Services and Robert E. Lee, Police Chief.

INVOCATION AND PLEDGE OF ALLEGIANCE

Kurt Wise with Alvin Bible Church gave the invocation. Council member Starkey led the Pledge of Allegiance to the American Flag. Council member Garivey led the Pledge to the Texas Flag.

ELECTION ORDINANCE

Consider Ordinance 24-M, canvassing the returns and declaring the results of the General Election of unopposed candidates having been declared elected to City Council District B, District C, and At Large Position 1, and for the Special Election regarding thirty-six (36) propositions relating to the amendments of the Home Rule Charter of the City of Alvin, Texas, held on May 4, 2024; and providing for other related matters thereto.

The official canvassing for this election is scheduled for Wednesday, May 15, 2024, at 5:31 p.m., which is the statutory last day to canvass the election. A meeting notice was posted for said canvassing. State Election Code, Chapter 67, states that a full quorum of the governing body is not required for the canvassing of an election and can be completed with only two (2) members of the governing body in attendance. At the canvassing, the election returns will be read aloud by the City Secretary and an affidavit signed by those in attendance declaring the official results. This ordinance formally declares the results of the May 4, 2024, General Election in ordinance and minute format, where it will be maintained as an official record of the City. The election returns for each item on the ballot do not have to be read orally at the May 16, 2024, City Council meeting, as this will be done at the official canvassing on Wednesday. Staff recommends the approval of Ordinance 24-M.

Council member Garivey moved to approve Ordinance 24-M, canvassing the returns and declaring the results of the General Election of unopposed candidates having been declared elected to City Council District B, District C, and At Large Position 1, and for the Special Election regarding thirty-six (36) propositions relating to the amendments of the Home Rule Charter of the City of Alvin, Texas, held on May 4, 2024; and providing for other related matters thereto. Seconded by Council member Vela; motion carried with all members present voting Aye.

OATH OF OFFICE

Administer Oath of Office to Chris Vaughn, City Council District B, by Mo Ghuneim, Alvin Municipal Court Judge.

Judge Mo Ghuneim administered the official Oath of Office to City of Alvin District B Council member, Chris Vaughn.

Administer Oath of Office to Richard Garivey, City Council District C, by Mo Ghuneim, Alvin Municipal Court Judge.

Judge Mo Ghuneim administered the official Oath of Office to City of Alvin District C Council member, Richard Garivey. Council member Garivey was accompanied by members of his family.

Administer Oath of Office to Keko Moore, City Council At Large Position 1, by Mo Ghuneim, Alvin Municipal Court Judge.

Judge Mo Ghuneim administered the official Oath of Office to City of Alvin At Large Position 1 Council member, Keko Moore. Council member Moore was accompanied by members of his family.

PRESENTATIONS

Proclamation - EMS Week May 19-25, 2024.

Mayor Adame proclaimed the week of May 19-25, 2024 as EMS Week and formally issued the proclamation to members of Alvin EMS in attendance.

Proclamation - Public Works Week May 19-25, 2024.

Mayor Adame proclaimed the week of May 19-25, 2024 as Public Works week and formally issued the proclamation to members of Alvin Public Works in attendance.

Proclamation - The Sound of Alvin Music Weekend May 25-26, 2024.

Mayor Adame proclaimed May 25-26, 2024 as The Sound of Alvin Music Weekend and formally issued the proclamation to Athlyn Roberts, Tourism & Marketing Officer, and Shalane Colston, local music artist.

PUBLIC COMMENT

Matt Helms presented comments regarding the City of Alvin Ordinance against metal skirting for mobile homes.

PUBLIC HEARING

Public hearing to receive comment on the proposed annexation of an 18.23-acre tract of land, and a 0.44-acre tract of land, both located along State Highway 6, in Brazoria County, Texas.

This is the second of two required public hearings for this annexation requested by the Alvin Independent School District. The land being petitioned for annexation is contiguous and adjacent to the corporate limits of the City of Alvin along State Highway 6, and the Alvin ISD Transportation Center. This public hearing is a time for public comment on said annexation. Notices have been published in The Alvin Sun, and on the City's website.

Mayor Adame opened the public hearing at 7:19 p.m. There were no comments made. Mayor Adame closed the public hearing at 7:20 p.m.

CONSENT AGENDA

Consider approval of the May 2, 2024, City Council meeting minutes.

Consider an agreement for replacement of the existing playground, including Poured in Place safety surfacing, at the Recreation Center, located at 3201 Highway 35, to Cunningham Recreation through the Interlocal purchasing system (Buy Board), in an amount not to exceed \$227,627.00; and authorize the City Manager to sign related documents upon legal review.

The existing playground was installed around 2007, with the original construction of the building. Most, if not almost all, of the components of the existing playground have significant rust and are in need of replacement. Upon further examination, staff noticed rust had penetrated into the support posts as well. Staff is recommending replacement of the playground, including the "Poured in Place" safety surfacing, and expanding the sidewalk to meet with the safety surface, creating a seamless transition for handicap accessibility to the playground. The "not to exceed price" includes \$214,742.26 quote + 12,872.40 (6% contingency) = \$227,627.00. Funds for this project come from the Park Dedication fund. These funds are collected from developers upon final platting of single or multifamily developments. The Parks Board unanimously approved replacement of the playground using Park Dedication funds

at their May 7, 2024, regular meeting. Staff recommends approval of the agreement with Cunningham Recreation to replace the playground including pour in place fall surface at the Recreation Center.

Call a public hearing to receive comment regarding an ordinance establishing Standards of Care for Youth Recreation Programs conducted by the City of Alvin Parks and Recreation Department for elementary age children ages five (5) through – thirteen (13) for Thursday, June 6, 2024, at 7:00 p.m. in the City Council Chambers of Alvin City Hall, 216 West Sealy.

In response to community demand for after-school and summer day camp programs, the Parks and Recreation Department plans to offer these style camps. A day camp is considered extending 11.5 hours per day for approximately five (5) days per week. A participant (ages 5 to 13) can expect daily engagement from instructor lead learning, crafts, physical activity, as well as the inclusion of lunch and snacks. Chapter 42 of the Texas Human Resources Code exempts certain after-school and summer recreation programs from state licensing requirements as identified in Subsection 42.041 (14), provided that the governing body of the municipality annually adopts standards of care by ordinance after a public hearing, and that such standards are provided to the parents of each program participant. The ordinance shall include minimum staffing ratios, qualifications, facility, health and safety standards and mechanisms for monitoring and enforcing the adopted local standards, as well as notify parents that the program is not licensed by the state and cannot be advertised as a child-care facility. Before the adoption of this ordinance, a public hearing must be held before the governing body. The notice of said public hearing will be published in the Alvin Sun on May 26, 2024, and posted on the City's website. At the June 6th meeting, City Council will conduct the public hearing and consider the annual adoption of said ordinance.

Consider Resolution 24-R-17, authorizing and approving renewed membership in the Gulf Coast Coalition of Cities ("GCCC") for the purpose of protecting the interests of the City and its citizens with respect to electric and gas utility matters; 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 legal counsel.

The City of Alvin has been a member of the Gulf Coast Coalition of Cities since 2012. GCCC has been the primary public interest advocate before the Public Utility Commission, ERCOT, the Courts, and the Legislature on electric utility regulation matters for nearly two decades. There are non-reimbursable proceedings, rulemakings, and legislative efforts impacting the rates charged within the City. It is possible that additional efforts will be necessary on new issues that arise during the year, and it is important that GCCC be able to fund its participation on behalf of its member cities. When needed, a per capita assessment has historically been used, and is a fair method for the members to bear the burdens associated with the benefits received from that membership. At its annual meeting in April 2024, the Coalition approved the budget and a membership fee for 2024-2025. The 2024-2025 assessment for existing members is \$0.06 per capita as contained in the TML Online Directory. With the current population of 28,205, the City of Alvin's shared cost will be \$1,692.30. Staff recommends approval of Resolution 24-R-17.

Council member Castro moved to approve the consent agenda as presented. Seconded by Council member Garivey; motion to approve carried with all members present voting Aye.

OTHER BUSINESS

Presentation of the City's Annual Comprehensive Financial Report (ACFR) as of September 30, 2023; and acknowledge receipt of the 2023 ACFR.

As required by state statute, an independent audit has been completed by the CPA firm of Belt Harris Pechacek LLLP (Crowe LLP), for the fiscal year ending September 30, 2023. At the end of an audit, Generally Accepted Auditing Standards mandate that auditors must express an opinion on the financial records. For FY23, the City received an unqualified opinion from the auditors -- which is the highest form of assurance that our financial statements "give a true and fair view" of the City's financial position. Pursuant to Section 103.003 of the Texas Local Government Code, the Annual Comprehensive Financial Report (ACFR), including the auditor's opinion, is to be filed with the City Secretary within 180 days after the last day of the fiscal year (September 30, 2023). The filing of the ACFR was delayed due to employee turnover in the Finance Department, in particular, the hiring of a new Finance Director after the close of the fiscal year. The ACFR, which includes the auditor's opinion, will be presented to the Mayor and City Council, and to the City Secretary for filing. Mike Brotherton, from Belt Harris Pechacek (Crowe), will present the report, and hard copies of the report will be provided at the city council meeting.

Government Finance Officer Association Award - Taking the recent employee turnover into consideration, the Government Finance Officers Association (GFOA) approved an extension of the 180-day application deadline, allowing the City to submit the ACFR to the GFOA review committee to apply for the Certificate of Achievement for Excellence in Financial Reporting award.

Mike Brotherton, with Belt Harris Pechacek, presented this item before City Council with explanation. Hardcopies were provided at the meeting.

Council member DeKeyzer moved to acknowledge receipt of the Annual Comprehensive Financial Report

as of September 30, 2023. Seconded by Council member Starkey; motion carried with all members present voting Aye.

Consider the Alvin Police Department's entry level equipment buy-back program for new hires.

In 2023, the Alvin City Council authorized the creation of a rifle buy-back program for the Alvin Police Department. This program allows officers to buy a standardized patrol rifle through a payroll deduction program. This program has been very beneficial in that it allows the officers to defray the up-front expenditure and pay the cost over the course of 12 months. While a patrol rifle is a large expenditure per officer, it is not the only expenditure that officers, prior to this proposal, had to shoulder the cost of. The entry level equipment required, before the officer can actually begin working, is arguably the hardest for new employees to afford. The basic required equipment consists of a Sam Browne belt, keepers, holster, handgun, optic, weapon light, handcuffs, handcuff case and magazine pouch. These items can cost the entry level officer as much as \$2,000, or more, depending on brand, current price and availability. The city is proposing a buy-back program for this entry-level equipment. We will develop a standardized package of equipment and the newly hired entry level officer can have the equipment purchased by the City and repay the cost via payroll deduction over the course of 12 months. Depending on pricing and availability, some of the entry-level packages may be purchased prior to hire so that it will be available to the officer from the date of hire.

Police Chief Robert Lee, presented this item before City Council with explanation.

Council member Garivey moved to approve the Alvin Police Department's creation of an entry level equipment buy-back program for newly hired entry level officers. Seconded by Council member Vela; motion carried with all members present voting Aye.

Consider the Mayor's appointment of Mayor pro-tem.

Per Article II, Section 8 of the City's Code of Ordinances, the first regular meeting following the election of members of Council, the Mayor shall appoint one of its members as Mayor Pro Tem, subject to approval by the Council. The Mayor Pro Tem shall serve for one year and shall act as Mayor during the absence or disability of the Mayor, and shall have power to perform every act the Mayor could perform if present.

History of Mayor Pro-tem appointments:

City Position	Council	Council member	Year Elected	Term Expires	Served as Mayor Pro-tem
At Large 1		Keko Moore	2021, 2024	2027	No
At Large 2		Joel Castro	*2018, 2019, 2022	2025	Yes
District A		Martin Vela	2019, 2022	2025	Yes
District B		Chris Vaughn	2021, 2024	2027	Current
District C		Richard Garivey	2021, 2024	2027	No
District D		Glenn Starkey	2016, 2019, 2023	2025	Yes
District E		Meagan DeKeyzer	2023	2026	No

Mayor Adame stated he has chosen to appoint Keko Moore to serve as Mayor Pro-Tem.

Council member Castro moved to approve the Mayor's appointment of City Council member Keko Moore to serve as Mayor pro-tem. Seconded by Council member Vaughn; motion carried with all members present voting Aye and Council member Garivey voting No.

Consider, if any, requests from individual council members for an item or items to be placed on the upcoming agenda for the next regularly scheduled meeting.

No items were requested by any Council members to be placed on the upcoming agenda.

REPORTS FROM THE CITY MANAGER

Items of Community Interest and/or review preliminary list of items for next Council meeting.

Mr. Junru Roland announced items of community interest; and he reviewed the preliminary list for the June 6, 2024, City Council Meeting.

ITEMS OF COMMUNITY INTEREST

Hear announcements concerning items of community interest from the Mayor, Council members, and City staff, for which no action will be discussed or taken.

Council member Garivey congratulated his daughter on her graduation from Alvin Community College.

Council member Vaughn congratulated his son on his early graduation from Alvin High School. He will be attending Alvin Community College.

Council member Starkey congratulated all the High School Seniors graduating on Wednesday, May 22, 2024, including his grandson, Caleb, who will be attending the University of North Texas.

Mayor Adame congratulated his son Jake on his graduation from Alvin High School.

EXECUTIVE SESSIONS

Mayor Adame called for executive session at 7:38 p.m. in accordance with the following:

Section 551.076 of the Local Government Code: Deliberation regarding the use of security devices at the Alvin Recreation Center.

Section 551.074 of the Local Government Code: Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - Associate Municipal Court Judge.

Section 551.074 of the Local Government Code: Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Attorney.

RECONVENE TO OPEN SESSION

Mayor Adame reconvened the meeting to open session at 9:21 p.m.

Consider an agreement to provide and install video surveillance with licensing and access controls at the Recreation Center, located at 3201 Highway 35, to DataVox, through the Interlocal purchasing system, Texas Department of Information Resources (Texas DIR), in an amount not to exceed \$85,368.00, and authorize the City Manager to sign related documents upon legal review.

Council member Starkey moved to approve an agreement to provide and install video surveillance with licensing and access controls at the Recreation Center, located at 3201 Highway 35, to DataVox, through the Interlocal purchasing system, Texas Department of Information Resources (Texas DIR), in an amount not to exceed \$85,368.00, and authorize the City Manager to sign related documents upon legal review. Seconded by Council member Moore; motion carried with all members present voting Aye.

Consider taking any action, if necessary, regarding items discussed during Executive Session.

No action was taken.

ADJOURNMENT

Mayor Adame adjourned the meeting at 9:22 p.m.

PASSED and APPROVED the 6th of June 2024.

ATTEST:

Gabe Adame, Mayor

Dixie Roberts, City Secretary