



Meeting Minutes
City Council

Tuesday, June 9, 2015

6:00 PM

Council Chambers
200 West Walker Street

Regular Meeting

The City Council of the City of League City, Texas, met in a regular meeting in the Council Chambers at 200 West Walker Street on the above date at 6:00 p.m.

Mayor:

Tim Paulissen

City Council Members:

Dan Becker
Tommy Cones
Heidi Hansing
Todd Kinsey
Geri Bentley
Keith Gross
Nick Long

City Manager:

Mark Rohr

Deputy City Manager:

John Baumgartner

City Attorney:

Nghiem V. Doan

City Secretary:

Diana M. Stapp

Chief of Police:

Michael Kramm

Director of Engineering:

Earl Smith

Director of Finance:

Rebecca Underhill

Director of Human Resources/Civil Service:

Queenell Fox

Director of Parks & Cultural Services:

Chien Wei

Director of Planning & Development:

Paul Menzies

1. CALL TO ORDER AND ROLL CALL OF MEMBERS

Mayor Paulissen called the meeting to order at 6:00 p.m. and called the roll. All members of Council were present, except Heidi Hansing.

Absent 1 - Ms. Heidi Hansing

Present 7 - Mayor Tim Paulissen, Mr. Dan Becker, Mr. Tommy Cones, Mr. Todd Kinsey, Ms. Geri Bentley, Mr. Keith Gross and Mr. Nick Long

2. **INVOCATION, PLEDGE OF ALLEGIANCE TO THE U.S. FLAG AND PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG**

The invocation was given by Ralph Bryant, Minister of League City Church of Christ. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. 15-0351 May 26, 2015 Regular Meeting

Mayor Paulissen asked if there were any corrections. He said hearing none these minutes are approved.

4. **APPOINTMENTS, PROCLAMATIONS, PRESENTATIONS, AWARDS**

4A. 15-0350 Consider and take action to confirm appointment to the Ethics Review Board (Mayor Paulissen)

Council Position 3 (Heidi Hansing) appointee - Cheryl Bordwine - term to expire 12/31/15

A motion was made by Mayor Paulissen, seconded by Ms. Bentley, to approve the appointment of Cheryl Bordwine. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

4B. 15-0361 Consider and take action on a resolution endorsing the appointment of Board Members to the Galveston County United Board of Health with terms of office to expire April 30, 2017 (Mayor Paulissen)

Galveston County Commissioners' Court nominated the following:

Ben G. Raimer, MD	UTMB (reappointment)
Eric Froeschner	Interested Citizen (reappointment)
Mark Sonnier	Interested Citizen (reappointment)
John Hackbarth, DDS	Dentist (reappointment)
Tim Rainey	Municipality (reappointment)
Steve Pratt	Food Service/Food Sales Industry (reappointment)
Michael Roussos	Mainland Medical Center (new appointment)

A motion was made by Mayor Paulissen, seconded by Ms. Bentley, to approve Resolution No. 2015-26 endorsing appointments to the Galveston County United Board of Health. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

5. **COMMUNITY SPOTLIGHT**

6. **PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING**

- 6A. 15-0352 Hold a public hearing on proposed Certificates of Obligation (CO), Series 2015 (Director of Finance)

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

NAME	ADDRESS
Chuck DiFalco	2118 Eastland Court

Mayor Paulissen closed the public hearing at 6:10 p.m.

- 6B. 15-0355 Consider and take action on an ordinance authorizing the issuance of City of League City, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2015; and levying an ad valorem tax; pledging certain net revenues; approving an official statement, authorizing the execution of a transfer and paying agency agreement; and other matters in connection therewith (Director of Finance)

State law requires one reading only.

A motion was made by Mayor Paulissen, seconded by Mr. Kinsey, to approve Ordinance No. 2015-17 authorizing the issuance of City of League City, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2015; and levying an ad valorem tax; pledging certain net revenues; approving an official statement, authorizing the execution of a transfer and paying agency agreement; and other matters in connection therewith. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

7. **CITIZENS REQUEST FOR HEARING BEFORE CITY COUNCIL**

The privilege of speaking at this time is limited to the following persons: residents, persons having an ownership interest in property or a business located within the City, or their attorneys.

A statement of no more than 3 minutes may be made on items of general relevance. There will be no yielding of time to another person. State law prohibits the Mayor and members of the City Council from commenting on any statement or engaging in dialogue without an appropriate agenda item being posted in accordance with the Texas Open Meetings Law. Comments should be directed to the entire Council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign or slander any individual shall be cause for termination of time privileges and expulsion from Council Chambers.

NAME	ADDRESS	SUBJECT
Dustin Kasel	4813 Taragona Ln	Marbella
Zeki Gokce	2414 Fairway Pointe Dr.	Marbella
Christine Mueller	4831 Palomar	Marbella
Keith Hardcastle	4613 Miramar Dr.	Marbella
Brad Northcutt	4813 Palomar Lane	Marbella
Steven Martin	4637 Miramar	Marbella
Casey McIver	2408 Malaga Ln.	Marbella
Lisa Switoyus	2120 Emerald Cove Dr.	Marbella
Joy Yarbrough	4621 Miramar Dr.	Marbella

8. COUNCIL MEMBERS COMMENTS/REPORTS

Announcements concerning items of community interest. No action will be taken or discussed.

Tommy Cones said I would like to thank everyone for coming out tonight and voicing your concerns and opinions. Hopefully, we can find a resolution soon for everyone. I would also like to thank everyone for giving me their condolences. My daughter-in-law passed away Friday from cancer. She was 42 years old. I received a lot of condolences from council and citizens and emails, so thank you very much.

Geri Bentley said thank you everybody for coming today. We've heard your comments. Thank you for taking the time out of your evening to come and talk to us and let us know your feelings. We are working with staff. I would also like to respond to Mr. DiFalco. I know that you watch our budget. I just want to let everybody know that if you go to our website there is something on there called Budget Infographics. There is a lot of information that explains all these details. I would also like to congratulate our CCISD students for winning the World Championship of the Robonauts. There were 18,000 students that met in St. Louis and the representatives from Clear Creek Schools won this competition. It was really quite impressive. There were a lot of different companies that were involved and teachers that were involved in this and I would like to say congratulations again to the kids, to the parents, and to the other participants in this. This is a great honor.

Keith Gross said I want to welcome everybody to the City Council meeting. I want to thank the staff. I want to thank Mark Rohr, Diana Stapp, John Baumgartner, and Ms. Kramer for preparing our agenda. I do want to encourage all you people to do your best to participate in government, because when you gather together your voices are heard and it's important.

Nick Long said thank you to everyone for coming tonight and to the MarBella residents for coming up here and voicing their concerns. We will continue to push and continue to work with staff to try to find some kind of resolution, hopefully, sooner rather than later. I would also like to say congratulations to all the CCISD and college graduates. Congratulations on finishing up.

Dan Becker had no comments.

Todd Kinsey said over at the Library, Julian Franklin starts off the summer and celebrates the summer reading theme with his magic puppet show, "Heroes Without Capes." This show will be presented to first through fifth grade children only on Thursday, June 28, at 10:15 a.m. The League City Book Club meets on Monday, June 15, at 7:00 p.m. to discuss Enrique's Journey by Sonia Nazario and Reading Logs are available now for children, teen, and adult summer reading clubs.

9. **MAYOR COMMENTS/ REPORT**

Announcements concerning items of community interest. No action will be taken or discussed.

Mayor Paulissen said I want to reiterate my colleagues comments that democracy works when people come out and express their displeasure with things that have happened in their back yard, and believe me, our staff has been working diligently on this issue for quite a while trying to get some of the same answers that you're trying to find from Taylor-Morrison. I also want to thank our staff. We had our National Trails Day this past Saturday over at the Ned and Fay Dudley Nature Center, and I want to thank all of our staff and department heads who came out and provided all the things for the kids to do. A lot of people don't know about the nature center over there. It's a good thing. If you've never been there, it's just down FM 270 right before the bridge. It's just an awesome little part of history and nature right in the middle of League City.

10. **REPORTS FROM STAFF MEMBERS**

Announcements concerning items of community interest. No action will be taken or discussed.

- 10A. 15-0353 Presentation of the Financial Report for Quarter Ended March 31, 2015 (Director of Finance)
- Rebecca Underhill, Director of Finance, presented the report.

11. CONSENT AGENDA

Mayor Paulissen pulled Item 11A for discussion.

- 11A. 15-0349** Consider and take action on ordinance 2015-16 establishing a residence homestead exemption for calendar year 2015 and subsequent years pursuant to the Texas Tax Code and the Texas Constitution - Second Reading (Director of Finance)

City Council approved first reading 8-0-0 on May 26, 2015.

A motion was made by Mayor Paulissen, seconded by Mr. Cones, to approve Ordinance No. 2015-16 increasing the residence homestead exemption to 20% for calendar year 2015 and subsequent years pursuant to the Texas Tax Code and the Texas Constitution. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

END OF CONSENT AGENDA**12. OLD BUSINESS****13. NEW BUSINESS****14. FIRST READING OF ORDINANCES**

- 14A. 15-0354** Consider and take action on an ordinance amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2015 making certain findings and containing certain provisions relating to the subject (Director of Finance)

Staff requests first and final reading.

A motion was made by Mayor Paulissen, seconded by Mr. Long, to approve first and final reading of this ordinance. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

A motion was made by Mr. Cones, seconded by Mayor Paulissen, to approve Ordinance No. 2015-18 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2015 making certain findings and containing certain provisions relating to the subject. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

15. TABLED ITEMS SUBJECT TO RECALL

- 15A. 15-0360 Consider and take action on an ordinance amending Ordinance No. 2005-24, for Zone Change Application Z15-07 (Kenwood [Tuscan Lakes] CGR Amendment), a request to amend approximately 9.2 acres of the existing Kenwood PUD overlay from "CGR-PUD" (Commercial General Residential with a Planned Unit Development Overlay) to "RSF-PUD" (Residential Single Family with a Planned Unit Development Overlay), generally located north of League City Parkway and east of Louisiana Street in League City, Texas (Director of Planning and Development)

Planning & Zoning Commission recommended approval, 7-0-0 on May 4, 2015.
Council tabled 8-0-0 on May 26, 2015.

A motion was made by Mayor Paulissen, seconded by Mr. Cones, to pull this item from the table. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

A motion was made by Mayor Paulissen, seconded by Mr. Cones, that this agenda item be postponed to July 14, 2015. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

16. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED**17. EXECUTIVE (CLOSED) SESSION (S)**

At 7:00 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:

- 17A. 15-0358 Texas Open Meetings Act, Section 551.072 Government Code - Deliberations about real property
Discuss potential purchase or sale of real property interests (Deputy City Manager)
- 17B. 15-0362 Texas Open Meetings Act, Section 551.071, Government Code - Consultation with City Attorney
Consultation with City Attorney to receive legal advice regarding the City's ordinance related to overhead power lines (City Attorney)
- 17C. 15-0356 Texas Open Meetings Act, Section 551.074 Government Code - Personnel Matters
Discuss employment, appointment, or evaluation of a public officer or employee, to-wit: City Manager (Director of Human Resources and Civil Service)

At 8:14 p.m. Mayor Paulissen reconvened the regular meeting and announced there was no final action, decision or vote with regard to any matter considered in the executive session just concluded.

18. ACTION ITEM(S) FROM EXECUTIVE SESSION(S)

- 18A. 15-0359 Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)

A motion was made by Mayor Paulissen, seconded by Ms. Bentley, to declare the following City-owned properties surplus, and direct staff to solicit sealed bids for said properties in accordance with the Texas Local Government Code:

1.306 acre tract near Davis Road/FM 2094 with a minimum bid of \$360,000
0.292 acre tract near Glen Cove/FM 2094 with a minimum bid of \$240,300
0.115 acre tract at 201 Bluebonnet with a minimum bid of \$31,500
0.268 acre tract at 307 Illinois Ave with a minimum bid of \$36,900
1.6 acre tract at the southwest corner of Power St/Texas Ave with a minimum bid of \$76,500
0.355 acre tract at 355 Newport with a minimum bid of \$99,000
0.7583 acre tract at the northwest corner of Bradshaw Nursery Road/League City Parkway (SH96) with a minimum bid of \$89,100

The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

- 18B. 15-0363 Consider and take action on legal advice regarding the City's ordinance related to overhead power lines (City Attorney)

City Attorney Doan said, on this item I would recommend a motion to direct the City Attorney to proceed as directed in executive session.

A motion was made by Mayor Paulissen, seconded by Mr. Becker, to direct the City Attorney to proceed as directed in executive session. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

- 18C. 15-0357 Consider and take action on the employment, appointment or evaluation of a public officer or employee, to-wit: City Manager (Director of Human Resources and Civil Service)

A motion was made by Mr. Becker, seconded by Mr. Gross, to approve the revised employment contract with the City Manager as discussed in executive session. The motion passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Mr. Cones, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Absent: 1 - Ms. Hansing

19. ADJOURNMENT

At 8:22 p.m. Mayor Paulissen said there being no further business, this meeting is adjourned.

TIMOTHY PAULISSEN
MAYOR

DIANA M. STAPP
CITY SECRETARY

(SEAL)

MINUTES APPROVED: