



# City of League City, TX

300 West Walker  
League City TX 77573

## Meeting Minutes City Council

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Tuesday, April 26, 2016

6:00 PM

Council Chambers  
200 West Walker Street

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### 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:**

**Pat Hallisey**

**City Council Members:**

**Dan Becker  
Hank Dugie  
Heidi Hansing  
Todd Kinsey  
Geri Bentley  
Keith Gross  
Nick Long**

**City Manager:**

**Mark Rohr**

**Deputy City Manager:**

**John Baumgartner**

**Asst. City Manager/Director of Finance:**

**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**

**Director of Public Works**

**Rick Harrah**

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

Mayor Hallisey called the meeting to order at 6:00 p.m. and called the roll. All members of Council were present.

Present 8 - Mayor Pat Hallisey, Mr. Dan Becker, Mr. Hank Dugie, Ms. Heidi Hansing, 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 Pastor Joel McMahon of League City United Methodist Church. Mayor Hallisey led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. 16-0982 March 21, 2016 Council Work Session

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

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

4A. 16-0962 Presentation of certificates and patches to nine Volunteers In Policing recognizing their earned Advanced VIP status (Council Member Long and Council Member Dugie)

4B. 16-0966 Presentation of a proclamation declaring May 1 - 7, 2016 as American Water Works Association "National Drinking Water Week" (Council Member Bentley & Mayor Hallisey)

4C. 16-0970 Recognition of retiring board members, Fay Dudney (Historic Commission), Peter Guglielmo (Historic Commission), and Mel Bogus (Hotel Occupancy Board) (Mayor Hallisey and Council Member Dugie)

4D. 16-0971 Consider and take action on appointments to Boards and Commissions (Mayor Hallisey and Council Member Dugie)

A motion was made by Mayor Hallisey, seconded by Mr. Dugie, to postpone Items 4D and 4E to the next Council Meeting. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

4E. 16-0973 Consider and take action on a resolution for appointment of a representative to the Galveston County Transit District Board of Directors (Mayor Hallisey and Council Member

Postponed

5. **COMMUNITY SPOTLIGHT**

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

6A. 16-0976 Hold a public hearing on Zone Change Application, Z15-20 (Highway 3 & Olive Street), a request to rezone approximately 9.5 acres of the Moore's Addition Subdivision from "OS" (Open Space) and "IL" (Limited Industrial) to "CG" (General Commercial), generally located south of Olive Street and east of State Highway 3 in League City, Texas (Director of Planning and Development)

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

No one signed up to speak.

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

- 6B. 16-0977 Consider and take action on an ordinance amending Ordinance No. 2005-24 to rezone approximately 9.5 acres (Z15-20 Highway 3 & Olive Street) of the Moore's Addition Subdivision from "OS" (Open Space) and "IL" (Limited Industrial) to "CG" (General Commercial), generally located south of Olive Street and east of State Highway 3 in League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval 5-0-0 with 3 absent on April 4, 2016.

A motion was made by Mr. Long, seconded by Mr. Kinsey, to approve Ordinance No. 2016-12 mending Ordinance No. 2005 24 to rezone approximately 9.5 acres (Z15 20 Highway 3 & Olive Street) of the Moore's Addition Subdivision from "OS" (Open Space) and "IL" (Limited Industrial) to "CG" (General Commercial). The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

## 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
Monica Hughes	Director/BLM	Butler Longhorn Museum Event
Chuck DiFalco	2118 Eastland Ct.	Permit for Drilling

## 8. COMMENTS/REPORTS FROM MEMBERS OF COUNCIL

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

Geri Bentley said hello and thank you for coming. I would just like to report that I attended this week a combination meeting of TML which is Texas Municipal League and H-GAC which is Houston Galveston Area Council which I'm a member of both of, and talked to some of my fellow city council members and mayors and we are trying to get ahead of what's going to happen in our legislature when it meets next year as far protecting the rights of the cities to be able to make their own rules. The legislature doesn't like when Washington makes the rules that they have to follow, nor do we like rules that are made by the legislature without giving up mandates, without giving us money to do these things. Several of us are going to get together, I'm on a committee at TML to make sure that we protect the rights of our cities.

Keith Gross said good evening and welcome to the City Council meeting. I just want to remind everybody there is a runoff election for County Commissioner. The two candidates are Darrell Apffel and Tim Paulissen. Don't forget to vote. It's an important election.

Nick Long said thank you everybody for coming out tonight. I just wanted to remind you about the League City Music Festival. It's going to be in two weeks. It's the Bellamy Brothers and Clint Black so that's a pretty fun time. Also, congratulations to my alma mater Clear Creek for winning district the third time in a row and knocking out Clear Springs. Awesome.

Mayor Hallisey said a week ago I went to the National Crime Victims' Rights Week Fair that was sponsored by the League City Police Department over in the Civic Center. Chief, I would like you to express to Stephanie, your Crime Victims Advocate, what a great job she did on that fair that she had at the Civic Center. I had a chance to meet all those people that are helping folks in League City. I just absolutely can't believe there are so many people out there trying to step up and particularly help the most vulnerable of us all and that's children, so Stephanie gets a big kudos for putting that together as do you. I want to mention that Richard Lewis has been in the hospital. Richard and his wife take care of the One Room Schoolhouse. He's had a rough go of it. I can't tell you exactly but he is home now so keep him in your prayers. I also want to mention an event of note that happened in Galveston last week. Vandy Anderson died and a lot of us up here may not know who Vandy Anderson was but he was the voice of Galveston. If you rode the ferry you heard him talking. He was the one giving you direction. He was the news man at KGBC, KILE, he was well known through the region, Toastmaster extraordinaire, stood up for everybody, was president of Galveston College. He did a lot of things in the town. Vandy Anderson was a friend of ours. His sister also lives down the street from us. He will be a great loss to all the communities in Galveston County. I want to mention that tomorrow night I'm having a Post Office meeting at 6:30 p.m. at the civic center. This is not our business but true to what I said on the campaign trail, we have people that monitor social media. There are some problems that are taking place at the Post Office. Everybody seems to know about them but me. We're giving people an opportunity to speak directly to the District Manager and the Postmaster. It's not a formal meeting. As I said, it's not our business other than to try to facilitate. Our citizens have a problem and so we're allowing that to go on.

As mentioned earlier, we bypassed some board appointments but I want to make a plea to people in this community that are watching. Please take a look at our website and find the boards and commissions that we have. Government only works as good as citizens that participate and there are a lot of places within League City and its boards and commissions that you can be a part of what's going on. It's an exciting time to be in League City. It's an exciting time to watch what's going on. I'm looking forward to May 10 when Mr. Rohr is going to unveil the downtown revitalization program. We've been hearing about it awhile. We're excited to hear. I think my 41 years here in town, all I've heard about is somebody ought to do something about downtown and improve it and I think that's coming so we'll have a chance to see it. I encourage all League City residents to eat and shop locally. It solidifies our economy. We have business people here in town. Please eat in the restaurants, shop in the shops. There is a resident in town who sent me this purple tie to wear tonight because, as I walk through the halls of City Hall everybody is kind of sobbing over the loss of Prince. I really didn't know Prince's music. I couldn't tell you one song he sang but I know a lot of people loved him and liked what he did so I'm wearing this in his honor this evening. I want to wish luck to all the baseball, soccer and swimming children across League City who are about to begin their summer season. I wish you the best of luck and have a great time.

Dan Becker had no comments.

Hank Dugie said I would like to take this time to appreciate a couple of people. Last Friday I was given the opportunity to go and participate in a career fair at League City Elementary hosted by Kaitlyn Thompson who is their Communities in Schools partner. Spending time with their fourth and fifth graders really reinforced my faith in the future. They were some of the most respectful kids. I was standing there in the corner as a city council member and I wasn't too sure how many of them would be interested in coming up and speaking with me when there were professional athletes and police officers in the room but I would say that a fair amount of them came by and they had some pretty good questions so I think we're going to be in good hands one day when they graduate and go off to college and do their part to change the world. I also want to give a shout out to city staff that responded during the tornado that happened just a couple of nights ago. Rumor has it that Mr. Rohr went out there at some point in the evening. Is that true? I would like to give him a round of applause because that's the type of leadership that the city needs. I think when we have emergencies it really goes a long way for the head of the city to be out there and to help out with it, so thank you.

Heidi Hansing said I would like to second the City's responses to all of the rain that we've had over the last week and particularly in that situation with a tornado touch down. Ms. Bentley and I have been invited by a Texas State Senator Bob Hall to a summit this week on Thursday and Friday. We'll be attending and bringing home as much information as we can. What it is going to concern is electric grid security. Here in Texas we have about four-fifths of our electric grid is proprietary to Texas. There's only a small part that is not, therefore Texas has the primary responsibility to protect the electric grid, unlike the other states which are going to be reliant on a national response Texas can actually do something about it.

The critical security concerns that we're going to be discussing are high impact threats that would cause a critical infrastructure collapse for a month or more. If you remember from Ike when just a little bit north of here some of the cities were without electricity for weeks and even into a month or two. Civilization breaks down pretty quickly when people are without electrical power. We're going to be addressing specifically Texas' electric grids vulnerability to electromagnetic pulse, geomagnetic solar storms and cyber attacks. Also, we will be discussing emergency preparedness and emerging protective technologies and will highlight local state and federal legislative protection and security efforts. I'm looking forward to that. There's going to be quite a stock of experts there and we're going to be there to learn as much as we can and bring it back here to League City.

Todd Kinsey said over at the library, the Writer's Club meets on April 27 at 5:30 p.m. in the Library Boardroom. This week they will be sharing poetry that has been written by each of the members on May 4 at 10:15 a.m. The Arts Alive will present a preschool program on Friendship. For the Teens, the library is offering a Comic Book Crafts Program on Friday, May 6 from 4:30 p.m. to 5:30 p.m. Free Comic Book Day 2016 is the reason for that celebration.

**9. REPORTS FROM STAFF MEMBERS**

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

**10. CONSENT AGENDA**

**Approval of the Consent Agenda**

A motion was made by Mr. Kinsey, seconded by Mr. Gross, to approve Consent Agenda Items 10A through 10E. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

- 10A. 16-0968** Consider and take action on acceptance of three water line easements along League City Parkway (SH 96), granted by Grason Communities Ltd, Wayne C. Fox, and Mar Bella Community, Inc., currently occupied by the City's municipal 12-inch water line (Deputy City Manager)

Approved on the Consent Agenda

- 10B. 16-0965** Consider and take action on a resolution to ratify a contract executed with TXU Energy Retail Co. LLC for the purchase of electricity (Deputy City Manager)

Resolution No. 2016-37 was approved on the Consent Agenda

- 10C. 16-0967 Consider and take action on a resolution authorizing Change Order No. 1 for a contract with Tikon Group, Inc. for the 2014 Water Line Improvement Project (LC CIP Project No. WT1302) to increase the contract by \$61,994.00 (Deputy City Manager)

Resolution No. 2016-38 was approved on the Consent Agenda

- 10D. 16-0957 Consider and take action to accept the 2016 consumer price index (CPI) adjustment to municipal telecommunications right-of-way access line rates as calculated by the Public Utility Commission of Texas (Assistant City Manager)

Approved on the Consent Agenda

- 10E. 16-0969 Consider and take action on a resolution consenting to the sale and issuance of Unlimited Tax Refunding Bonds, Series 2016 for the South Shore Harbour Municipal Utility District Number 7 in an amount not to exceed \$4,000,000 (Assistant City Manager)

Resolution No. 2016-39 was approved on the Consent Agenda

### **END OF CONSENT AGENDA**

## **11. ITEMS REMOVED FROM CONSENT AGENDA**

## **12. OLD BUSINESS**

- 12A. 16-0975 Consider and take action on a resolution approving an interlocal agreement between the City of League City and the Harris-Galveston Subsidence District for the "Learning to be Water Wise" Project (Assistant City Manager)

Council postponed to April 26 Council Meeting 8-0-0 on April 12, 2016.

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve Resolution No. 2016-40 approving an interlocal agreement between the City of League City and the Harris-Galveston Subsidence District for the "Learning to be Water Wise" Project.

A motion to amend was made by Ms. Bentley, seconded by Mr. Becker, adding the condition that a letter be sent out by the Subsidence District to state that the program should be voluntary. The motion to amend passed by the following vote:

For: 5 - Mr. Becker, Mr. Dugie, Ms. Hansing, Ms. Bentley and Mr. Long

Opposed: 3 - Mayor Hallisey, Mr. Kinsey and Mr. Gross

The amended motion to approve the resolution with the condition passed by the following vote:

For: 6 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Kinsey, Ms. Bentley and Mr. Long

Opposed: 2 - Ms. Hansing and Mr. Gross

**13. NEW BUSINESS**

- 13A. 16-0978 Consider and take action on a resolution authorizing an agreement with Higginbotham Insurance Agency, Inc. for health benefit consultation services in the amount not to exceed \$109,000.00 per year with an option to renew the agreement for two additional one year periods (Director of Human Resources)

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve a resolution authorizing an agreement with Higginbotham Insurance agency, Inc. for health benefit consultation services in an amount not to exceed \$109,000.00 per year with an option to renew the agreement for two additional one year periods.

A motion to amend was made by Mr. Long, seconded by Mr. Becker, to approve the contract in the amount of \$69,650 for only the consultant services, pending confirmation of the LHIC (Licensed Health Insurance Counselors), carving out the wellness and the Compass. The motion to amend failed by the following vote:

For: 3 - Mayor Hallisey, Mr. Becker and Mr. Dugie

Opposed: 5 - Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

The motion to approve the agreement failed by the following vote:

For: 1 - Ms. Hansing

Opposed: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

**14. FIRST READING OF ORDINANCES****15. TABLED ITEMS SUBJECT TO RECALL****16. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED**

- 16A. 16-0984 Consider and possibly take action on a request by Council Members Becker, Gross and Kinsey to modify how work sessions are scheduled (City Attorney)

A motion was made by Mr. Becker, seconded by Mr. Gross, that scheduling of Council Work Sessions be determined by the City Manager on an as needed basis.

A motion to amend was made by Ms. Bentley, seconded by Mr. Dugie, to have regularly scheduled workshops and cancel on weeks when not needed. The motion to amend passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

The amended motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long



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

**At 7:46 p.m. Mayor Hallisey announced the City Council will now go into executive session to discuss the following items:**

- 17A. 16-0964 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)**

**At 8:10 p.m. Mayor Hallisey 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. 16-0963 Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)**

**A motion was made by Mr. Dugie, seconded by Ms. Bentley, to approve the final offers to sell and purchase agreements for the purchases of a 0.0173 acre tract of land (Parcel 1), from Dennis T. Daly; a 0.0068 acre tract of land (Parcel 5) from Sovran Acquisitions Limited Partnership; both for the purchase prices and closing costs; together with the possession and use agreement for Parcel 5; and authorize the Deputy City Manager or his designate to execute and City Secretary to attest such documents as necessary to complete the conveyances.**

**The motion passed by the following vote:**

**For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long**

**A motion was made by Mr. Dugie, seconded by Mr. Kinsey, to accept three conveyances of sanitary sewer easements from 101 League City I45/646, L.P., (the Developer) to the city, the easements crossing developer-controlled property located along the south side of Big League Dreams Parkway between Calder Road and Brookport Drive, and along the east side of Brookport Drive, South of Big League Dreams Parkway, all as set forth in the 380 agreement between the City and 101 League City I45/646 dated March 28, 2014, and authorize the Deputy City Manager or his designate to execute and City Secretary to attest such documents as necessary to complete the conveyances.**

**The motion passed by the following vote:**

**For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long**

**19. ADJOURNMENT**

**At 8:12 p.m. Mayor Hallisey said, there being no further business this meeting is adjourned.**

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**PAT HALLISEY**  
**MAYOR**

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**DIANA M. STAPP**  
**CITY SECRETARY**

**(SEAL)**

**MINUTES APPROVED:**