



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, August 9, 2016

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:

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

Gabriel Menendez

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 Rev. Paul Clines of Bay Harbour United Methodist Church. Mayor Hallisey led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

- 3A. 16-1177 June 27, 2016 Council Work Session
- 3B. 16-1178 July 11, 2016 Council Work Session
- 3C. 16-1179 July 19, 2016 Council Budget Work Session

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

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

5. **COMMUNITY SPOTLIGHT**

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

- 6A. 16-1169 Hold a public hearing on Zone Change Application, Z16-02 (Ellis Road), a request to rezone approximately 5.0 acres from “RSF-20” (Single-family residential with a minimum lot size of 20,000 square feet) to “RSF-10” (Single-family residential with a minimum lot size of 10,000 square feet), generally located north of West Main Street (FM 518), east of Bay Area Boulevard and west of Creekside Drive in League City, Texas (Director of Planning and Development)

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

No one spoke for or against this item.

Mayor Hallisey closed the public hearing at 6:05 p.m.

- 6B. 16-1170 Consider and take action on an ordinance amending Ordinance No. 2005-24 to rezone approximately 5.0 acres Z16-02 (Ellis Road), from “RSF-20” (Single-family residential with a minimum lot size of 20,000 square feet) to “RSF-10” (Single-family residential with a minimum lot size of 10,000 square feet), generally located north of West Main Street (FM 518), east of Bay Area Boulevard and west of Creekside Drive in League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval, 5-0-0 with 2 absent on July 18, 2016.

A motion was made by Mr. Kinsey, seconded by Mr. Becker, to approve Ordinance No. 2016-28 amending Ordinance No. 2005-24 to rezone approximately 5.0 acres Z16-02 (Ellis Road), from "RSF-20" (Single-family residential with a minimum lot size of 20,000 square feet) to "RSF-10" (Single-family residential with a minimum lot size of 10,000 square feet), generally located north of West Main Street (FM 518), east of Bay Area Boulevard and west of Creekside Drive in League City, Texas. 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
Dana Kantara		Operation Kidsafe
David Cahoon	1701 Pima Ct.	Unity
Marty Grant	555 W. Walker	Benefits
William Heins	1505 Lanier Dr.	General
Cheryl Barr	1505 Lanier Dr.	Brand/General
Walter Peacock	Texas A&M	Workshop
Mark Gibb	2106 Bristol Breeze	General/Relations
Carole Alexander	2526 Montclair Ct.	Respect
Justin Gripon	2060 Pecan Orchard Rd.	Respect
Greg Gripon	2060 Pecan Orchard Rd.	General
Monica Millican	934 Plantation Dr.	Animal Shelter
Kim Harmon	5204 Cross Creek Ct.	TIRZ
Mike Peterson	720 2nd Street	City Support

8. COMMENTS/REPORTS FROM MEMBERS OF COUNCIL

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

Geri Bentley said thank you everybody for coming here today. I have some comments and some things, I know a lot of you leave shortly after we make these comments so I wanted to give you some information on some of the things that are on the consent agenda that normally don't get discussed. One of the things on the consent agenda is a reciprocal agreement between JSC and Bacliff Fire Departments and this is an agreement that our fire department will help these other two fire departments as well as they will be helping us and the reason why this is being done is this is to help our rating with the fire insurance. Another one is we are commissioning an update for our master mobility plan. This is very important. This is to update so that we know where our city is as far as our traffic goes. This is to provide a framework for transportation, improvements, and investments for the long term projects. Everybody always complains about traffic so I want you to know that this is being worked on and this plan will be looked at. Also, the TIRZ that the young lady was talking about, this is not a new tax. This is simply specifying the tax to go into this particular district. I believe that this goes into the specific zone for improvements. Also, as Mr. Grant said, the employee benefits have been worked on for the last couple of months. There has been a lot of negotiations back and forth. Hopefully everybody is happy with what we've done. We've worked hard to reward our employees for a job well done. And to the gentleman from Texas A&M, I attended a class similar to that. I think they've probably changed it a little bit but it was a planning class that I attended for about eight weeks. It was extremely important. It was a lot of fun to do and it gave a lot of benefit to anybody who attended that class and I'd like to do that again as a matter of fact.

Keith Gross said good evening and welcome to the council meeting. I appreciate everybody coming. Not much to say, I just want to reiterate something that Ms. McMillan had said about the Adopt-a-thon for the animals. It's August 27. I intend to be there and I look forward to seeing each and every one of you and will be happy to visit with any of you about any issues if you show so I look forward to it.

Nick Long said thank you to everybody for coming out tonight. I would like to give a special thanks to Officer Tim McCurley. My boys' preschool class did a project, kind of thanking the police, and they all took a big picture and went over there and Officer McCurley spent a whole lot of time with my son today and they were thrilled. They got into a detailed conversation because my son wants to be a jungle police officer. I don't know how that applies to League City. I don't think we have a big poaching problem of lions but that is what he wants to do and Officer McCurley spent a lot of time talking to him about that today so thank you sir, you really made a little boy's day today.

Dan Becker had no comments.

Hank Dugie said today seems to be a very happy and joyous day, which I'm glad to see. Those are always more fun than the opposite. I have some happy news for you and it's about your favorite topic, Quidditch. Two weekends ago we took on the Austin Outlaws, who is the number one ranked team in the country. We fell short but we were right there with them. This past weekend we took on the New Orleans Curse here in League City and we were able to sweep them. We beat them three games to zero.

The championship tournament will be coming up on August 20 and 21 here in League City at Hometown Heroes Park. It'll be an all weekend event, very festival-like. I expect to see all of you there and expect you to bring two or three friends. Good things are happening in League City. If you'd have asked me a couple of years ago if I thought I would be managing a professional quidditch team in League City, I would've thought you were crazy. It might sound a little crazy to you but it's a good time and I would love to have community support for it. I also wanted to speak a little bit about Pastor Paul Clines who is here today with us and he prayed for us this evening. He is the Pastor at the church that I attend, Bay Harbor United Methodist Church, with Mr. Long as well. He's doing great things there. Really, I think he's leading the church in a way that I think the community should be proud of and I think God is smiling down on us because of the things that he is doing so, Paul, thank you for doing everything you're doing for us and for the community.

Heidi Hansing said I want to thank everyone for coming out tonight. As most of you are probably aware, school is right around the corner so there are probably a lot of you already getting your kids ready for school, that are probably sending them off to college or back to school and so I did have on my agenda to mention Operation Kid Safe and I want to thank Dana and A.C. Kantara for coming out to talk about it but it can't hurt to repeat it so I just want to mention again that it's coming up on Saturday, August 13 from 9:00 a.m. to 3:00 p.m. out at the League City Sportsplex. Your kids are kind of in that mode, they are kind of headspace right now to start back into learning mode after being off for most of the summer and this a great opportunity for them to come and learn in a fun environment about safety and health. Also, coming up August 17 there is yet another presentation on the Downtown Revitalization. It will be right behind this building over here in the Civic Center. I wanted to bring that up again because Mr. Peterson mentioned that he got a lot of great interaction, a lot of great information from the last meeting. I also too want to reiterate that there is an invitation for many of the small groups in League City, the Garden Club, the Historical Society, the Historic Commission, that your members attend the meeting as well. We were hoping to reach out into all of these different groups and make sure that you're there so that you can get the information, ask the questions that Mr. Peterson was talking about. Get your concerns heard and also have some input. It's a great interaction and it's a great place to come and see what will eventually be a great family gathering place. It'll be a real gem in League City as far as, those of us who already live here call, adding to the quality of life. Thank you again for coming tonight.

Todd Kinsey said I will be brief. At the library, a couple of great activities are going on to close out August. The Writer's Club will meet in the Board Room on August 11 at 5:30 p.m. The League City Book Club will meet on the 15th from 7:00 p.m. to 8:00 p.m. in the theater and this month's selection is *The Voyage of Narwhal* by Andrea Barrett. And the library's brand new Movie Club kicks off at 1:00 p.m. and they will be showing *The Three Amigos* starring Chevy Chase, Steve Martin and Martin Short but it does not have a date to tell you what day that is so check the library website and it's probably on Facebook as well. Thank you and everybody have a blessed week.

Mayor Hallisey said I have one bit of good news and then I have some sad news. The good news is Mr. Dugie coaches quidditch but most of you may not know that he was the national champion on the national championship team at the University of Texas which probably is how he got a finance degree and got out of there was playing quidditch. World Champion, I stand corrected. We're proud of you and we're proud of what you're doing for the quidditch team. On a more somber number note, we lost in the last week, three long time League City friends. The first was Mae Dell Hoelscher. Mae Dell was the Assistant Human Resources Director back when I worked here in the early days in the mid-seventies and on. Helped put together the employee package in its beginning. She worked for Shirley Murphy's father-in-law, Joe Murphy, who really was the beginning of taking care of employees in this town. We're very saddened that Mae Dell passed away. I happened to see her son on Saturday and expressed our sorrow from all of us in League City because she not only worked in the Human Resource Department, she worked for the chief of police for a good number of years and then she filled in as a part time three years after that. We will miss Mae Dell. We will remember her with great fondness. She was a great gal working very hard for the people of this city. The second person, and I was at this memorial service on Saturday. Well attended by about three hundred people, but one of our long time policemen David "Bubba" Neese passed away last week. David was a kind soul. He was a great policeman, did a great job but I remember him when my first daughter was born almost 35 years ago, always stopping by in the restaurants, having kind things to say to my little one, always complimenting us for having beautiful children. He always reached out a helping hand to young people in this town who were having a problem and gave them direction. He really was unique. He retired from League City after 30 plus years in 2010. His jovial manner. He was a bit of a character. We will miss him and we thank him and his family for his many, many years of service. Third, the husband of our former city councilwoman Joanna Dawson, Pat Dawson, passed away last week after suffering for a good length of time. We didn't know Pat as well as we knew Joanna but we heard her say so many times that Pat was the love of her life. We share in the sadness that she feels today. We pray to the Lord, that He or She gives her strength to get through this really difficult time. Joanna, I know you're probably at home and you're probably watching. Just know that we love you and we're thinking about you at this very difficult time.

9. REPORTS FROM STAFF MEMBERS

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

John Baumgartner said first I would like to thank Mike Peterson for his kind words regarding the engineering staff. Right or wrong, their goal is to improve our community and build the projects the community wants. Sometimes those come with some challenges and I would like to encourage the public if there are questions or issues regarding construction to call Earl Smith or any member of this team, included Bobby Morrison. Earl loves to hear from the public and again, make improvements to our community, that's his goal and our goal to do that respectfully to the people that we impact daily. Secondly, I would like to remind the public that on August 16 from 6:00 to 8:00 p.m. at the Walker Street pool, we are going to have a City Hall in the Park. The League City residents are invited to attend, share their ideas and opinions on the community they call home. The City Hall in the Park will feature free swim at the Walker Street pool and a snow cone social. The community outreach initiative provides residents with a forum to meet informally with council members, city manager and key staff. Secondly, great relief to me, the City has hired a Public Works Director, Gabriel Menendez. Gabriel started August 8 so we're on completion of day two and he's excited to be here, just like me. Gabriel brings to us more than 30 years of public works experience. He has a Bachelor of Science degree from the University of Texas at Austin so Aggies I'm sorry but the UT people love him, at least as of today. Upon graduating from UT, he spent five years with TxDot and the last 12 years he served as the Director of Public Works for the City of Tallahassee. He's been honored as a 2013 public works Public Leader of the Year by American, City and County. We're delighted to have him here and help us build on our successes as we go forward. If you have issues related to sidewalks, trash, street repairs, Gabriel is our guy so we're glad and if you could help me welcome Gabriel. Now, one follow up comment related to the citizens comment. I know Mark Rohr is working on the office issue. He has asked me to do some measurements and help him address this issue when he returns.

10. CONSENT AGENDA

Approval of the Consent Agenda

Item 10I was pulled by Mr. Dugie and Mr. Long.

A motion was made by Mr. Kinsey, seconded by Ms. Bentley, to approve Consent Agenda Items 10A through 10K with the exception of 10I. 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. 16-1168 Consider and take action on a resolution authorizing an interlocal agreement with NASA-JSC for reciprocal use of Emergency Operations Centers in the event of a disaster

Resolution No. 2016-84 was approved on the Consent Agenda

- 10B. 16-1176 Consider and take action on a resolution approving an interlocal agreement between the City of League City and the Bacliff Volunteer Fire Department to provide mutual aid for fire protection and emergency rescue (Fire Chief)

Resolution No. 2016-85 was approved on the Consent Agenda

- 10C. 16-1171 Consider and take action on approval of the Program Year 2016 Annual Action Plan related to the Community Development Block Grant Program (Director of Planning and Development)
- Approved on the Consent Agenda
- 10D. 16-1165 Consider and take action on a resolution authorizing change order no. 1 with Schier Construction Co. Inc. for the Eastside Elevated Water Storage Tank and Well Project (WT1101) to increase the contract amount by \$89,700 (Deputy City Manager)
- Resolution No. 2016-86 was approved on the Consent Agenda
- 10E. 16-1166 Consider and take action on final acceptance of municipal infrastructure along Carolina Avenue for the Merchant Supply development (Deputy City Manager)
- Approved on the Consent Agenda
- 10F. 16-1167 Consider and take action on a resolution authorizing a professional services agreement with Freese and Nichols, Inc. for the update to the City's Master Mobility Plan in the amount not to exceed \$121,750 (Deputy City Manager)
- Resolution No. 2016-87 was approved on the Consent Agenda
- 10G. 16-1172 Consider and take action on a resolution authorizing a waterline easement agreement with CC Magnolia Creek, LLC associated with a City water line serving Magnolia Creek, Section 11, Phase 2 (Deputy City Manager)
- Resolution No. 2016-88 was approved on the Consent Agenda
- 10H. 16-1130 Consider and take action on a resolution declaring sixteen (16) vehicles and one (1) piece of equipment as surplus property and approve the method to be used to dispose of the property (Assistant City Manager)
- Resolution No. 2016-89 was approved on the Consent Agenda
- 10J. 16-1144 Consider and take action on a resolution approving the appointment of a board member to represent Mainland Medical Center on the Galveston County United Board of Health with a term of office to expire April 30, 2018 (City Secretary)
- Resolution No. 2016-91 was approved on the Consent Agenda
- 10K. 16-1173 Consider and take action on Ordinance No. 2016-27 ordering a General Election for the City of League City, Texas on Tuesday, November 8, 2016 to elect Council Members to Positions 3, 4 and 5; ordering a Runoff Election on Tuesday, December 13, 2016, if necessary - Second Reading (City Secretary)
- Council approved first reading 8-0-0 on July 26, 2016
- Ordinance No. 2016-27 Second Reading was approved on the Consent Agenda

END OF CONSENT AGENDA

11. ITEMS REMOVED FROM CONSENT AGENDA

- 10I. 16-1160 Consider and take action on a resolution confirming the appointment of the court clerk and the deputy court clerks in the municipal court (Assistant City Manager)

A motion was made by Mr. Long, seconded by Mr. Becker, to approve Resolution No. 2016-90 confirming the appointment of the court clerk and the deputy court clerks in the municipal court. 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

12. OLD BUSINESS

- 12A. 16-1174 Consider and take action on Ordinance No. 2016-26 designating and describing the boundaries of a tax increment reinvestment zone #5 (Historic District TIRZ), City of League City Texas, establishing the duration of the zone; establishing a tax increment fund; establishing a board of directors for the tax increment reinvestment zone; making certain findings and other matters related thereto; and proving an effective date - Second Reading (Asst. to the City Manager)

Council approved first reading 7-1-0 on July 26, 2016.

A motion was made by Mr. Becker, seconded by Mr. Long, to approve Ordinance No. 2016-26, Second Reading, designating and describing the boundaries of a tax increment reinvestment zone #5 (Historic District TIRZ), City of League City, Texas, establishing the duration of the zone; establishing a tax increment fund; establishing a board of directors for the tax increment reinvestment zone; making certain findings and other matters related thereto; and proving an effective date. The motion passed by the following vote:

For: 7 - Mr. Becker, Mr. Dugie, Ms. Hansing, Mr. Kinsey, Ms. Bentley, Mr. Gross and Mr. Long

Opposed: 1 - Mayor Hallisey

13. NEW BUSINESS

- 13A. 16-1180 Consider and take action on a resolution approving the employee insurance benefits program for the period of October 1, 2016 to September 30, 2017 and authorizing agreements with 1) Cigna Health and Life Insurance Company for administrative services related to employee health insurance, 2) Aetna for employee dental insurance and 3) Deer Oaks for administrative services related to the Employee Assistance Program (Director of Human Resources and Civil Service)

A motion was made by Mr. Long, seconded by Mr. Becker, to approve Resolution No. 2016-92 approving the employee insurance benefits program for the period of October 1, 2016 to September 30, 2017 and authorizing agreements with 1) Cigna Health and Life Insurance Company for administrative services related to employee health insurance, 2) Aetna for employee dental insurance and 3) Deer Oaks for administrative services related to the Employee Assistance Program, including the plan labeled "Cigna Alternate 2" as presented. 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

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

- 16A. 16-1182** Consider and take action on an ordinance of the Code of Ordinances of the City of League City establishing the municipal court in League City, Texas, as a municipal court of record (City Attorney)

Council postponed 6-0-0 with 1 absent and 1 out of the room on July 26, 2016.

A motion was made by Mr. Becker, seconded by Mr. Kinsey, to approve Ordinance No. 2016-29 establishing the municipal court in League City, Texas, as a municipal court of record.

A motion to amend was made by Mr. Long, seconded by Mr. Becker, to approve the ordinance and to review after one year and bring back to Council. The motion to amend passed by the following vote:

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

Opposed: 2 - Mayor Hallisey and Mr. Gross

The amended motion passed by the following vote:

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

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

17. EXECUTIVE (CLOSED) SESSION (S)

At 7:45 p.m. Mayor Hallisey announced the City Council will now go into executive session to discuss the following item:

- 17A. 16-1163** 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 7:53 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. 16-1164** Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)

No Action

19. ADJOURNMENT

At 7:53 p.m. Mayor Hallisey said, there being no further business this meeting is adjourned.

**PAT HALLISEY
MAYOR**

**DIANA M. STAPP
CITY SECRETARY**

(SEAL)

MINUTES APPROVED: