



# City of League City, TX

300 West Walker  
League City TX 77573

## Meeting Minutes City Council

---

Tuesday, January 8, 2013

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**  
**Dennis O'Keeffe**  
**Heidi Thiess**  
**Todd Kinsey**  
**Geri Bentley**  
**Andy Mann**  
**Joanna S. Dawson**

**City Manager:** **Michael Loftin**  
**City Attorney:** **Arnold Polanco**  
**City Secretary:** **Diana M. Stapp**  
**Assistant City Manager, Public Works:** **John Baumgartner**  
**Chief of Police:** **Michael Kramm**  
**Director of Engineering:** **Linc Wright**  
**Director of Finance:** **Rebecca Underhill**  
**Director of Human Resources/Civil Service:** **Iisha Patterson**  
**Director of Parks & Cultural Services:** **Chien Wei**  
**Director of Planning & Development:** **Tony Allender**

#### 1. CALL TO ORDER AND ROLL CALL OF MEMBERS

Mayor Paulissen called the meeting to order at 6:02 p.m. and called the roll. All members of Council were present except Ms. Dawson who arrived at 8:21 pm.

**Absent** 1 - Ms. Joanna Dawson

**Present** 7 - Mayor Tim Paulissen, Mr. Dan Becker, Mr. Dennis O'Keeffe, Ms. Heidi Thiess, Mr. Todd Kinsey, Ms. Geri Bentley and Mr. Andy Mann

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

The invocation was given by Pastor Matt Neely of the Watershed Church. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. **13-0701** November 13, 2012 Regular Meeting

**Approved**

3B. **13-0703** November 19, 2012 Special Meeting

**Approved**

3C. **13-0702** November 19, 2012 Regular Meeting

**Approved**

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

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

4A. **13-0721** Recognition from the U.S. Federal Emergency Management Agency for the City of League City's improvements to the City's Community Rating System (CRS) score reflecting better flood mitigation and prevention and potential reductions in flood insurance premiums for League City property owners (Mayor Paulissen)

**Ms. Donnie Walsh, representing FEMA and the National Flood Insurance Program was present to recognize the City's efforts in promoting sound flood plain management.**

4B. **13-0720** Presentation of a proclamation designating January 9, 2013 as Chinese National Police Day (Mayor Paulissen)

**China's Xhejiang Police College has been a partner with Sam Houston State University and the City of League City in an internship and exchange program for the past four years.**

**The Mayor will present the proclamation later in the week.**

4C. **13-0722** Consider and take action on appointments to the Hotel Occupancy Tax Advisory Board (Mayor Paulissen)

Mayor Paulissen recommends confirmation of his reappointment of current members.

**Mayor's appointments:**

<b>Position 1. Hotel Representative</b>	<b>Roy Green</b>
<b>Position 2. Hotel Representative</b>	<b>Vikram Patel</b>
<b>Position 4. Business Representative</b>	<b>Lisa Howard</b>
<b>Position 6. Arts/Historic Preservation</b>	<b>Diana Dornak</b>

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to confirm the Mayor's appointments to the Hotel Occupancy Tax Advisory Board. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

## **5. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING**

- 5A.** [13-0695](#) Hold a public hearing on a Zone Change Application, Z12-06 (TNMP Butler Road Substation #1), a request to rezone approximately 5.1 acres from "OS" (Open Space) and "CM" (Commercial Mixed Use) to "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval by a vote of 8-0-0 on December 3, 2012.

**Mayor Paulissen opened the public hearing at 6:13 p.m.**

**No one was present to speak for or against this item.**

**Mayor Paulissen closed the public hearing at 6:13 p.m.**

- 5B.** [13-0696](#) Consider and take action on an ordinance amending Ordinance No.2005-24, to rezone approximately 5.1 acres (Z12-06 TNMP Butler Road Substation #1) from "OS" (Open Space) and "CM" (Commercial Mixed Use) to "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval by a vote of 8-0-0 on December 3, 2012.

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to approve Ordinance No. 2013-01 amending Ordinance No .2005 24, to rezone approximately 5.1 acres (Z12-06 TNMP Butler Road Substation #1) from "OS" (Open Space) and "CM" (Commercial Mixed Use) to "PS" (Public / Semi Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

- 5C. [13-0697](#) Hold a public hearing on a Special Use Permit Application, SUP12-04 (TNMP Butler Road Substation #2), for a Special Use Permit for a major utility use [electrical substation] on approximately 5.1 acres on property zoned "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval, with conditions, by a vote of 8-0-0 on December 3, 2012.

**Mayor Paulissen opened the public hearing at 6:15 p.m.**

**No one was present to speak for or against this item.**

**Mayor Paulissen closed the public hearing at 6:15 p.m.**

- 5D. [13-0698](#) Consider and take action on an ordinance amending Ordinance No.2005-24, for a Special Use Permit (SUP12-04 TNMP Butler Road Substation #2) for a major utility use [electrical substation] on approximately 5.1 acres on property zoned "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval, with conditions, by a vote of 8-0-0 on December 3, 2012.

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to approve Ordinance No. 2013-02 amending Ordinance No.2005 24, for a Special Use Permit (SUP12-04 TNMP Butler Road Substation #2) for a major utility use [electrical substation] on approximately 5.1 acres on property zoned "PS" (Public / Semi Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

- 5E. [13-0687](#) Hold a public hearing on Special Use Permit Application, (SUP12-03 Gordon), for a gas and service station use on approximately 1.7 acres on property zoned "CM" (Commercial Mixed Use), legally described as Lot 15 of Division "C" in League City Subdivision, generally located north of Abilene Street, east of FM 270 and west of St. Christopher Avenue, with the approximate address being 345 FM 270 in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval with conditions on December 3, 2012 by a vote of 8-0.

**Mayor Paulissen opened the public hearing at 6:17 p.m.**

**No one was present to speak for or against this item.**

**Mayor Paulissen closed the public hearing at 6:17 p.m.**

- 5F. [13-0688](#) Consider and take action on an ordinance amending Ordinance No.2005-24, for a Special Use Permit, (SUP12-03 Gordon), for a gas and service station use on approximately 1.7 acres on property zoned "CM" (Commercial Mixed Use), legally described as Lot 15 of Division "C" in League City Subdivision, generally located north of Abilene Street, east of FM 270 and west of St. Christopher Avenue, with the approximate address being 345 FM 270 in League City, Texas (Director of Planning & Development)

Planning and Zoning Commission recommended approval with conditions on December 3, 2012, by a vote of 8-0.

**Conditions: that a natural barrier be installed around the detention pond for traffic safety.**

**A motion was made by Mr. O'Keeffe, seconded by Ms. Bentley, to approve, with conditions, Ordinance No. 2013-03. amending Ordinance No.2005 24, for a Special Use Permit, (SUP12-03 Gordon), for a gas and service station use on approximately 1.7 acres on property zoned "CM" (Commercial Mixed Use), legally described as Lot 15 of Division "C" in League City Subdivision, generally located north of Abilene Street, east of FM 270 and west of St. Christopher Avenue, with the approximate address being 345 FM 270 in League City, Texas. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

- 5G. [13-0689](#) Hold a public hearing on Zone Change Application, (Z12-07 Thomas), a request to rezone approximately 3.3 acres from "RSF-5" (Single-family residential with a minimum lot size of 5,000 square feet) to "CG" (General Commercial), legally described as a portion of Lots 1-6 and all of lots 7-12 in Blocks 256-258 of the Moore's Addition, generally located north of West FM 646 and west of Highway 3, with the approximate address being 301 West FM 646, League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval on December 3, 2012 by a vote of 8-0.

**Mayor Paulissen opened the public hearing at 6:20 p.m.**

**No one was present to speak for or against this item.**

**Mayor Paulissen closed the public hearing at 6:20 p.m.**

- 5H. [13-0690](#) Consider and take action on an ordinance amending Ordinance No.2005-24, to rezone approximately 3.3 acres (Z12-07 Thomas), from "RSF-5" (Single-family residential with a minimum lot size of 5,000 square feet) to "CG" (General Commercial), legally described as a portion of Lots 1-6 and all of lots 7-12 in Blocks 256-258 of the Moore's Addition, generally located north of West FM 646 and west of Highway 3, with the approximate address being 301 West FM 646, League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval on December 3, 2012 by a vote of 8-0.

A motion was made by Mr. O’Keeffe, seconded by Ms. Bentley, to approve Ordinance No. 2013-04 amending Ordinance No.2005 24, to rezone approximately 3.3 acres (Z12-07 Thomas), from “RSF-5” (Single family residential with a minimum lot size of 5,000 square feet) to “CG” (General Commercial), legally described as a portion of Lots 1-6 and all of lots 7-12 in Blocks 256-258 of the Moore’s Addition, generally located north of West FM 646 and west of Highway 3, with the approximate address being 301 West FM 646, League City, Texas. The motion passed by the following vote:

**For:** 7 - Mayor Paulissen, Mr. Becker, Mr. O’Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 - Ms. Dawson

**6. 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
Brent Fornet	804 Coryell Street	Historic District
Trey Schoellkopf	102 7th Street	First Responders/Historic District

**7. COUNCIL MEMBERS COMMENTS/REPORTS**

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

Todd Kinsey said the programs are in full swing at the Helen Hall Library. We have Story Time, Antiques Roundtable, Crazy Thursdays and Teen Winter Fest. The topic for this month’s book discussion club is Their Eyes Were Watching God by Nora Neale Hurston. Program days and times can be found online at [www.leaguecitylibrary.org](http://www.leaguecitylibrary.org) or you can call the library at 281-554-1111.

Dan Becker had no comments.

Geri Bentley had no comments.

Andy Mann said we are really lucky. We live in the greatest country, in the greatest state and really the greatest city in the Houston Metro area. But on January 26 we are all going to come together as a team with a single goal of making this city even better. Each of us on council have ideas on how to make this city safer, smarter and more scenic, but as your elected officials, this is really an opportunity for those of you out in the community to have your voice heard. Just as a call to all of you out there, if you've seen anything that you would want us to work on in the next year, drop us an email, give some of us a call or hit us up on Facebook. We're all ears at this time and we want to set the ship in a direction that not only reflects each of our personal ideas of where to go but where the community as a whole wants to see the city go.

Heidi Thiess said welcome back from your holiday vacation. I just wanted to remind you that today opened the session for the 83rd Legislative Session. There is good reason we keep those guys out of Austin for most of the time, out of every 2 years, but every 2 years they go there for 140 days and this is when you need to really be paying attention. Things happen very quickly and I think it really behooves people to know exactly how their government works, not just here at the city but also at the state level. Much of what they do will impact us here at home. The closer the government is to home the more impact it has on your daily life so I just wanted to let you know it did open today and it's opening with a bang. Just keep your eyes on your elected officials there. They are there for 140 days, possibly another 30 more if they can't get their business done but they are your public servants, they work for you, you pay their bills and hold them accountable. Hold their feet to the fire. Thank you.

Dennis O'Keeffe said welcome everyone to the first council meeting of 2013. We appreciate you all attending these activities and I look forward as well to working with our new City Council members for the fiscal year 2013. It's going to be a joyous and entertaining time. Just as a reminder, we've hit on a couple of things already this year. We talked quite extensively last night that we are still in a drought condition here in southeast Texas so be prepared to do your part if called upon to try and curtail the use of water in the event that we experience some of the similar conditions that we had a couple of years ago. Also, I would like to recognize that there were a lot of wonderful Christmas and New Year's events around the city over the holidays of which I had the blessed opportunity to participate in one of those. I wanted to thank Clear Creek Village for that invitation. I really had a wonderful, great time. I met some really great people but we look forward to seeing you all often, attending the council meetings. If you have any questions feel free to contact me anytime.

**8. MAYOR COMMENTS/ REPORT**

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

**Mayor Paulissen said we did have a meeting this morning at 10:00 a.m. with the National Weather Service to talk about the pending possibility of a severe storms and the possibility of flooding. We met this morning with Brad Goudie, who is our Fire Chief, Dena Mahan our Emergency Management Coordinator, and some police officials and city staff. Several years back in April of 2009 we had a major thunderstorm that brought about over an inch of rain in a short period of less than a minute, I think. It was almost a national record for the amount of rainfall that could come down in one minute. So far we've missed the bulk of this. We may still have some major issues with the rain and I would like to say that the city today is in a lot better shape as far as all of their outfall ditches and all that kind of stuff so rest assured your staff has been monitoring status of the city right now and probably will be monitoring this evening. Brad said that he may be up all night to make sure that your city is safe and that if we have any issues with water we can address them in a timely manner. We appreciate that.**

**9. REPORTS FROM STAFF MEMBERS**

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

**Mike Loftin said just to follow on the comments you just made we thought it would be appropriate for Chief Goudie, as Emergency Management coordinator, to come up and give a brief report on what we need to perhaps be aware of tomorrow. We do have a second day facing us.**

**Chief Goudie said we do have a very significant weather pattern developing. The concerns are, we're looking for a minimum of two inches of rain but we are in the target of closer to four to seven inches in reality. Currently grounds are saturated so we're going to be looking at heavy run-off. Keep in mind the message turn around, don't drown. Let's counsel all of our residents if you see that high water, avoid it. Some other concerns we've got, we're expecting anywhere from 4:00 to 6:00 o'clock in the morning a squall line coming through and anticipated straight line winds from 40 to 60 mph. With these saturated soils we're subject to a lot of trees turning over. We have already had one 30 foot tall oak tree that went over today out of the storm this morning. Keep in mind the situational awareness. Avoid the flood waters, stay tuned to the radar. Emergency Management staff will be monitoring the situation and if it progresses worse we will be sending out notifications so we are on call.**

**10. CONSENT AGENDA**

Approval of the Consent Agenda

**Agenda Item 10D was pulled by Mr. Becker, Items 10B and 10C were pulled by Mr. OKeefe.**

**A motion was made by Mr. Mann, seconded by Mr. Becker, to approve the Consent Agenda with the exception of Items 10B, 10C, and 10D. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. OKeefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

**10A. 13-0692**

Consider and take action on acceptance of the municipal infrastructure to serve Enclave at Bay Colony West Section 1, Phase 2 within Bay Colony West Municipal Utility District (Assistant City Manager, Public Works)

Staff recommends approval.

**Approved on the Consent Agenda**

**10B. 13-0691**

Consider and take action on a pipeline easement offer from Genesis Pipeline, L.P. for the installation and maintenance of an 18-inch pipeline within the Interurban corridor (Assistant City Manager, Public Works)

Staff recommends approval.

**A motion was made by Mr. OKeefe, seconded by Mr. Kinsey, to approve a pipeline easement offer from Genesis Pipeline, L.P. for the installation and maintenance of an 18-inch pipeline within the Interurban corridor. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Mr. OKeefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -

Ms. Dawson

**10C. 13-0708**

Consider and take action on a request by the League City Lions Club for a variance to Chapter 74, Article I, Section 74-1 of the Code of Ordinance of the City of League City entitled "Hours for use of city parks and boat ramps" for use of the Eastern Regional Park on the first Sunday of each month from March 2013 to March 2014 (Director of Parks & Cultural Services)

Staff recommends approval.

**A motion was made by Mr. Kinsey, seconded by Ms. Bentley, to approve a request by the League City Lions Club for a variance to Chapter 74, Article I, Section 74-1 of the Code of Ordinance of the City of League City entitled "Hours for use of city parks and boat ramps" for use of the Eastern Regional Park on the first Sunday of each month from March 2013 to March 2014. The motion passed by the following vote:**

**For:** 7 -  
Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -  
Ms. Dawson

- 10D.** [13-0717](#) Consider and take action to award the construction contract for the Ghirardi WaterSmart Project (Director of Parks and Cultural Services)

Staff recommends award of a contract to Landscape Art, Inc. in the reduced amount of \$669,278.

**A motion was made by Mr. O'Keeffe, seconded by Mr. Becker, to discuss.**

**Mr. Jay Williams of Landscape Art, Inc. was available for questions.**

**A motion was made by Ms. Thiess, seconded by Mr. Kinsey to postpone indefinitely.**

**The motion was amended by Mr. O'Keeffe, seconded by Mayor Paulissen, to postpone until the end of the meeting to allow staff to refigure the contract. The motion failed by the following vote:**

**For:** 3 -  
Mayor Paulissen, Mr. O'Keeffe and Ms. Thiess

**Opposed:** 4 -  
Mr. Becker, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent:** 1 -  
Ms. Dawson

**The motion was amended by Ms. Thiess, seconded by Mr. Kinsey, to postpone to the January 22, 2013 meeting. The motion passed by the following vote:**

**For:** 6 -  
Mayor Paulissen, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Opposed:** 1 -  
Mr. Becker

**Absent:** 1 -  
Ms. Dawson

- 10E.** [13-0704](#) Consider and take action on a resolution dissolving the Local Government Corporation, the Park on Clear Creek Development Authority and the Community Investment Committee (City Manager)

**Resolution No. 2013-01 was approved on the Consent Agenda**

### **END OF CONSENT AGENDA**

- 11.** **OLD BUSINESS**

**12. NEW BUSINESS**

- 12A. [13-0714](#) Consider and take action on an Addendum to Contract for Visitor Center Services (Director of Planning and Development)

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to discuss.**

**Mr. Jason Ebey, former President of the League City Chamber of Commerce and Ms. Laurie Baldwin, current President, were available for questions.**

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to postpone the Addendum to Contract for Visitor Center Services to the January 22, 2013 meeting. The motion passed by the following vote:**

**For: 7 -**

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent: 1 -**

Ms. Dawson

**13. FIRST READING OF ORDINANCES**

- 13A. [13-0713](#) Consider and take action on an ordinance amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for the Fiscal Year 2012 by amending Ordinance No. 2011-48, No. 2011-66, No. 2012-05, No. 2012-08 and 2012-17 to adjust the operating budget for actual expenditures (City Manager)

Staff recommends approval and requests first and final reading.

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to approve first and final reading. The motion passed by the following vote:**

**For: 7 -**

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent: 1 -**

Ms. Dawson

**A motion was made by Mr. O'Keeffe, seconded by Ms. Bentley, to approve Ordinance No. 2013-05 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for the Fiscal Year 2012 by amending Ordinance No. 2011-48, No. 2011-66, No. 2012-05, No. 2012-08 and 2012-17 to adjust the operating budget for actual expenditures. The motion passed by the following vote:**

**For: 7 -**

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Absent: 1 -**

Ms. Dawson

- 13B. [13-0700](#) Consider and take action on an ordinance amending the boundaries of the Historic District for requests approved by City Council prior to adoption of the moratorium established by ordinance on December 11, 2012 (Director of Planning & Development)

**A motion was made by Ms. Thiess, seconded by Mr. Kinsey, to approve first and final reading. The motion passed by the following vote:**

**For:** 6 - Mayor Paulissen, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Opposed:** 1 - Mr. Becker

**Absent:** 1 - Ms. Dawson

**A motion was made by Mr. O'Keeffe, seconded by Ms. Thiess, to approve Ordinance No. 2013-06 amending the boundaries of the Historic District for requests approved by City Council prior to adoption of the moratorium established by ordinance on December 11, 2012. The motion passed by the following vote:**

**For:** 6 - Mayor Paulissen, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

**Opposed:** 1 - Mr. Becker

**Absent:** 1 - Ms. Dawson

14. **TABLED ITEMS SUBJECT TO RECALL**

15. **ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED**

**Mayor Paulissen announced that Joanna Dawson arrived at 8:21 p.m.**

**Present** 8 - Mayor Tim Paulissen, Mr. Dan Becker, Mr. Dennis O'Keeffe, Ms. Heidi Thiess, Mr. Todd Kinsey, Ms. Geri Bentley, Mr. Andy Mann and Ms. Joanna Dawson

- 15A. [13-0726](#) Consider and take action on appointment to the Growth and Development Advisory Committee (City Manager)

**Position No. 9 of the Growth and Development Advisory Committee is vacant. Council Member Joanna Dawson's nominee is Mike Hembree.**

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to approve the appointment of Mike Hembree Position No. 9 of the Growth and Development Advisory Committee. The motion passed by the following vote:**

**For:** 8 - Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

**16. EXECUTIVE (CLOSED) SESSION (S)**

**At 8:24 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:**

- 16A. 13-0711** Texas Open Meetings Act, Section 551.074 Government Code - Personnel Matters
- Discuss employment or appointment of a public officer or employee, to-wit: Presiding Municipal Court Judge (Director of Finance)
- 16B. 13-0693** Texas Open Meetings Act, Section 551.072 Government Code - Deliberations about real property
- Discuss potential purchase or sale of real property interests (Assistant City Manager, Public Works).
- This item was pulled by staff.**
- 16C. 13-0709** Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney
- Consultation with City Attorney regarding the following pending litigation:
- Cause No. 12-CV-2369; CenterPoint Energy Houston, LLC vs. City of League City, Texas, et al; In the 10th Judicial District Court of Galveston County, Texas (City Attorney)
- 16D. 13-0715** Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney
- Consultation with City Attorney to discuss post-litigation terms of settlement agreement [Paul Smith, et al v. City of League City, Texas] (City Attorney)
- 16E. 13-0723** Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney
- Consultation with City Attorney regarding the following pending litigation:
- Cause No. CO012000376; State of Texas vs. Star Toyota; In the Municipal Court of the City of League City, Galveston County, Texas (City Attorney)

**At 10:24 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.**

**17. ACTION ITEM(S) FROM EXECUTIVE SESSION(S)**

- 17A. 13-0712** Consider and take action on the employment or appointment of a public officer or employee, to-wit: Presiding Municipal Court Judge (Director of Finance)

**A motion was made by Mr. Mann, seconded by Mr. Becker, to approve moving forward with the contract as discussed in the executive session. The motion passed by the following vote:**

**For:** 7 -

Mayor Paulissen, Mr. Becker, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

**Opposed:** 1 -

Mr. O'Keeffe

- 17B. 13-0694** Consider and take action on discussion concerning potential purchase or sale of real property interests (Assistant City Manager, Public Works)

**This item was pulled by staff.**

- 17C. 13-0710** Consider and take action on consultations with City Attorney regarding the following pending litigation:

Cause No. 12-CV-2369; CenterPoint Energy Houston, LLC vs. City of League City, Texas, et al; In the 10th Judicial District Court of Galveston County, Texas (City Attorney)

**No Action**

- 17D. 13-0716** Consider and take action arising from consultation with City Attorney regarding post-litigation terms of settlement agreement [Paul Smith, et al v. City of League City, Texas] (City Attorney)

**A motion was made by Mayor Paulissen, seconded by Mr. Kinsey, to approve proceeding as discussed in executive session. The motion passed by the following vote:**

**For:** 8 -

Mayor Paulissen, Mr. Becker, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

- 17E. 13-0724** Consider and take action on consultation with City Attorney regarding the following pending litigation:

Cause No. CO012000376; State of Texas vs. Star Toyota; In the Municipal Court of the City of League City, Galveston County, Texas (City Attorney)

**No Action**

18. **ADJOURNMENT**

At 10:26 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: March 12, 2013**