

A regular meeting of the Groves City Council was held January 20, 2020 in the Groves City Council Chamber with Mayor Brad Bailey, Mayor Pro Tem Sidney Badon, Councilmember Chris Borne, Councilmember Kyle Hollier, and Councilmember Karen Theis in attendance. Mayor Bailey called the meeting to order and welcomed the attendees. He then led the prayer and pledge of allegiance.

APPROVE THE MINUTES OF THE JANUARY 6, 2020 CITY COUNCIL MEETING: Mayor Pro Tem Badon moved to approve the minutes of the January 6, 2020 City Council Meeting as written and Councilmember Theis seconded. Mayor Bailey asked for discussion and there was none. Motion passed unanimously.

Mayor Bailey asked for reports or citizen comments and there were none.

ANNUAL REVIEW OF BEER AND WINE PERMITS FOR ON-PREMISE CONSUMPTION AND CONSIDER RENEWAL OF THE PERMITS FOR 2020: Mayor Bailey stated that this item was for the renewal of beer and wine permits for on-premise consumption at Baytown Seafood, Colichia's Italian Village, Columbus Club of Groves, Larry's French Market, and Tony's Barbecue. City Manager D.E. Sosa stated that City Marshal Normal Reynolds had reported no concerns with or violations at any of these establishments for 2019. Councilmember Hollier moved to renew the 2020 beer and wine permits for on-premise consumption for Baytown Seafood, Colichia's Italian Village, Columbus Club of Groves, Larry's French Market, and Tony's Barbecue. Mayor Pro Tem Badon seconded. Councilmember Borne asked if there were any new applicants and Mr. Sosa stated that there were not. Motion passed unanimously.

CONSIDER CANCELING THE REGULARLY SCHEDULED CITY COUNCIL MEETING OF FEBRUARY 17, 2020 DUE TO THE OBSERVANCE OF PRESIDENTS DAY: Councilmember Hollier made a motion to cancel the February 17, 2020 City Council meeting and Councilmember Borne seconded. There was no discussion and the motion passed unanimously.

CONSIDER APPROVAL OF AN AERIAL WAIVER AUTHORIZING THE JEFFERSON COUNTY MOSQUITO DISTRICT TO FLY AT LOW ALTITUDES AS REQUIRED FOR THE APPLICATION OF PESTICIDES FOR THE CONTROL OF MOSQUITOS WITHIN THE GROVES CITY LIMITS: Councilmember Theis moved to approve the aerial waiver authorizing the Jefferson County Mosquito District to fly at low altitudes for application of pesticides within the Groves city limits and Councilmember Borne seconded. Councilmember Borne asked who pays for this

service and Mr. Sosa stated that it is paid for with County taxes. There was no further discussion and the motion passed unanimously.

DISCUSS THE OPERATION OF FOOD TRUCKS WITHIN THE GROVES CITY LIMITS: Mr. Sosa stated that this item was requested to be put on the agenda for discussion. He stated that the City of Nederland had recently passed an ordinance which provides that food truck operators have to be on private property and have permission of the property owner, along with having a health inspection from the County. Councilmember Hollier stated that numerous people had asked him about food truck regulation as they are seen in the area. Councilmember Hollier continued that brick and mortar restaurants have overhead and that he wanted to protect those businesses. He stated that he felt Groves should have restrictions similar to those in Nederland. Councilmember Borne stated that Nederland requires food truck owners to have brick and mortar businesses in Nederland or live in Nederland in a home. Councilmember Hollier stated that in Nederland a food truck can operate no more than 14 consecutive days. Mayor Pro Tem Badon questioned how the City would regulate sales tax. Councilmember Borne remarked that Groves only has one food truck and Councilmember Hollier added that Boss Burger is on Highway 366 a few days a month. Mayor Bailey requested that City Attorney James Black draft an ordinance regulating food trucks. Councilmember Theis questioned the issues of gray water, handwashing, etc. Mr. Sosa stated that Mr. Black can confirm that the one vendor already established in Groves will not be subject to the ordinance if one is passed. Councilmember Hollier asked Mr. Sosa to check into who owns the property the vendor is on and where the right of way is. Mayor Bailey stated that he will send an email to the Council for input and forward it to James Black. Mayor Bailey asked what Beaumont does and Mr. Black stated that he would check with Beaumont on their permitting. Councilmember Hollier asked if permit fees could be increased and Building Official Don Pedraza stated that the roadside vendor fee is \$50. Mr. Sosa reported that as long as food vendors get their County permit the City does not charge them.

CONSIDER APPROVAL OF AN ORDINANCE AUTHORIZING SUSPENSION OF THE EFFECTIVE DATE FOR AN ADDITIONAL NINETY DAYS BEYOND THE EFFECTIVE DATE PROPOSED BY TEXAS GAS SERVICE COMPANY IN CONNECTION WITH ITS STATEMENT OF INTENT TO INCREASE RATES FOR ITS GULF COAST SERVICE AREA FILED ON DECEMBER 20, 2019: City Attorney James Black presented proposed Ordinance No. 2020-02, reading the caption as follows: "Ordinance of the City of Groves, Texas, authorizing the suspension of the

effective date for an additional ninety (90) days beyond the effective date proposed by Texas Gas Service Company in connection with its statement of intent to increase rates for its Gulf Coast service area, Central Texas service area, and the City of Beaumont, filed on December 29, 2019; authorizing the hiring of lawyers and rate experts; authorizing the City's participation to the full extent permitted by law at the Railroad Commission of Texas; requiring reimbursement of municipal rate case expenses; finding that the meeting complies with the Open Meetings Act; making other findings and provisions related to the subject; and declaring an effective date."

Mayor Pro Tem Badon moved to approve Ordinance No. 2020-02 and Councilmember Hollier seconded. Mayor Bailey asked for questions or comments. Councilmember Hollier asked the timeline of the decision and Mr. Black stated that it would be extended until May 6, 2020. Mr. Black explained that the consultant will study the rate increase and make a recommendation and reach an agreement with Texas Gas Service and notify the City. If the City does not extend the date the increase will go into effect. Mayor Bailey stated that the City has done the same thing with Entergy. Motion passed unanimously.

CONSIDER APPROVAL OF AN ORDINANCE AUTHORIZING PARTICIPATION WITH OTHER ENTERGY SERVICE AREA CITIES IN MATTERS CONCERNING ENTERGY TEXAS, INC. AT THE PUBLIC UTILITY COMMISSION IN 2020: City Attorney James Black presented proposed Ordinance No. 2020-03, reading the caption as follows: "An ordinance of the City Council of Groves, Texas, authorizing participation with other Entergy service area cities in matters concerning Entergy Texas, Inc. at the Public Utility Commission of Texas in 2020; authorizing the hiring of lawyers and rate experts; authorizing the City's participation to the full extent permitted by law at the Public Utility Commission of Texas; finding that the meeting complies with the Open Meetings Act; and declaring an effective date." Councilmember Hollier moved to approve Ordinance No. 2020-03 and Councilmember Borne seconded. There was no discussion and the motion passed unanimously.

INVOICES: City Manager D.E. Sosa presented invoices for payment totaling \$354,863.96 as follows:


Brenntag	Chemicals for water treatment.	26,400.00
City of Pt.Arthur	Partial November and December 2019 landfill fees.	20,869.20
Core & Main	Meters, antennas, and registers.	9,928.62
Fuelman	Gas and diesel fuel for December 2019.	16,295.15
G&G Enterprise	EOC roof repairs.	31,700.00
Groves Chamber of Commerce	Advertising: Christmas Tree Trail (\$5,000); Small Business Saturday (\$1,500); 1 st quarter payment for the operation, maintenance, and administration of the Groves Visitors and Tourist Center (\$15,000).	21,500.00
Houston Freightliner	2021 trash truck.	169,388.92
Jefferson Co. Appraisal District	1 st quarter payment on 2020 entity allocations.	14,720.47
Motorola	Radios for Police Dept. (2019 JAG Grant).	13,717.32
Republic Svc.	Groves EDC- Monroe/Indian Springs, 4648 Clermont, 2648 Cooley, 3901 Franklin, 5000 Lawndale, 7039 32 nd , Howell/Cleveland, 3229 Allison, 4834 Link, 2807 Main, 4700 Martha, 2801 Oak, 3942 Charles, 5028 33 rd , 5205 33 rd , 6270 25 th , 5905 25 th , 2430 Ryann (\$11,625.14, \$308.29). Sludge Disposal (\$13,202.85).	25,136.2 ⁸
SHI Govt. Solutions	Social Media Archive Service Renewal	5,208.00

Councilmember Borne moved to approve payment of the invoices totaling \$354,863.96 and Councilmember Theis seconded. Mayor Bailey asked for questions and Councilmember Borne asked if the trash truck is for dry trash or trash. Mr. Sosa stated it is for dry trash with a grapple. Garage Supervisor John Spikes commented that the old truck is a 2010 and Councilmember Borne asked what the City will do with the old truck. Mr. Spikes stated that it can still be used. Councilmember Theis questioned the social media archive and Mr. Sosa stated the City has to keep its electronic media archived for a period of time. Motion passed unanimously.

Mayor Bailey asked for Councilmember comments and Councilmember Hollier stated that he had been approached by a silent partner to use the water towers to install w and sell to citizens at a good price. He asked Mr. Sosa if he would be receptive to meeting with them and Mr. Sosa stated that if the Council had no objection he would be willing to talk to them.

Mayor Pro Tem Badon reported that the three trucking companies on Main Avenue are bringing mud on the roads and have been parking illegally for three months. He stated that he had not been able to get in touch with the owners regarding moving equipment from the property. Councilmember Hollier referenced a problem with roosters in the City and Mr. Sosa asked for an address so he could direct it to the appropriate employees.

There was no further business and Mayor Bailey adjourned the meeting at 5:32 p.m.



Mayor Bailey

ATTEST:



City Clerk