



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, February 13, 2018

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**

City Manager:

John Baumgartner

Assistant City Manager

Bo Bass

Assistant City Manager

Michael Kramm

City Attorney:

Nghiem Doan

City Secretary:

Diana M. Stapp

Interim Chief of Police:

Gary Ratliff

Director of Budget/Project Management

Angie Steelman

Director of Engineering:

Christopher Sims

Director of Finance:

Allena Portis

Director of Human Resources/Civil Service:

Janet Shirley

Director of Parks & Cultural Services:

Chien Wei

Director of Planning/Development:

David Hoover

Director of Public Works:

Jody Hooks

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, Mr. Larry Millican, Mr. Todd Kinsey, Mr. Greg Gripon, 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 Jerry Hatfield of Turning Point Church. Mayor Hallisey led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. 18-0087 January 9, 2018 Regular Meeting

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

4. **PROCLAMATIONS, PRESENTATIONS, AWARDS, AND COMMUNITY SPOTLIGHT**

4A. 18-0090 Community Spotlight - League City Historical Society (Council Member Gripon and Mayor Hallisey)

The mission of the Historical Society is to promote and to preserve the historical value of League City, to educate the community on the rich history of the League City area and to foster a positive community spirit for rebuilding, restoring, and preserving the historical area of League City

Anita Butler gave a presentation for the Historical Society.

5. **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
Billy Enochs	2008 Schulte, Friendswood	Election Candidate
Steve Patterson	414 Audubon St.	Masterplan Task Force
Monica Millican		PetSmart free spay and neuter
Pamela Hale	3015 Shady	Palomino Bridge
Diane Jordan	2109 Walnut Creek	518 Corners
Michelle Hatmaker	1413 Kinston Dr.	Election Candidate

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

7. **COMMENTS/REPORTS FROM MEMBERS OF COUNCIL**

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

Mayor Pro Tem Todd Kinsey said over at the library participants will make delicious candy sushi in another creative STEAM for Tweens program on Wednesday, February 14. Tweens from the ages of 8 to 13 years will be able to enjoy this unique program in the Library Theater from 5:00 to 6:00 p.m. Come to our latest in the Thursday Talks series, every third Thursday from 10:15 to 11:30 a.m. in the Theater. On February 22, Dr. Sabot will come and speak on running for health. Participate in Game On—a highly popular ongoing program series for teens from 6th to 12th grade. Teens are currently enjoying learning about the classic game Dungeons & Dragons, but there are several other games that will be available to play in a fun and casual setting in the theater on February 26 from 5:00 to 6:00 p.m.

Dan Becker had no comments.

Hank Dugie said I would like to thank everyone for coming out tonight and participating in your local government. I would like to give a special shout out to the Boy Scouts in the audience. Thank you for being here. I actually, if you were not aware, am a world champion Quidditch Player and just this past weekend I taught a Girl Scout club how to play and they were pretty good. So if you are ever interested in learning how to play just give me a shout and I would love to teach you and maybe we could have the Boy Scouts and the Girl Scouts play in some friendly competition. I have also given some tours of City Hall to different Boy Scout troops so if that is something that you might enjoy than give me a call and we can arrange that. Again, thank you everyone for being here and participating in your government.

Larry Millican said thank you Mayor. I would just like to thank everyone for coming, I appreciate your involvement and don't forget about Valentine's Day tomorrow. It could be a crusher.

Greg Gripon said good evening. As we heard earlier from Anita Butler, League City live oaks are our heritage as you see it up on our emblem here. About three weeks ago I found out that one of our historic registered League City live oaks was going to be cut down. I had heard the tree was coming down but had not realized that it was a historic registered League City live oak, and they even call it a majestic live oak. So I went out there and looked at it and it started bringing back lots of memories of me and my dad out there building the habitat and spending a lot of time out there around this oak tree. It is quite a majestic tree. So some of the citizens got together and talked to me about talking with the school district to see if we could get some time to maybe raise some money. Not taxpayer's money, citizen's money to come together and hopefully move this tree. So I worked with them and we decided that we needed a 501(c)(3). We got with our Patrons of the Park with the City of League City and voted that we could do this. So we brought together Patrons of the Park, The Historic Association, The Garden Club, and the Friends of Mr. Elementree to all come together to try and raise this money. It is a huge goal, it is \$200,000 and we got 30 days. Like John has said, it is \$2 per person in League City, \$7 per family. If we all come together the money could reach \$200,000. And I ask myself what would my father have done, he would have been out there chaining himself to the tree. I am not going that far, and I am definitely working on a positive outcome even if we don't raise the money. There are a lot of things that this money can go towards. We have a lot of beautiful oak trees on Main Street that need care, need fertilization, need pruning. We have many areas in our parks where we could plant new trees, so the money will go to great use. I am also working on some ideas over at the school where the kids could have some heritage of Mr. Elementree, which is the name of this tree. Thank you.

Keith Gross said welcome everybody. Today is a good day because we get to have a council meeting where we can say Five Corners is now Six Corners and it is a working intersection. It is like we should celebrate this day every year because people have been so critical of council for putting this on an agenda and not getting it done. It is finally done, and I have received many reports from people saying that it is moving traffic along a lot quicker. So, Mr. Baumgartner I guess you get the credit for this. Thank you very much and welcome all.

Nick Long said I am happy to report I live right there so I get to drive through it. It makes it slightly better but I think we might still have a little bit more work to do at that intersection. I would like to say happy Fat Tuesday to everybody and wish everybody a happy and blessed season of Lent.

Mayor Hallisey said I have a long list but I am going to run through them. I am happy to see Boy Scouts here. Every time I am in your company I am reminded of what organization takes boys and turns them into great young men and scouting does that. So we are glad you are here. If you come to my office I give you a little pin. I invite all the troops to come so if you decide you want to come, just come on up and see me.

Happy Chinese or Lunar New Year. I was surprised before the meeting that that is this weekend. Happy Valentine's Day, be sure and give your sweetheart a valentine or look out for the dog house. Happy Fat Tuesday, the end of Lent. Happy Kwanzaa. All those things are important to people within our communities so take the time to enjoy our diversity in League City and know that it is alive and well. There are so many people that come from different cultural backgrounds and different backgrounds. With that I want to tell you I made the Employee Recognition Luncheon last week, these are people who have worked for us anywhere from 10 years up to 30 plus years. It was kind of eye opening to me that some of those folks have been around 30 – 40 years and I started scratching my head thinking how old I am because I knew them when they came. Anyway, congratulations to them. It is one of the things that makes our employee core first class, is that we keep people for a career, we don't have the constantly re-train and we are proud of all our employees. I want to congratulate the Park Board, Chien Wei and his staff. Last Friday I accompanied them up to Houston-Galveston Area Council where they were given a pretty good sized award for what they did on the Dr. Ned and Fay Dudney Nature Park over off FM270. We are proud of our Parks Department and all the employees of the Parks Department and the awards that they get. Of course, Ned and Fay Dudney were absolutely instrumental people in the fabric of this community. Ned was an original incorporator of this and Fay was an original incorporator of everything good within League City. So thank you to the Parks Department for keeping their name alive.

8. REPORTS FROM STAFF MEMBERS

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

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| 8A. | 18-0084 | <p>Presentation of the Financial Report for Quarter Ended September 30, 2017 (Director of Budget & Project Management)</p> <p>The report was presented by Angie Steelman, Director of Budget & Project Management.</p> |
| 8B. | 18-0067 | <p>Presentation of the League City Police Department's Annual Racial Profiling Report for CY2017 (Interim Chief of Police)</p> <p>The report was presented by Interim Chief of Police Gary Ratliff.</p> |

John Baumgartner, City Manager said I have a few comments. First, we looked at the expenditure savings from last year. We have worked hard to fill our vacancies. I think last hiring period we hired 10 police officers. I don't know what our total is under budget, there still remains a significant amount but that is a significant increase in the number of hires off of a hiring process. Also, tonight I would like to introduce three new employees. Al Turner is our new Purchasing Manager. Anthony Awwad is our new Budget Manager. Fritz Kuebler is our new Assistant Director of Project Management. New key employees to help us continue to accomplish our job. I would also like to comment, last night we had a significant water break. Unfortunately, CenterPoint Energy working to relocate the gas line for I-45 reconstruction somewhere got 5 feet off of alignment and broke a 24-inch water line. It was a big impact both to the traveling public along I-45, tremendous amount of water outages or decreased pressure on both side of I-45 and the southwest side of the city. Our staff responded quickly and got the leak isolated. I believe that we are back to normal pressure throughout the city. We still have to fix the water line and Jody Hooks is working to get that accomplished. As a follow up to Scott Livingston's presentation, on March 20 we would like to have a special council meeting to talk about land use and continue to build on that presentation. As it relates to 5 corners, I would like to take full credit but unfortunately, I can't. We have lots of partners in that throughout the community itself. TxDOT, the various land owners that were impacted worked hard to get that project from an idea to a completion. We are not quite there as Council Member Long indicated. I think most of the time during the daytime it is working effectively. We continue to make adjustments associated with southbound traffic, particularly in the evening. It is still, what I would characterize as pretty miserable if you are coming down from Webster. We are working on completing the markings, getting people familiar with it and ask the public to have patience as we make some timing adjustments. And looking forward to it overall, I think for 80% of the day it is much improved over what it was, and we will continue to make changes to that. And then lastly as it related to Mr. Elementree, Patrons of the Park is the ones taking those donations and they have a YouCaring page where those collections are being taken. That is all I have tonight, Sir.

9. CONSENT AGENDA

Approval of the Consent Agenda

Items 9A and 9G were pulled by Mr. Millican, Item 9B was pulled by Mr. Long.

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

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

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| 9A. | 18-0065 | Consider and take action on a resolution authorizing an agreement with PropertyRoom.com, Inc. for auction services related to forfeited property being stored in the League City Police Department property room (Interim Chief of Police) |
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A motion was made by Mr. Long, seconded by Mr. Kinsey, to approve Resolution No. 2018-19 authorizing an agreement with PropertyRoom.com, Inc. for auction services related to forfeited property being stored in the League City Police Department property room. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

- 9B. 18-0070 Consider and take action on a request by Junior League of Galveston County, Inc. to grant a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances for the City of League City entitled "Parades and Processions Generally" for partial lane closures and to waive City costs associated with traffic control for the "Junior League of Galveston County Community Hero Fun Run" to be held on March 31, 2018 (Interim Chief of Police)

A motion was made by Mr. Long, seconded by Mayor Hallisey, to approve a request by Junior League of Galveston County, Inc. to grant a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances for the City of League City entitled "Parades and Processions Generally" for partial lane closures and to waive City costs associated with traffic control for the "Junior League of Galveston County Community Hero Fun Run" to be held on March 31, 2018. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

- 9C. 18-0071 Consider and take action on a request by Interfaith Caring Ministries to grant a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances for the City of League City entitled "Parades and Processions Generally" for partial lane closures and to waive City costs associated with traffic control for the "Interfaith Caring Ministries Unleash Your Superhero 5K & Kids 1K Fun Run" to be held on March 10, 2018 (Interim Chief of Police)

Approved on the Consent Agenda

- 9D. 18-0068 Consider and take action on a resolution accepting a water line and fire hydrant easement conveyance from ZRH Scholars, LLC. associated with the proposed development of Lot 2R, Second Replat of Marketplace at 96 South commercial development (Director of Finance)
- Approved on the Consent Agenda - Resolution No. 2018-20

- 9E. 18-0080 Consider and take action on a resolution authorizing the purchase of various auto parts and supplies for city vehicles and equipment from O'Reilly Auto Parts through the BuyBoard Contract #551-17 for a total amount not to exceed \$288,000 through November 20, 2020 (Director of Public Works)

Approved on the Consent Agenda - Resolution No. 2018-21

- 9F. 18-0077 Receive and approve submission of the FY2017 annual reports for Tax Increment Reinvestment Zone #2 (Victory Lakes), Zone #3 (Centerpointe) and #4 (Westwood) (Director of Finance)

Approved on the Consent Agenda

- 9G. 18-0069 Consider and take action on a resolution authorizing an Interlocal Agreement with National Joint Powers Alliance providing for participation in a cooperative purchasing program for goods and/or services (Director of Finance)

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve Resolution No. 2018-22 authorizing an interlocal agreement with National Joint Powers Alliance for participation in a cooperative purchasing program for goods and/or services.

The motion passed by the following vote:

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

Opposed: 1 - Mr. Millican

9H. 18-0079 Consider and take action to excuse absences (City Secretary)

Approved on the Consent Agenda - Resolution No. 2018-22

9I. 18-0076 Consider and take action on Ordinance No. 2018-03, creating a Planned Unit Development, PUD-17-0005 (Coastal Point PUD), approximately 202.5 acres in size, generally located on the north side of East FM 646, south of League City Parkway (SH 96), east of South Shore Boulevard and west of State Highway 146 in League City, Texas - Second Reading (Director of Planning & Development)

Planning and Zoning Commission recommended approval, 7-0-0 with one absent, on December 4, 2017.

City Council approved the first reading, 7-0-0 with one absent, on January 23, 2018.

Approved on the Consent Agenda - Ordinance No. 2018-03 Second Reading

END OF CONSENT AGENDA

10. OLD BUSINESS

10A. 18-0085 Consider and take action on a resolution authorizing a construction contract with Mar-Con Services, LLC for the St. Christopher Avenue Reconstruction Project (RE1702D), in an amount not to exceed \$2,117,098, and authorizing the expenditure of an additional \$251,950 for a construction work change directive budget and construction material testing services budget (Director of Budget & Project Management)

Council postponed, 7-0-0 with 1 absent, on December 12, 2017.

A motion was made by Mr. Becker, seconded by Mr. Long, to approve with a revised scope of work to include all the drainage improvements, but the paving to be an asphalt rehabilitation versus the reinforced concrete curb and gutter.

A motion to amend was made by Mr. Dugie, seconded by Mr. Kinsey, to approve the item as presented on the agenda. The motion to amend was accepted by the following vote:

For: 6 - Mayor Hallisey, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon and Mr. Gross

Opposed: 2 - Mr. Becker and Mr. Long

The motion by Mr. Dugie to approve Resolution No. 2018-23 authorizing a construction contract with Mar Con Services, LLC for the St. Christopher Avenue Reconstruction Project, in an amount not to exceed \$2,117,098 and authorizing the expenditure of an additional \$251,950 for a construction work change directive budget and construction material testing services budget, passed by the following vote:

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

Opposed: 1 - Mr. Becker

11. NEW BUSINESS

- 11A. 18-0075 Consider and take action on a resolution making a nomination for election to the Board of Directors of the Galveston Central Appraisal District for 2018-2019 (Mayor Hallisey)

A motion was made by Mayor Hallisey, seconded by Mr. Gripon, to approve Resolution No. 2018-24 nominating Scott Brast for election to the Board of Directors of the Galveston Central Appraisal District for 2018-2019. The motion passed by the following vote:

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

Opposed: 1 - Mr. Becker

- 11B. 18-0082 Consider and take action on appointment to the Planning & Zoning Commission (Mayor Hallisey)

Mayor's Appointment:

Position 2. George Turski for term to expire 12/31/19

A motion was made by Mr. Dugie, seconded by Mr. Millican, to approve the appointment of Mr. Turski to the Planning & Zoning Commission. The motion passed by the following vote:

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

Opposed: 1 - Mr. Becker

- 11C. 18-0083 Consider nominations to the Ethics Review Board (Mayor Hallisey)

Mayor's Nominee: Ruth Morrison

Council Position 4 Nominee: Bruce Weddell

Council Position 7 Nominee: Andy Mann

12. FIRST READING OF ORDINANCES

- 12A. 18-0088 Consider and take action on an ordinance amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2017 by amending Ordinance No. 2016-30, Ordinance No. 2017-02, Ordinance No. 2017-09, Ordinance No. 2017-17, Ordinance No. 2017-24, and Ordinance No. 2017-30 to adjust the operating and capital budget for actual and projected expenditures (Director of Budget & Project Management)

Staff requests first and final reading.

A motion was made by Mr. Millican, seconded by Mr. Kinsey, to approve Ordinance No. 2018-04 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2017 by amending Ordinance No. 2016-30, Ordinance No. 2017-02, Ordinance No. 2017-09, Ordinance No. 2017-17, Ordinance No. 2017-24, and Ordinance No. 2017-30 to adjust the operating and capital budget for actual and projected expenditures. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

A motion was made by Mr. Millican, seconded by Mr. Kinsey, to approve first and final reading of Ordinance No. 2018-04. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

- 12B. 18-0053 Consider and take action on an ordinance amending Chapter 114 of the Code of Ordinances of the City of League City, Texas entitled "Utilities" by amending Article IV therein entitled "Rates and Charges" (Director of Finance)

A motion was made by Mr. Long, seconded by Mr. Millican, to approve Ordinance No. 2018-05 amending Chapter 114 of the Code of Ordinances of the City of League City, Texas entitled "Utilities" by amending Article IV therein entitled "Rates and Charges". The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

- 12C. 18-0072 Consider and take action on an ordinance amending Chapter 58 of the Code of Ordinances of the City of League City entitled "Law Enforcement" by amending Article I, entitled "In General" to allow non-peace officers to issue citations for violations of the League City Municipal Code (Assistant City Manager)

A motion was made by Mr. Millican, seconded by Mr. Becker, to approve Ordinance No. 2018-06 amending Chapter 58 of the Code of Ordinances of the City of League City entitled "Law Enforcement" by amending Article I, entitled "In General" to allow non-peace officers to issue citations for violations of the League City Municipal Code. The motion passed by the following vote:

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

Opposed: 1 - Mr. Dugie

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

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

At 7:59 p.m. Mayor Hallisey announced the City Council will now go into executive session to discuss the following items:

- 14A. 18-0073 Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney

Consultation with City Attorney regarding pending litigation, to wit: Cause No. CV-0076281, City of League City v. William Detering Properties, Ltd. et al. (City Attorney)

At 8:17 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.

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

- 15A. 18-0074 Consider and take action on consultation with City Attorney regarding pending litigation, to wit: Cause No. CV-0076281, City of League City v. William Detering Properties, Ltd., et al (City Attorney)**

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve the settlement of Cause No. CV-0076281, styled City of League City v. William Detering Properties, Ltd., et al, as discussed in executive session. The motion passed by the following vote:

For: 8 - Mayor Hallisey, Mr. Becker, Mr. Dugie, Mr. Millican, Mr. Kinsey, Mr. Gripon, Mr. Gross and Mr. Long

16. ADJOURNMENT

At 8:18 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: