

STATE OF TEXAS

COUNTY OF BRAZORIA

CITY OF FREEPORT

BE IT REMEMBERED that the Economic Development Corporation of the City Of Freeport met in a regular meeting on Thursday, October 2, 2008, at 6:04 P.M. in the Municipal Courtroom – Police Department Building located at 430 N. Brazosport Boulevard for the purpose of considering the following agenda items.

Dan Tarver, President  
Lila Diehl, Secretary  
Gilbert Cuellar  
William Rains

Clan Cameron, Vice-President  
Bobby Jo Casale  
Johnny McQuaig

Visitors: Rene Damian, Tobey Davenport, Wright Gore, Patrick Riley, Eric Hayes, Louis Jones, Larry McDonald, Rosa McDonald, Larry Shaefer, Judy Shaefer, and Cathy Williams.

#### OPEN MEETING

Dan Tarver opened the meeting at 6:04 P.M.

#### CONSIDER APPROVAL OF THE MINUTES OF THE 8/28/08 MEETING

Clan Cameron made a motion to approve the minutes. William Rains seconded the motion and all members of the board voted in favor.

#### CITIZEN COMMENTS

Larry Shaefer presented the board with 14 properties that the EDC owns and said that there was a developer by the name of Bob Petty that had been bidding on City property and that maybe the board would like to contact him about some of the property that the EDC owns.

#### CONSIDER APPROVAL OF EXPENDITURES

\$19,222.00-AMCO LLC-TRICO RELOCATION  
\$29,950.70-AMCO LLC-TRICO RELOCATION  
\$ 4,741.79-DAMIAN ASSOCIATES-TRICO RELOCATION  
\$13,575.00-DAMIAN ASSOCIATES-MARINA ENGINEERING  
\$ 2,119.50-OLSON & OLSON-LEGAL FEES

After considerable discussion, William Rains made the motion to approve the expenditures. Clan Cameron seconded the Motion and all board members voted in favor.

#### PRESENTATION BY WRIGHT GORE CONCERNING RIGHT OF WAY ISSUES

Wright Gore gave a Power Point Presentation with the help of Patrick Riley Operations Manager of Western Seafood concerning the right of way issues with the Marina Slips

and Piers being built out too far out and making safe passage an issue for the Shrimp Boats trying to go under Pine Street Bridge due to the fact that they have to lower their Outriggers somewhat to get under the bridge and would be dangerous for boats in the outer slips of the Marina as well as the Shrimp boats themselves trying to maneuver safely through the waterway. There was considerable discussion

#### CONSIDER SETTING ADVERTISEMENT DATES AND BID OPENING DATE FOR THE MARINA WET SLIP CONSTRUCTION

Clan Cameron made a Motion to postpone setting dates at this time. William Rains seconded the motion and all board members voted in favor.

#### CONSIDER MEETING DATES FOR THE MONTH OF OCTOBER 2008

A Motion was made by William Rains for the board to meet 3 times in the month of October. October 2, October 16, and also October 30, 2008. Bobby Jo Casale seconded it and all board members voted in favor.

#### DIRECTOR'S REPORT

Lee stated that the Velasco Drainage District had opened the floodgate to let a tugboat out after it had been lowered for Hurricane Ike, and the water outside the gate was at 737 feet causing the water inside of the floodgate to rise to 4.2 feet. He suggested that someone from the board might need to contact them to find out who is in a position to approve something like that.

He also had a Trico update. Also an update on the dredging for the Marina.

He stated that there was a Japanese Company looking at Freeport for a manufacturing plant that would generate 100-200 good paying jobs and that he would discuss it with the board in an Executive Session in the future. Finally he had an article that stated that the U.S. is becoming more favorable to the European Companies as an investment site.

#### BOARD OF DIRECTORS COMMENTS

Dan Tarver stated he had attended the Brazoria County EDC meeting. He had gotten some ideas of new things to offer other than just tax breaks to bring new Business into Freeport.

#### EXECUTIVE SESSION-SECTION 551.072

Deliberations concerning the purchase, exchange, lease or value of real property when deliberation in an open meeting might have a detrimental affect on the position of the Board of Directors in negotiations with a third person, to-wit: Trico

#### EXECUTIVE SESSION-SECTION 551.071

Consultation with EDC Attorney concerning pending or contemplated litigation, settlement offers or other matter in which the attorney's duty to the EDC Board of Directors under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Government Code, to-wit: Wanda Jones

EXECUTIVE SESSION-SECTION 551.074, GOVERNMENT CODE

Deliberations concerning the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee, to-wit: Executive Director

Dan Tarver called the executive session at 7:30 p.m.

Dan Tarver ended the executive session at 8:50 p.m.

CONSIDER ACTION TO BE TAKEN AS A RESULT OF EXECUTIVE SESSION  
ITEM #10, IF ANY

No Action Taken

CONSIDER ACTION TO BE TAKEN AS A RESULT OF EXECUTIVE SESSION  
ITEM #11, IF ANY

William Rains made a motion to offer Wanda Jones a settlement of \$195,000.00. Johnny McQuaig seconded the motion and all board members voted in favor.

CONSIDER ACTION TO BE TAKEN AS A RESULT OF EXECUTIVE SESSION  
ITEM #12, IF ANY

Clan Cameron made a motion to terminate Lee Cameron as the Director of the EDC. William Rains seconded the motion and all members voted in favor.

ADJOURN

The meeting was adjourned at 8:53 p.m. with a motion by William Rains and a second by Clan Cameron all members voting in favor.

These minutes read and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2008

\_\_\_\_\_  
Dan Tarver, President

ATTEST

\_\_\_\_\_  
Lila Diehl, Secretary

