



Meeting Minutes
City Council

Tuesday, December 22, 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
Vacant
Heidi Hansing
Todd Kinsey
Geri Bentley
Keith Gross
Nick Long

City Manager: Mark Rohr
Deputy City Manager: John Baumgartner
Assistant City Manager: Rebecca Underhill
City Attorney: Nghiem V. Doan
City Secretary: Diana M. Stapp
Chief of Police: Michael Kramm
Director of Engineering: Earl Smith
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 Geri Bentley.

Absent 1 - Ms. Geri Bentley

Present 6 - Mayor Tim Paulissen, Mr. Dan Becker, Ms. Heidi Hansing, Mr. Todd Kinsey, 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 Sr. Pastor Greg Thurstonson of Dominion Church. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

- 3A. 15-0764 November 10, 2015 Regular Meeting
- 3B. 15-0761 November 16, 2015 Special Meeting
- 3C. 15-0762 November 17, 2015 Special Meeting
- 3D. 15-0763 November 23, 2015 Council Work Session

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

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

- 4A. 15-0759 Presentation of a proclamation recognizing Thomas B. "Beau" Miller (Mayor Paulissen)

Mayor Paulissen announced that Item 4A had been pulled because Mr. Miller was unable to attend.

- 4B. 15-0752 Consider and take action on appointments/reappointments to Boards and Commissions (Mayor Paulissen)

A motion was made by Mr. Becker, seconded by Mr. Kinsey, to defer board appointments to the second meeting in January. The motion passed by the following vote:

For: 4 - Mr. Becker, Ms. Hansing, Mr. Kinsey and Mr. Gross

Opposed: 2 - Mayor Paulissen and Mr. Long

Absent: 1 - Ms. Bentley

- 4C. 15-0758 Consider and take action on a resolution designating a Representative and an Alternate to the Houston-Galveston Area Council General Assembly and Board of Directors for the year 2016 (Mayor Paulissen)

A motion was made by Mr. Becker, seconded by Mr. Long, to approve Resolution No. 2015-61 designating Geri Bentley as Representative and Keith Gross as Alternate to the H-GAC General Assembly and Board of Directors for 2016.

The motion passed by the following vote:

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long

Absent: 1 - Ms. Bentley

5. COMMUNITY SPOTLIGHT

6. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING

- 6A. 15-0742** Hold a public hearing regarding amended assessments against properties in the League City Public Improvement District (PID) No. 2 (Victory Lakes) which will result in a reduction of the original assessment rate (Assistant City Manager)

Mayor Paulissen opened the public hearing at 6:07 p.m.

No one spoke for or against this item.

Mayor Paulissen closed the public hearing at 6:08 p.m.

- 6B. 15-0743** Consider and take action on an ordinance approving the second amendment to the service and assessment plan and adjusting annual assessments for the City of League City Public Improvement District No. 2 (Victory Lakes) (Assistant City Manager)

Staff recommends approval on first and final reading.

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

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long

Absent: 1 - Ms. Bentley

A motion was made by Ms. Hansing, seconded by Mr. Becker, to approve Ordinance No. 2015-48 approving the second amendment to the service and assessment plan and adjusting annual assessments for the City of League City Public Improvement District No. 2 (Victory Lakes). The motion passed by the following vote:

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long

Absent: 1 - Ms. Bentley

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
Delia Rose	283 West Fork	Animal Shelter
Monica Millican	934 Plantation	Animal Shelter

8. COUNCIL MEMBERS COMMENTS/REPORTS

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

Todd Kinsey said thoughts and prayers out to Mrs. Bentley, whose husband John passed over the weekend. The library will be closed for the Christmas holidays from December 24 through December 27. The Helen Hall Library Board of Trustees and the Friends of Helen Hall Library will not meet in December. The next meeting of the Trustees will be January 14 at 6:30 p.m. and the next Friends Board meeting is January 28 at 5:00 p.m. Have a Merry Christmas and a Happy New Year.

Dan Becker said I will echo some of the comments of my colleague Mr. Kinsey about the unfortunate passing of John Bentley. In my estimation, John Bentley stood tall amongst his peers in more ways than one. I had a high regard and respect for Mr. Bentley. I will miss him sorely. John, I hope you rest in peace.

Nick Long said I would also like to put thoughts and prayers to the Bentley family as a whole. John was certainly a great man who helped me in a variety of ways at different times in my life. I would also like to say congratulations and thank you to the pastor of Dominion Church on the construction of their new building. I guess he left, but it's great when people come in here and praise the City and the workers in the City for the job that they do. All too often we just hear about the negatives. We don't hear about all the satisfied customers of the city that come through so thank you to him for mentioning that and also thank you to the staff that was involved in that to earn that praise in the first place.

Keith Gross said good evening and welcome to council. Like my other colleagues I'd like to take a minute and recognize John Bentley. I only met him through his wife Geri during my campaign and we had an opportunity on several occasions to sit down and talk and I had to persuade him why I was worthy to hold this spot up here, but it was interesting for someone I didn't know that well after we had our couple of conversations, he would actually stand out near the mailbox pushing for my campaign. And it's not so much to talk about me, it's just once this man had a certain degree of conviction he appeared to stand up and push for it and fight for it. I wish I'd got to know him a little bit better. My thoughts and prayers go with him. The other thing I would like to say is, changing the topic a little bit, not this weekend but last weekend, my daughter was looking for something to do and my wife said Keith, take Kaitlyn and go do something with her and it just occurred to me that a few months prior we had been to the League City Animal shelter and I was reminded then that I could come there with my daughter at any time and take one of the dogs out and run it in the yard. So I get there this time and while I'm talking to the people there, they have a program and this is why I want to bring it up, where you as a parent can take a dog home for the holidays and then return the dog. No costs are involved. So these dogs are cooped up 23, 23 1/2 hours in the day in a small little pen and they're looking up at anybody that walks by just dying for someone to play with, so on the weekends I've tried to make it routine that I can go there with my daughter, pick one out of every 24 dogs and say let's take this one for a walk and that dog will give you so much love and affection. When you're thinking about something a parent can do with a child, it's no cost, it's local, and I promise if you're kid has half as much fun as my child had, it will be a worthwhile experience. So to all the people in League City, all the fathers and the mothers, if you're looking for something to do to entertain your child over the next couple of weeks, take your child to the League City Animal Shelter. Let your child walk in, pick a dog out and play with it in the yard. If you can do better than that, take an animal home for the holidays. Give it a good Christmas.

Heidi Hansing said welcome everyone to the City Council meeting tonight. Keith, I want to say for someone who did not know John Bentley as well as others, you really nailed the essence of who is especially in public, because he was a man of conviction. He spoke and acted accordingly and he has been a very beloved member of my family for many, many years so my thoughts and prayers are with Geri and her family and she is surrounded by a lot of loved ones right now. I'm glad that she is and I just wanted her to know that everyone here is thinking of her. Thank you for saying that, Keith. After the last meeting I mentioned to you that there was going to be new opportunity to participate in City events with the Citizens University, which we hosted last year to great success. After I mentioned it at the last meeting, it just so happened I was Christmas shopping at Academy outside of League City where I had to go to get the things I needed, and I ran into a couple of our graduates from Citizens University and I had actually been thinking of them. It was a father and two of his children who had gone through the Citizens University last time and had spoken so glowingly of it after their classes and they were really the ones I was thinking of when I mentioned it last time.

So it was interesting that I ran into them and we had some great and combustible conversation there in the Academy outside of League City, as to why we were all in the Academy outside of League City. But in any case, with that said, it inspired me to mention it yet again because we have a Citizens University that is starting on January 7 and for anyone who has any interest in how your local government operates and the various departments therein, I would really like to encourage you to participate, especially if you're at home and watching right now so I wanted to tell you a little bit about what it involves. The class sessions are held for ten weeks and they're on Thursday evenings from 7:00 p.m. to 9:00 p.m. Each of the sessions will have a presentation from one or more League City staff members and it may also include some projects. There's going to be a capstone project that they'll have for this year's classes as well. The class is limited to twenty participants and there is a background check that will be required for admission. That will be required at the League City Public Safety Building. The classes are open to residents of League City, city employees and League City business owners who are not currently holding a position as an elected official or are running for office during a class session. They must be 18 years of age or older and able to pass the background check so that's pretty simple and I would just remind everyone that it starts right after the new year. I hope that they can participate. With all that said I wish you all a very merry Christmas and a happy New Year and we'll see you next year.

9. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said I'm just going to reiterate the comments of my council members in wishing Council Member Bentley our heartfelt prayers for the time of loss with John. I had an opportunity to ride on a few trips with Geri to different TML events and she talked fondly of all her trips with John and I would also like to say special thanks to several of our council members who were there helping Mrs. Bentley here recently and that comes from the heart and it's always hard during the holidays but again our hearts and prayers go out to Geri at this time of her loss. I also want to say we're going to have a 100K Ceremony. The City of League City is making a major milestone in the city's history with the community celebration including the planting of three oak trees and burying of a 50 year time capsule on December 29 at 1:30 p.m. at Hometown Heroes Park. The ceremony is co-hosted by the League City Regional Chamber of Commerce and we encourage all residents to come out to celebrate the city reaching 100,000 in population and the important role our citizens play in making League City the best place to live, work and play. We will monitor the weather and reschedule the celebration if necessary for January 5, 2016 and updates on weather calls and additional information on the ceremony are posted on the City's website and social media pages.

10. REPORTS FROM STAFF MEMBERS

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

- 10A. 15-0720 Presentation of the Investment Report of the Section 4B Industrial Development Corporation for the quarter ended September 30, 2015 (Director of Finance)**

The report was presented by Rebecca Underhill, Assistant City Manager.

Deputy City Manager John Baumgartner gave Council an update on the Cabela's project.

11. CONSENT AGENDA**Approval of the Consent Agenda**

A motion was made by Mr. Becker, seconded by Mr. Kinsey, to approve Consent Agenda Items The motion passed by the following vote:

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long

Absent: 1 - Ms. Bentley

- 11A. 15-0741 Consider and take action on a resolution to ratify an interlocal agreement between the City of League City and Clear Creek Independent School District (CCISD) for use of CCISD facilities in the expected amount of \$13,685 from December 7, 2015 - March 1, 2016 (Director of Parks & Cultural Services)**

Resolution No. 2015-62 was approved on the Consent Agenda

- 11B. 15-0746 Consider and take action on final acceptance of municipal infrastructure for Hidden Lakes Commons (Deputy City Manager)**

Approved on the Consent Agenda

- 11C. 15-0753 Consider and take action on a resolution approving a Professional Services Agreement with Jones & Carter, Inc. for the Dallas Salmon Effluent Discharge Project in the total amount of \$419,755 (Deputy City Manager)**

Resolution No. 2015-63 was approved on the Consent Agenda

- 11D. 15-0750 Consider and take action on final acceptance of municipal infrastructure for Mar Bella, Sections 16B & 16C (Deputy City Manager)**

Approved on the Consent Agenda

- 11E. 15-0755 Consider and take action on a resolution determining a public necessity to acquire real property interests in certain properties for the ST1101 Five Corner Realignment Project, and authorizing the use of eminent domain powers for the acquisition of the acquisition of real property interests in the properties (Deputy City Manager)**

Resolution No. 2015-64 was approved on the Consent Agenda

- 11F. 15-0721 Receive and approve submission of the FY2015 annual reports for Tax Increment Reinvestment Zone #2 (Victory Lakes), Zone #3 (Centerpointe) and #4 (Westwood) (Assistant City Manager)
- Approved on the Consent Agenda
- 11G. 15-0749 Consider and take action to approve a resolution for annual maintenance and emergency maintenance of the traffic signals and advance/school zone flashers to Southwest Signal Supply, Inc. in an amount not to exceed \$80,000 (Assistant City Manager)
- Resolution No. 2015-65 was approved on the Consent Agenda
- 11H. 15-0747 Consider and take action on a resolution to approve the annual purchase of line repair materials from HD Supply Waterworks in the estimated amount of \$175,000 (Assistant City Manager)
- Resolution No. 2015-66 was approved on the Consent Agenda
- 11I. 15-0751 Consider and take action to replace three (3) Police Patrol Dodge Chargers utilizing BuyBoard pricing and at a total cost of \$ \$148,359 (Assistant City Manager)
- Approved on the Consent Agenda
- 11J. 15-0754 Consider and take action on Ordinance No. 2015-46 amending Chapter 114, Section 114-2 of the Code of Ordinances of the City of League City entitled "Water Wells" - Second Reading (Deputy City Manager)
- Council approved first reading 7-0-0 on December 8, 2015.
- Ordinance No. 2015-46 Second Reading was approved on the Consent Agenda

END OF CONSENT AGENDA

12. OLD BUSINESS

- 12A. 15-0748 Consider and possibly act to form a subcommittee of the City Council to investigate and make findings regarding alleged misconduct by a member of the City Council (Council Member Becker and Council Member Bentley)

Council postponed to December 22, 2015 meeting 5-2-0 with 1 absent on November 24, 2015.

A motion was made by Mr. Becker, seconded by Ms. Hansing, to approve appointing a subcommittee to investigate alleged misconduct of one of the members, in this case the filing of a government document with significant discrepancies by Tim Paulissen, and naming to the subcommittee Council Members Becker, Gross and Kinsey.

A motion was made by Mr. Long, seconded by Mr. Gross, to amend the original motion to only form a subcommittee, not naming people to the subcommittee. The motion failed by the following vote:

For: 3 - Mr. Becker, Mr. Gross and Mr. Long

Opposed: 3 - Mayor Paulissen, Ms. Hansing and Mr. Kinsey

Absent: 1 - Ms. Bentley

The original motion was amended by Mr. Becker, seconded by Mr. Kinsey, to name Mr. Becker, Mr. Gross and Mr. Long to the subcommittee. Per the City Attorney, the motion failed by the following vote due to a lack of a majority vote (4 votes) from the members present:

Abstained: 1 - Mayor Paulissen
For: 3 - Mr. Becker, Ms. Hansing and Mr. Gross
Opposed: 2 - Mr. Kinsey and Mr. Long
Absent: 1 - Ms. Bentley

13. NEW BUSINESS

- 13A. 15-0756 Consider and take action on a resolution to authorize and direct the City Manager or his designee to provide for public hearing notification, prepare service plan for, and initiate annexation proceedings in accordance with the Texas Local Government Code on approximately 8.53 acres of land located east of the western right of way of Lawrence Road to the eastern right of way of Lawrence Road, encompassing all of Lawrence Road north of SH 96 and south of FM 2094 in the extraterritorial jurisdiction (ETJ) of the City of League City (Director of Planning and Development)

A motion was made by Mr. Long, seconded by Mr. Kinsey, to approve Resolution No. 2015-67 to authorize and direct the City Manager or his designee to provide for public hearing notification, prepare service plan for, and initiate annexation proceedings in accordance with the Texas Local Government Code on approximately 8.53 acres of land located east of the western right of way of Lawrence Road to the eastern right of way of Lawrence Road, encompassing all of Lawrence Road North of SH 96 and South of FM 2094 in the extraterritorial jurisdiction (ETJ) of the City of League City. The motion passed by the following vote:

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long
Absent: 1 - Ms. Bentley

- 13B. 15-0757 Consider and take action on a resolution to authorize and direct the City Manager or his designee to provide for public hearing notification, prepare service plan for, and initiate annexation proceedings in accordance with the Texas Local Government Code on approximately 63.1 acres of land generally located south of the northern right of way of State Highway 96, west of State Highway 146, and north of the Mar Bella subdivision in the extraterritorial jurisdiction (ETJ) of the City of League City (Director of Planning and Development)

A motion was made by Mr. Long, seconded by Mr. Becker, to approve Resolution No. 2015-68 to authorize and direct the City Manager or his designee to provide for public hearing notification, prepare service plan for, and initiate annexation proceedings in accordance with the Texas Local Government Code on approximately 63.1 acres of land generally located south of the northern right of way of State Highway 96, west of State Highway 146, and north of the Mar Bella subdivision in the extraterritorial jurisdiction (ETJ) of the City of League City. The motion passed by the following vote:

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Hansing, Mr. Kinsey, Mr. Gross and Mr. Long
Absent: 1 - Ms. Bentley

14. FIRST READING OF ORDINANCES

15. TABLED ITEMS SUBJECT TO RECALL**16. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED****17. EXECUTIVE (CLOSED) SESSION (S)**

Mayor Paulissen announced that Item 17A and Item 18A had been pulled by staff.

17A. 15-0745 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)

Pulled

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

18A. 15-0744 Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)

Pulled

19. ADJOURNMENT

At 7:04 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: