



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, February 28, 2017

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
Larry Millican
Todd Kinsey
Greg Gripon
Keith Gross
Nick Long**

Interim City Manager:

John Baumgartner

Assistant City Manager/Director of Finance:

Rebecca Underhill

City Attorney:

Nghiem Doan

City Secretary:

Diana M. Stapp

Chief of Police:

Michael Kramm

Director of Human Resources/Civil Service:

Janet Shirley

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 except Nick Long. Keith Gross arrived at 6:06 pm.

Absent 1 - Mr. Nick Long

Present 7 - Mayor Pat Hallisey, Mr. Dan Becker, Mr. Hank Dugie, Mr. Larry Millican, Mr. Todd Kinsey, Mr. Greg Gripon and Mr. Keith Gross

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

The invocation was given by Dr. Jan Sattlem of Good Shepherd Church. Mayor Hallisey led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. 17-0120 January 10, 2017 Regular Meeting

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

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

4A. 17-0126 Presentation of Certificates for Participation in Student Government Day (Mayor Hallisey and Council Member Dugie)

Angel Lopez, Director of Communications read the names of the student while the Mayor presented them their certificates.

4B. 17-0129 Presentation of a proclamation declaring March 7, 2017 as National Pancake Day and Shriners Hospitals for Children Day in League City (Mayor Hallisey and Mayor Pro Tem Kinsey)

Phillip Gragg, member of the Board of Governors of Shriners Hospital Houston, was present to accept the proclamation.

5. **COMMUNITY SPOTLIGHT**

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

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. 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 Act. Comments should be directed to the entire Council, not individual members of Council or staff. If addressing a specific agenda item, speakers must keep their remarks specific to the item being considered by the City Council. Any speaker making personal attacks or using vulgar or profane language shall forfeit his/her remaining time and shall be seated.

NAME	ADDRESS	SUBJECT
Justin Gripon	2060 Pecan Orchard Rd.	League City Music Festival
Cheryl Barr	1505 Lanier St.	Skype
Annette Conwell	1220 Coryell	Butler Longhorn Museum
Peggy Zahler	1802 Rampart	Various
Jeff Hagen	2133 Fenwood	Five Points
Jon Osborne	2307 Lake Shore	Five Points

8. COMMENTS/REPORTS FROM MEMBERS OF COUNCIL

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

Todd Kinsey said very briefly, Mayor, United Way wanted me to let the citizens know that if you earn under \$58,000 they will prepare your taxes for free at their United Way Center on Bay Area Boulevard, that's 1300 Bay Area Boulevard. Also, if you deposit \$1,000 of your refund in a United Way savings account and leave it for a full year, they will match, make a 25 percent match, so that would be \$250 on a \$1,000 deposit so that's outstanding interest. The phone number over there is 281-282-6013 and they also have Facebook, Instagram and all that good stuff. And over at the library, on Wednesday, March 1 at 10:00 a.m., the Library's "Preschoolers at Play" program will present a birthday party for Dr. Seuss. This event is appropriate for ages 3-5. On Monday, March 6, "Antiques Roundtable" will meet in the Board Room at 1:00 p.m. to discuss Native American artifacts. On Thursday, March 9 at 10:00 a.m., Bill Crider will discuss his books, including The Wild Hog Murders, at the "Local Authors Hour" in the Library Theater. On Monday, March 13 at 6:00 p.m., Historian Caris Brown will teach "How to Do Genealogy with Heritage Quest" in the 2nd floor computer lab. Thank you and everybody have a blessed week.

Dan Becker had no comments.

Keith Gross had no comments.

Hank Dugie said first, I would like to thank all the students who participated in the mock city government day and all the staff who put that together and the teachers who were involved as well. I wish that it was around when I was in school. I'm not sure if I would've been selected to attend but I can only hope. On that same note, I've been thinking today about ways we can be more accessible to students and to the youth in our community. I'm not sure if that would take shape in the form of a standing committee but I for one think that good government builds bridges to all of its constituents and often times we don't consider the youth opinion because they are not voters, but they have very much so valid opinions and it's something that we should consider.

So thanks for taking part in today's activities and if we don't get these bridges built before you all go off to college, good luck, and hopefully you'll come back and visit us and you think about starting your lives in League City after you're graduated. I know that's way down the road so don't worry about it quite yet. Second, I would like to thank all the members and volunteers of Butler Longhorn Museum because I've seen you all struggling and working and pouring yourselves tirelessly into the efforts over there and it really is the gem of the city. If you haven't had a chance to visit the park and the museum I strongly encourage you to do so because cities don't have something like we have with that museum and the reason why it's so great is because of the people. I say it all the time that the reason why League City is great is because of the people and the museum is just a shining example of that so hopefully we can get something done for you all tonight and I look forward to continuing to work with you all to help make the community great. That's it for me, for now, Mr. Mayor.

Larry Millican had no comments.

Greg Gripon said I know we're in under a time crunch and you know how long winded I normally am so I'll try to keep it short tonight. First, I want to say thanks to Justin for coming up and speaking on behalf of the Lion's Club. Son, you make me so proud. Second, I want to thank Chien and the Parks Department for their effort with the Newport dog park on having an open public meeting. I think that was a huge plus just to let everybody come out and talk. I do want to say a little about the council retreat. I thought it was fantastic. I really learned a lot about my fellow councilmen here and I think it was very positive. Last, the League City Lion's Senior Breakfast is this Sunday morning at 7:30 a.m. Bring the seniors out and come for a free breakfast. That's it. Thank you.

Mayor Hallisey said Janice and I had a great opportunity last Friday night. We were made the Honorary Chairmen for the Krew of Babalou in the Mardi Gras. I always wanted to be on the third story of a float. I'm here to tell you that throwing beads is not an easy chore. It's a young person's sport but we had a blast and we met a lot of new people and it was great fun. We also had an opportunity to throw more beads the second night at a balcony party with some friends, so we had a great time. I want to remind everybody that on March 11, the Senior Citizens Fun Run and Walk 1.5 and 5K is taking place. I want to encourage, not just seniors but anybody to come down there and participate with those folks. I'm always reminded of what they do. I remember them dancing in Janice's Holiday in the Park Parade. They've got a lot of life in them with they get to my age. I also had a great time calling bingo with the senior citizens at Hometown Heroes Park. That doesn't sound like a big deal but there are a lot of great people down there that have smiles on their faces, they're happy and they see the good things around town. I met on Wednesday night with the Brittany Bay Homeowners Association. I got a little beat up over the Calder Road thing, but after John kind of indicated to me the next morning where we were on that, I'm convinced that Calder Road is moving. We're just in a process, it's a state project. We've got 30, 60, 90 days to get the contractors out there so it's coming at us.

We also represented the City at the American Heart Association Gala which was an incredibly festive deal. I think they raised a lot of money for heart disease for women and I encourage all League City citizens that when that comes up next year that's worth going to. It's quite an event to see Monica Millican and a thousand of her friends all dressed up in red. We keep talking about leaving early tonight and trying to get the meeting through. We are leaving for Austin. We have a 9:00 o'clock meeting with the governor in the morning and we are meeting all our legislators through the day. It's a Galveston County Day at the Capital so we're looking forward to that. I'm trying to meet with all the boards and commissions to have discussions on what they're doing, what their plans are for the future, how it's going, how we're treating them, how the staffs doing with them. I met with the Library Board, the Parks Board, 4B, the HOT Board, Historical Commission, Butler Longhorn, Finance Committee, and I'm sure there are a couple that I have forgotten, but this is citizen involvement and a lot of people say you've got 500 or 600 employees, you've got a bright staff, very capable people, but there are a lot of citizens that participate in the direction of this city and I say that, and I'm talking to them about being more visible, because we want to encourage more citizens to be involved in what goes on down here. The council retreat was a blast. We all learned a little bit about one another. Hopefully that was just one in a series of our get-togethers. We all come from diverse backgrounds. We all have different goals and objectives of being up here on council and this was an effort to try to put everyone together, get to know one another. I hope the second one is to talk about strategic planning and that we'll move forward. The CCISD and Dickinson young people that were here were really a treat today and I keep saying, what bright people. The depth of understanding of things you had to say. I said to somebody this afternoon, you took some very complex issues, reduced them down to some simple terms that were understandable, much better than we do up here at times. We get a little carried away with trying to be too smart. Great job to all of you and I hope you come back, so thank you.

9. REPORTS FROM STAFF MEMBERS

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

- 9A. 17-0125 Presentation of the League City Police Department's Annual Racial Profiling Report for CY2016 (Chief of Police)
- Chief Kramm assigned CCISD Student Government student to present the report.
- 9B. 17-0122 Presentation of the City Auditor's 2016 Annual Report (City Auditor)
- Item 9B has been postponed to the next meeting.

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

Item 10A was pulled by Mr. Becker, Item 10G was pulled by Mr. Millican.

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

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 10A. 17-0117** Consider and take action on a resolution authorizing a construction contract with Tandem Services, LLC for the Nature Center Wetland Enhancement [PK1501], in an amount not to exceed \$159,530 and a work change directive budget not to exceed \$15,953 (Director of Public Works)

A motion was made by Mr. Millican, seconded by Mr. Dugie, to approve Resolution No. 2017-28 authorizing a construction contract with Tandem Services, LLC for the Nature Center Wetland Enhancement [PK1501], in an amount not to exceed \$159,530 and a work change directive budget not to exceed \$15,953 The motion passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 10B. 17-0119** Consider and take action on a resolution authorizing a professional services agreement with ARKK Engineers for the 2017 Sanitary Sewer Rehabilitation Project (WW1201A) in an amount not to exceed \$142,375 (Director of Public Works)

Resolution No. 2017-29 was approved on the Consent Agenda

- 10C. 17-0118** Consider and take action on a resolution authorizing a professional services agreement with ARKK Engineers for the 2017 Water Line Improvements Project (WT1302A) in an amount not to exceed \$254,550 (Director of Public Works)

Resolution No. 2017-30 was approved on the Consent Agenda

- 10D. 17-0113** Consider and take action on a resolution approving aerial spraying for the abatement of mosquitoes by the Galveston County Mosquito Control District (Director of Public Works)

Resolution No. 2017-31 was approved on the Consent Agenda

- 10E. 17-0112** Consider and take action on a resolution approving the purchase of one police patrol vehicle with related equipment and one truck for utility billing through various state contract vendors for an amount not to exceed \$80,467 (Director of Public Works)

Resolution No. 2017-32 was approved on the Consent Agenda

- 10G. 17-0099** Consider and take action on a resolution to approve increasing annual City contributions to the Firefighter Pension Fund effective April 1, 2017 and to increase contributions each year from fiscal year 2018 through fiscal year 2022 (Fire Chief)

A motion was made by Mr. Kinsey, seconded by Mr. Gross, to approve Resolution No. 2017-34 to increase annual City contributions to the Firefighter Pension Fund effective April 1, 2017 and to increase contributions each year from fiscal year 2018 through fiscal year 2022.

A motion was made by Mr. Millican, seconded by Mr. Gross, to approve an amended resolution that provides eliminating the fixed increases over the next five year and to give the initial increase. The amendment was accepted by the following vote:

For: 5 - Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Opposed: 2 - Mayor Hallisey and Mr. Becker

Absent: 1 - Mr. Long

The motion to approve Resolution No. 2017-34 as amended passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 10F. 17-0121** Consider and take action on a resolution approving an amendment to the professional services agreement with RPS Klotz Associates (formerly Klotz Associates, Inc.) for Five Corners Realignment Project (ST1101) to add supplemental services in an amount not to exceed \$79,327.50 (Director of Public Works)

Resolution No. 2017-33 was approved on the Consent Agenda

- 10H. 17-0123** Consider and take action on Ordinance No. 2017-05, amending Ordinance No. 2005-24 for Special Use Permit, SUP16-03 (John Eagle Honda of Clear Lake), an automobile/vehicle/equipment sales and services use [car dealership] on approximately 27.5 acres zoned "CG" (General Commercial) and "CM" (Mixed Use Commercial), generally located north of Big League Dreams Parkway, south of League City Parkway (SH 96), east of Calder Road, and west of the Gulf Freeway (I-45) with the approximate address being 2205 Gulf Freeway South in League City, Texas - Second Reading (Director of Planning and Development)

City Council approved first reading with conditions, 8-0-0, on February 14, 2017.

Ordinance No. 2017-05 Second Reading was approved on the Consent Agenda

- 10I. 17-0116** Consider and take action on Ordinance No. 2017-07 to temporarily reduce the posted speed along IH-45 southbound and northbound main lanes and frontage roads beginning from 0.452 miles south of FM 518 to north of FM 517 within city limits, for a distance of approximately 2.02 miles - Second Reading (Director of Public Works)

Council approved first reading 8-0-0 on February 14, 2017.

Ordinance No. 2017-07 Second Reading was approved on the Consent Agenda.

END OF CONSENT AGENDA

11. OLD BUSINESS

- 11A. 17-0131 Consider and take action on a resolution authorizing a contract with Bay Area Houston Convention and Visitors Bureau to assist in advertising, marketing and promotion of tourism and conventions for League City (Mayor Hallisey and Council Member Dugie)

Council postponed for 30 days 6-2-0 on January 24, 2017.

Staff requests that this item be postponed for up to 90 days.

No Action

12. NEW BUSINESS

- 12A. 17-0133 Consider and direct staff to work with the Butler Longhorn Museum to develop a contract amendment per direction received by the City Council (Mayor Hallisey and Council Member Millican)

City Manager John Baumgartner said staff worked today to develop a resolution that indicates some interim funding to get us to the end of April 2017, it calls for \$14,000 of funding and then directs staff to develop a contract to get us through the rest of the year with the Butler Longhorn Museum.

A motion was made by Mr. Kinsey, seconded by Mr. Gripon, to approve Resolution No. 2017-55. The motion passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 12B. 17-0134 Consider and take action on a resolution establishing a City Council subcommittee to create a new governance policy and rules of procedure for the City Council of the City of League City (Mayor Hallisey and Council Member Dugie)

A motion was made by Mayor Hallisey, seconded by Mr. Gripon, to approve Resolution No. 2017-36 establishing a City Council subcommittee to create a new governance policy and rules of procedure for the City Council and naming Hank Dugie, Larry Millican, Greg Gripon and Todd Kinsey as the committee members. The motion passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 12C. 17-0141 Consider and take action on a resolution to require the inclusion of a public comment section on all future City Council work session agendas (Mayor Hallisey and Council Member

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve Resolution No. 2017-37 requiring the inclusion of a public comment section on all future City Council work session agendas. The motion passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

- 12D. 17-0143** Consider and take action on a resolution to adopt guidelines for members of Council to participate remotely in meetings of the Council by means of a videoconference call (Council Member Millican and Council Member Dugie)

A motion was made by Mr. Millican, seconded by Mr. Gripon, to approve Resolution No. 2017-38 to adopt guidelines for members of Council to participate remotely in meetings of the Council by means of a videoconference call.

A motion to amend was made by Mr. Becker, seconded by Mr. Gross, to change the language to indicate no more than two consecutive regular meetings of council and the language on notice time to four hours in advance of the posted time of the meeting. The amendment was accepted by the following vote:

For: 4 - Mr. Becker, Mr. Dugie, Mr. Kinsey and Mr. Gross

Opposed: 3 - Mayor Hallisey, Mr. Millican and Mr. Gripon

Absent: 1 - Mr. Long

The motion to approve Resolution No. 2017-38 as amended passed by the following vote:

For: 5 - Mr. Becker, Mr. Dugie, Mr. Kinsey, Mr. Gripon and Mr. Gross

Opposed: 2 - Mayor Hallisey and Mr. Millican

Absent: 1 - Mr. Long

- 12E. 17-0144** Consider and take action on a resolution to restrict members of Council from engaging in electronic communications during any meeting of the Council (Council Member Millican and Council Member Dugie)

A motion was made by Mr. Dugie, seconded by Mr. Millican, to approve Resolution No. 2017-39 restricting members of Council from engaging in electronic communications during any meeting of the Council. The motion passed by the following vote:

For: 5 - Mayor Hallisey, Mr. Dugie, Mr. Millican, Mr. Gripon and Mr. Gross

Opposed: 2 - Mr. Becker and Mr. Kinsey

Absent: 1 - Mr. Long

- 12F. 17-0142** Consider and take action on a resolution designating the Planning and Zoning Commission as the Steering Committee for the City's Master Mobility Plan Update (Director of Public Works and Director of Planning and Development)

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve Resolution No. 2017-40 designating the Planning and Zoning Commission as the Steering Committee for the City's Master Mobility Plan Update. The motion passed by the following vote:

For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Absent: 1 - Mr. Long

13. FIRST READING OF ORDINANCES

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

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

- 16A. 17-0128 Texas Open Meetings Act, Section 551.087 Government Code - Deliberations Concerning Economic Development Negotiations**
- Discussion of commercial information received from, and possible offers of incentives to, business prospects seeking location within the City of League City, Texas (Director of Economic Development)
- 16B. 17-0130 Texas Open Meetings Act, Section 551.074 Government Code - Personnel Matters**
- Discuss employment, appointment or evaluation of a public officer or employee, to-wit: City Manager (Council Member Dugie and Mayor Pro Tem Kinsey)
- 16C. 17-0136 Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney**
- Consultation with City Attorney regarding pending or contemplated litigation, to wit: Cause No. 12-CV-0053; League City v. Texas Windstorm Insurance Association (City Attorney)
- Item 16C was pulled.

At 8:04 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.

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

- 17A. 17-0127 Consider and take action on deliberation of economic incentives and development negotiations with a prospective business (Director of Economic Development)**
- No Action
- 17B. 17-0132 Consider and take action on discussion regarding employment, appointment or evaluation of a public officer or employee, to-wit: City Manager (Council Member Dugie and Mayor Pro Tem Kinsey)**
- A motion was made by Mr. Kinsey, seconded by Mr. Gripon, to approve the employment contract for the City Manager. The motion passed by the following vote:
- For: 7 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross
- Absent: 1 - Mr. Long

- 17C. 17-0137 Consider and take action on pending or contemplated litigation, to wit: Cause No. 12-CV-0053; League City v. Texas Windstorm Insurance Association (City Attorney)

Item 17C was pulled.

18. **ADJOURNMENT**

At 8:06 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: