



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, February 27, 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 except Keith Gross and Nick Long.

Absent 2 - Mr. Keith Gross and Mr. Nick Long

Present 6 - Mayor Pat Hallisey, Mr. Dan Becker, Mr. Hank Dugie, Mr. Larry Millican, Mr. Todd Kinsey and Mr. Greg Gripon

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

The invocation was given by Mary Helen Merzbacher of Unity Bay Area Houston. Mayor Hallisey led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. 18-0114 January 23, 2018 Regular Meeting

3B. 18-0113 February 13, 2018 Council Work Session

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

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

4A. 18-0111 Presentation of a proclamation declaring March 2018 as "National Nutrition Month" in the City of League City (Mayor Hallisey)

4B. 18-0115 Presentation of Certificates for Participation in Student Government Day (Mayor Hallisey)

Student Government Day participants were:

Samantha Bielat

Shion Ito

Alex Abate

Kaitlyn Moe

Sara Vogel

Lauren Buckels

Ashlyn Hicks

Becket Kocian

Kyle Benacquisto

Mercedes Holmes

Brandon Griffin

4C. 18-0105 Recognition of Service Awards (25-year and 30-year Employees) (Director of Human Resources and Civil Service)

Recognized for 25 years of service were Troy McGee (Police), John Griffith (Police), and Barbara Funderburg (Library).

Recognized for 30 years of service were Jody Hooks (Public Works Administration), John Lothrop (Engineering, recently retired), Gregory Morgan (Police), and Annalouise Titsworth (Library).

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
Michael Johnson	217 Englewood Dr.	AmeriWaste
Billy Enochs	2008 Schulte Ln, Friendswood	Election Candidate
Michelle Hatmaker		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 learn about electricity and engineering over at the library. The Snap Circuits® will be over there this week for those that are interested in science technology, engineering and math. That will be on February 28 from 5:00 p.m. to 6:00 p.m. in the theater. This program is especially for kids from ages 8 to 13. Our Science for Little Explorers program on March 7 from 10:00 a.m. to 11:00 a.m. Children will learn about magnets doing hand on activities. Finally, new this month, a local crafter will be helping adults and teens create simple handmade cards using paper cutting techniques. That will be on Tuesday, March 13 from 6:30 p.m. to 7:30 p.m. in the theater at the library. This program is limited to 20 people so if you're interested you're asked to call the library at 281-554-1111 to register in advance. Thank you and have a great week.

Hank Dugie said thank you, Mr. Mayor. I guess if you were going to miss one of the three speaking items, the one to miss would be the city council one so do not worry about that one. That being said, I will be brief. I did want to point out that Officer Griffith who was just awarded one of the tenure awards, was my D.A.R.E. officer when I was in 5th grade so that tells you about how long he's been here. So, Officer Griffith, if you're watching from home, which I'm sure you are, thank you for all you've done for the community and what you did for me as a 5th grader. On that note, people ask what the role of a public servant is, what the role of city council member or a county commissioner is, it's really hard to sum up one item in particular but I do think one of the most important things to do is hire the professional staff to get the day to day job, the day to day work done, and I just want to thank all the staff, Mr. Baumgartner and his whole team, for everything they do for us. And I want to remind the citizens who are watching, that we really do have the best in the business when it comes to customer service, and if you ever have a need, a question or concern, this is the team that can get you those answers and they are more than happy to get you those answers, so John, thank you to you and your staff and I look forward to continuing to work with you.

Larry Millican said I would like to thank everyone for coming tonight and everybody tuning in to Channel 16. I'm looking forward to the spring and the summer in League City. I'm real excited about the future of League City. The City Manager has engaged a consultant to help with the strategic planning retreat for the council and the directors. The City Manager has also planned all the workshops for the budget and the CIP this year in the summer. I can tell you, with this type of planning and this kind of attitude, I believe that great things are going to be in store for League City and I believe that League City's future is bright and I'm looking forward to helping the city any way I can. Thank you.

Greg Gripon said good evening and glad to see you all here tonight. Obviously, you all did not have Garth Brooks tickets. There is a story behind that, but we don't have time for that tonight. I'm going to give you an update on Mr. Elementree. So far we have raised \$4,537.03 which is not nearly enough to move the tree but it has definitely brought awareness to the fact that we need to look at our tree ordinance. Many people gave a lot of money and it's greatly appreciated. This money will be spent, through our Patrons of the Park, will be spent on the oak trees along Main Street. They need a lot of care. They need fertilization. They need pruning. That will keep the health of these tree looking beautiful. I understand we lost a tree earlier today and I really believe, if we prune these tree, fertilize them, we may not have had that tree that went down today. The care of these trees is very important on Main Street and in League Park, so we tried and I want to thank everybody that gave.

Dan Becker had no comments.

Mayor Pat Hallisey said Councilman Gripon, I've been thinking about Mr. Elementree all week and there are people like you in our community who will extend yourself, put your money on the line, organize people to try to save what's our heritage in this town. We have been this city of shady oaks, and friendly folks, but those trees are important to our heritage and you never can tell what's going to happen. All you can do is try. Almost a quarter of a million dollars is a big chunk. We've had fundraisers in this town for a quarter of a million dollars several times, once for a liver for a little girl. We've figured out how to get our hands on enough money to save the last tree and it was out on FM518. I personally thank you. Your father is smiling down on you right at this moment because you are carrying on the legacy that he began here, so thank you. Chief, I'm embarrassed to say that I cannot remember the animal control officer's name, but yesterday my wife was rushing me home so that I could get up to Houston and in the middle of Williamsport was this snapping turtle. From tail to mouth, it was this big, and it looked like somebody had run over it's shell because it was caved in and Janice just wouldn't quit. She called animal control and all the officers were tied up but the guy who answered the phone, I wish could remember his name because he deserves an attaboy, showed up out there and saved that turtle. We got the cars out of the way but he saved that turtle. He brought it right up next to my window and when that sucker opened that mouth, I could see why they called him a snapping turtle because whatever he closed on probably was staying with him. If you could look in to who that is and thank him personally for me. Janice, is watching tonight and if I hadn't brought that up I would've been beat up. We spent this morning with our Chamber with one of our newest members, it's called Kemah Palms. It's an addiction center on Delesandri Road, where they deal with drug and alcohol addiction and try to bring people back. As most of you know, addiction destroys families. All across the country there are different types of it but the most commonly known is alcohol and drugs but there are people addicted to eating and all kinds of obsessive compulsive behavior. I was happy to see this place open its doors and I hope that people listening out there on the televisions tonight may have a need for that or if people come in and out of the police department that you know that there is a recommendation of where to go to try and get some help because we can't continue to putting our future into the jails. Young people sour when they're in jails and they sour when they're in prison. Let's help them before they get there and if it's a matter of going to a treatment center then let's recommend them to it. I was really proud to be out there today. I echo Councilman Millican's comments. I think what's going on in this town is great. Somebody asked me today how have we done after the storm and let me put it this way, I think our spirit is coming back. You can see it when you talk to people in the community. City Manager Baumgartner and I told people a month and a half ago, we were going to try to find solutions to their drainage programs. There are a series of public meetings, please check the web page, that are scheduled where those of you in Bay Ridge and the other communities that were affected so dramatically will be able to come and listen to what the results of the engineering study is and I have to give, irrespective of it being election time, the county government put out for bid, the cleaning of Gum Bayou. I don't think Gum Bayou has ever been clean all the way down to Dickinson Bayou in my time in League City.

That's a big job. It's going to cost a lot of money and I'm proud of the court for recognizing the problem that it caused. My guess is it was probably Commissioner Apffel leading that charge since that's his precinct over there. We're happy to know that and hopefully the money that we spend will help water get to Gum Bayou quicker. What we don't want is it backing up into people's houses. That's a tough deal. I think most of the people around town are well on their way to recovery. For those of you that have never been flooded, it's a catastrophic event for your family. I applaud John and the staff for getting the engineering studies done. We have six underway and we will be reporting to the public on what can be done in their neighborhood. If you want to know, call Mr. Baumgartner, he's here all day. That's all I have. Thank you for being here.

8. REPORTS FROM STAFF MEMBERS

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

John Baumgartner said I appreciate your kind words. Our organization is comprised of great people, great people help city manager's get the work done as you saw tonight with the four individuals who have devoted over half of their lives to support League City and they keep working away, working on 30 or 35 years of service with the community. We do look forward to meeting with the community. Bay Ridge is the first neighborhood meeting scheduled to talk about potential solutions on March 22 at the Civic Center. That's the first of a series of meetings. Again, I look forward to working with the community to make sure we didn't miss anything, to make sure we understand the depth of the problem, I think we do, and then set up a path forward as we go, as we look at the results of that and bringing those to council as we work our way through how we are going to fund them and through next year's budget. Thank you.

9. CONSENT AGENDA

Approval of the Consent Agenda

Item 9D was pulled by Mr. Millican.

A motion was made by Mr. Kinsey, seconded by Mr. Dugie, to approve Consent Agenda Items 9A through 9E with the exception of 9D. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

- 9A. 18-0092 Consider and take action on a resolution approving the Investment Policy, Investment Strategies, List of Authorized Broker/Dealers and Safekeeping/Custodial Agents for the City of League City and for the City of League City Section 4B Industrial Development Corporation (Director of Finance)

Approved on the Consent Agenda - Resolution No. 2018-25

- 9B. 18-0094 Consider and take action on a resolution: 1) authorizing city staff to submit a grant application to the Office of the Governor - Homeland Security Grant Division, 2) authorizing city staff to submit a grant application to the Office of the Governor - Criminal Justice Division and 3) authorizing Assistant City Manager Michael Kramm to accept such grants if awarded (Fire Marshal)

Approved on the Consent Agenda - Resolution No. 2018-26

- 9C. 18-0108 Consider and take action on a resolution authorizing a construction contract with RJ Construction Company for the Clear Creek Village Lift Station Relocation Project (Bid No. 18-005A), for an amount not to exceed \$790,000.00, and authorizing the expenditure of an additional \$91,200.00 for a Construction Work Change Directive budget and Construction Material Testing Services budget (Director of Budget & Project Management)

Approved on the Consent Agenda - Resolution No. 2018-27

- 9D. 18-0104 Consider and take action on a resolution relinquishing all property interests in a 1.04-acre (45,302 square feet) drainage easement situated in the John Miles Survey, Abstract 55, Galveston County, Texas, being out of a tract described in a deed recorded under Film Code No. 009-64-2701 and a track called Tract 1 in a deed recorded under Film Code No. 010-27-2341 to League City 210 Development Partners LP (Director of Engineering)

A motion was made by Mr. Kinsey, seconded by Mr. Gripon, to approve the resolution.

A motion was made by Mr. Dugie, seconded by Mr. Millican, that this agenda item be postponed. The motion passed by the following vote:

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

Opposed: 1 - Mr. Becker

Absent: 2 - Mr. Gross and Mr. Long

- 9E. 18-0099 Consider and take action on 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" - Second Reading (Director of Finance)

City Council approved the first reading, 8-0-0, on February 13, 2018.

Approved on the Consent Agenda - Ordinance No. 2018-05 Second Reading

END OF CONSENT AGENDA

10. OLD BUSINESS

- 10A. 18-0100 Consider and take action on 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 - Second Reading (Assistant City Manager)

City Council approved the first reading, 7-1-0, on February 13, 2018.

A motion was made by Mr. Millican, seconded by Mr. Becker, to approve Ordinance No. 2018-06 Second Reading, 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: 5 - Mayor Hallisey, Mr. Becker, Mr. Millican, Mr. Kinsey and Mr. Gripon

Opposed: 1 - Mr. Dugie

Absent: 2 - Mr. Gross and Mr. Long

11. NEW BUSINESS

- 11A. 17-0772 Consider and take action on a resolution updating the Recreation Department Fee Schedule and updating the Recreation Department Facility Policy and Guidelines (Director of Parks & Cultural Services)

A motion was made by Mr. Dugie, seconded by Mr. Millican, to approve Resolution No. 2018-28 updating the Recreation Department Fee Schedule and updating the Recreation Department Facility Policy and Guidelines. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

- 11B. 18-0098 Consider and take action on appointment of Fritz Kuebler as Alternate to the Houston-Galveston Area Council (H-GAC) Technical Advisory Committee for the remaining term year 2018 (Mayor Hallisey)

A motion was made by Mr. Millican, seconded by Mr. Becker, to approve the appointment of Fritz Kuebler as Alternate to the H-GAC Technical Advisory Committee for the remaining 2018 term year. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

- 11C. 18-0097 Consider and take action on appointments to boards and commissions (Mayor Hallisey)

PLANNING & ZONING COMMISSION

Mayor's Appointment:

Position 5. Ed Poole - Term to expire 12/31/18

A motion was made by Mr. Millican, seconded by Mr. Dugie, to approve the appointment of Ed Poole. The motion passed by the following vote:

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

Opposed: 1 - Mr. Becker

Absent: 2 - Mr. Gross and Mr. Long

ETHICS REVIEW BOARD

Position 1. Mayor's Appointee Ruth Morrison Reappointment to expire 12/31/19

A motion was made by Mayor Hallisey, seconded by Mr. Kinsey, to approve the reappointment of Ruth Morrison. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

Position 5. Council Position 4 Appointee Bruce Weddell Term to expire 12/31/18

A motion was made by Mayor Hallisey, seconded by Mr. Kinsey, to approve the appointment of Bruce Weddell. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

Position 8. Council Position 7 appointee Andy Mann Reappointment to expire 12/31/19

A motion was made by Mayor Hallisey, seconded by Mr. Dugie, to approve the reappointment of Andy Mann. The motion passed by the following vote:

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

Opposed: 1 - Mr. Becker

Absent: 2 - Mr. Gross and Mr. Long

11D. 18-0106 Consider nominations to the Ethics Review Board (Mayor Hallisey)

Nominations announced:

Position 2 (Dugie) Nominee:	Rudy Salcedo
Position 3 (Millican) Nominee:	Cheryl Bordwine (reappointment)
Position 5 (Gripon) Nominee:	David Bond (reappointment)
Position 6 (Gross) Nominee:	Mike Cobb (reappointment)

12. FIRST READING OF ORDINANCES

12A. 18-0107 Consider and take action on an ordinance amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2018 by amending Ordinance No. 2017-21 and Ordinance No. 2017-31 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. Dugie, to approve Ordinance No. 2018-07 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2018 by amending Ordinance No. 2017-21 and Ordinance No. 2017-31 to adjust the operating and capital budget for actual and projected expenditures . The motion passed by the following vote:

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

Absent: 2 - 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. 2018-07. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

13. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED

14. EXECUTIVE(CLOSED) SESSION(S)

At 7:13 p.m. Mayor Hallisey announced the City Council will now go into executive session to discuss the following items:

- 14A. 18-0095 Texas Open Meetings Act, Section 551.072 Government Code - Deliberations about real property
- Discuss potential purchase or sale of real property interests (Director of Budget & Project Management and Director of Engineering)
- 14B. 18-0109 Texas Open Meetings Act, Section 551.087 Government Code - Deliberations Regarding Economic Development Negotiations
- Discuss the offer of a financial or other incentive to a business prospect that seeks to locate, stay, or expand within the City of League City, Texas (Director of Economic Development)
- 14C. 18-0116 Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney
- Consultation with City attorney regarding pending litigation, to wit: Intervening in CenterPoint Energy's rate setting proceedings before the Public Utility Commission of Texas (City Attorney)

At 8:02 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. 18-0096 Consider and take action on discussion concerning potential purchase or sale of real property interests (Director of Budget & Project Management and Director of Engineering)

A motion was made by Mr. Dugie, seconded by Mr. Becker, to direct staff to proceed as discussed in executive session. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

- 15B. 18-0110 Consider and take action on the offer of a financial or other incentive to a business prospect that seeks to locate, stay, or expand within the City of League City, Texas (Director of Economic Development)

No Action

- 15C. 18-0117 Consider and take action on consultation with City Attorney regarding pending litigation, to wit: Intervening in CenterPoint Energy's rate setting proceedings before the Public Utility Commission of Texas (City Attorney)

A motion was made by Mr. Kinsey, seconded by Mr. Becker, to approve Resolution No. 2018-29 authorizing the City Attorney to intervene in CenterPoint Energy's rate setting proceedings before the Public Utility Commission of Texas. The motion passed by the following vote:

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

Absent: 2 - Mr. Gross and Mr. Long

16. **ADJOURNMENT**

At 8:04 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: