

**Minutes of the Regular Meeting
Mont Belvieu City Council
Monday, March 27, 2017
6:00 p.m.**

A regular meeting of the Mont Belvieu City Council was held Monday, March 27, 2017, beginning at 6:00 p.m. in the council chambers.

A. CALL TO ORDER AND ANNOUNCEMENT OF QUORUM.

Mayor Nick Dixon called the meeting to order and announced a quorum was present:

Councilman Mike Pomykal
Councilman Ricky Shelton – absent
Councilman Arnold Peters
Councilman Tim Duree
Councilman Joey McWilliams
Councilwoman Charlotte Carley – absent

B. INVOCATION.

Grady Randle led the invocation.

C. PLEDGE OF ALLEGIANCE.

D. PUBLIC STATEMENTS AND COMMENTS.

No comments.

E. PUBLIC HEARINGS.

1. Proposed amendment to the planned unit development for approximately 41 acres near the northwest corner of Eagle Drive and Interstate 10

Mayor Dixon opened the public hearing at 6:02 p.m.
Ken Barnadyn presented the item to Council.
John Rose thanked staff and council for their time.
The public hearing was closed at 6:04 p.m.

2. Proposed rezoning of approximately 45 acres of the Magnolia Landing Subdivision known as Phase Two from Village Mixed Use (VMU) to Suburban Residential (SR)

Mayor Dixon opened the public hearing at 6:04 p.m.

Second public hearing
The public hearing was closed at 6:05 p.m.

F. ITEMS FOR INDIVIDUAL CONSIDERATION/DISCUSSION.

1. Discussion of and possible action on an amendment to the planned unit development for approximately 41 acres near the northwest corner of Eagle Drive and Interstate 10.

A motion was made by Councilman Pomykal to approve amended site plan and continue negotiations on three (3) acres, seconded by Councilman Shelton.
Motion carried 5-0.

2. Discussion of and possible action on approving Permit No. 2017-001 - Chevron Phillips Chemical Company LP - 8 inch NGL pipeline.

A motion was made by Councilman Pomykal to approve Permit No. 2017-001, seconded by Councilman Peters. Motion carried 5-0.

3. Discussion of and possible action on request from Brookstone Subdivision to close street on Saturday, May 6th for block party.

Billy Eneks representing Brookstone Subdivision spoke to council.
5p – 8p
Obsidian Lane
Large saw horses on each end
Approx 200 people – meet and greet

A motion was made by Councilman McWilliams to approve the closure, seconded by Councilman Duree. Motion carried 5-0.

4. Discussion of and possible action on accepting the 2015-16 fiscal year audit from Belt Harris Pechacek, LLLP.

Stephanie Harris presented to Council.
Issuing clean, unmodified opinion on the financial statements. Unmodified being the highest level of assurance they can provide.

A motion was made by Councilman McWilliams to accept, seconded by Councilman Duree. Motion carried 5-0.

5. Discussion of and possible action on A.B. Davis park.

Appraised at \$250,000.
Next step is planning for the move of the equipment.

Gushers Field idea.

6. Discussion of and possible action on selecting bidder for 12 inch water line and sanitary sewer line to serve Wismer Distribution.

Four bids were received.

A motion was made by Councilman Pomykal to select low bidder of Canyon Construction, seconded by Councilman Duree. Motion carried 5-0.

7. Discussion of and possible action on adopting Ordinance No. 2017-006, an ordinance rezoning approximately 45 acres the Magnolia Landing Subdivision known as Phase Two from Village Mixed Use (VMU) to Suburban Residential (SR).

A motion was made by Councilman Peters to adopt Ordinance No. 2017-006, seconded by Councilman McWilliams. Motion carried 5-0.

8. Discussion of and possible action on Chambers County Interlocal Agreements for Fire and EMS.

Standard funding agreement that we approve each year.

A motion was made by Councilman Pomykal to approve agreement, seconded by Councilman Peters. Motion carried 5-0.

9. Discussion of and possible action on purchasing sludge dewatering units for Public Works department from the Fixed Asset Replacement Fund.

Purchase one this year and one next year.

A motion was made by Councilman Peters to approve purchase, seconded by Councilman Duree. Motion carried 5-0.

10. Discussion of tax rate analysis to support bond issuance for streets.

Carry on with asphalt and do some ditch improvements. (leaving open with useable and closed)

11. Presentation from Finance Director on Investment report for quarter ending December 31, 2016.

John Iles presented report to Council.

G. CONSENT AGENDA.

1. Payment Requests. (Attached)

A motion was made by Councilman Pomykal to approve the consent agenda, seconded by Councilman Duree. Motion carried 5-0.

A motion was made by Councilman Pomykal to adjourn into executive session at 7:42 p.m., seconded by Councilman Peters.

H. EXECUTIVE SESSION pursuant to Section 551.087 of the Government Code to discuss or deliberate regarding economic development.

I. EXECUTIVE SESSION pursuant to Section 551.071 of the Government Code to consult with Legal Counsel pertaining to pending or contemplated litigation.

Regular session at 8:25 p.m.

J. Discussion of and possible action resulting from Executive Session.

A motion was made by Councilman McWilliams for the city to pursue with lawsuit with Valero in conjunction to the Eagle Drive construction, seconded by Councilman Peters. Motion carried 5-0.

K. ITEMS FOR FUTURE AGENDAS.

No items.

L. MAYOR/COUNCIL COMMENTS.

No comments.

M. ADJOURNMENT.

A motion was made by Councilman Pomykal to adjourn at 8:26 p.m., seconded by Councilman Duree. Motion carried 5-0.

Respectfully submitted,

Approved,

Kori Schweinle
City Secretary

Nick Dixon
Mayor

Those present were:

Nick Dixon
Mike Pomykal
Arnold Peters
Tim Duree
Joey McWilliams
Charlotte Carley
Nathan Watkins
Virgil Blasdel
Kori Schweinle
Grady Randle
Ricardo Villagrand
Bill Thompson
Ken Barnadyn
Cassandra Nichols
Mark Tisdall
Daniel Campbell
Lynn Flewellen