



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, January 22, 2013

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: **Tim Paulissen**

City Council Members: **Dan Becker**
Dennis O'Keeffe
Heidi Thiess
Todd Kinsey
Geri Bentley
Andy Mann
Joanna S. Dawson

City Manager: **Michael Loftin**
City Attorney: **Arnold Polanco**
City Secretary: **Diana M. Stapp**
Assistant City Manager, Public Works: **John Baumgartner**
Chief of Police: **Michael Kramm**
Director of Engineering: **Linc Wright**
Director of Finance: **Rebecca Underhill**
Director of Human Resources/Civil Service: **Iisha Patterson**
Director of Parks & Cultural Services: **Chien Wei**
Director of Planning & Development: **Tony Allender**

1. CALL TO ORDER AND ROLL CALL OF MEMBERS

Mayor Paulissen called the meeting to order at 6:02 p.m. and called the roll. All members of Council were present except Mr. Becker.

Absent 1 - Mr. Dan Becker

Present 7 - Mayor Tim Paulissen, Mr. Dennis O'Keeffe, Ms. Heidi Thiess, Mr. Todd Kinsey, Ms. Geri Bentley, Mr. Andy Mann and Ms. Joanna Dawson

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 Paul Sattem of Good Shepherd Church. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. **13-0734** November 13, 2012 Workshop

Approved

3B. **13-0735** December 4, 2012 Special Meeting

Approved

Mayor Paulissen stated that we have a correction to the December 4, 2012 meeting. The minutes show that all Council Members were present, but Council Member Kinsey is not listed in the roll call. The Mayor asked if there were any additional corrections to these minutes. He said hearing none, these minutes are approved.

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

4A. **13-0746** Presentation of a Proclamation recognizing Brownie Troop 26148 for their support of Helen Hall Library (Mayor Paulissen)

City Librarian Jeannie Kunzinger thanked the Brownie Troop for their support of the Helen Hall Library.

4B. **13-0736** Consider and take action on appointments/reappointments to Boards and Committees (Mayor Paulissen)

CIVIL SERVICE COMMISSION

City Manager's Appointment:

Position No. 2. Ronald Anselmo 3 year term to expire 12/31/2015

ZONING BOARD OF ADJUSTMENT

Mayor's Appointment:

Alternate #2. Charles Rosen 2 year term to expire 12/31/2014

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to approve the Mayor's and the City Manager's appointments. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

Mayor Paulissen addressed Council:

Certain items on tonight's agenda generated considerable debate at last night's Council work session. I understand that some members of Council have strong feelings on certain issues, but in order to show respect for one another and make sure we have constructive debate from all members, I suggest we adopt a rule limiting any Councilmember's first comments on an agenda item to five minutes or less. Each member will be free to speak as much as he or she feels necessary, but the five-minute limit on first comments will help make sure that everyone has a chance to speak in a timely way. This action will apply only to tonight's meeting, but it may be a good trial run for future meetings. If Council would like to adopt the rule for all meetings, we will need to do it via the Rules of Governance or some similar vehicle. The motion is mine; to pass the motion, we need a second and a two-thirds vote of Council (five out of seven members). Do I have a second to my motion that we limit each Councilmember's first comments on agenda items at tonight's meeting to no more than five minutes?

A motion was made by Mayor Paulissen, seconded by Ms. Bentley, to adopt the rule limiting Council's first comment to no more than five minutes. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. O'Keefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

5. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING

- 5A. [13-0718](#)** Hold a public hearing on a Zoning Change Application, Z12-08 (Highpoint Storage), a request to rezone approximately 8.9 acres in the Bay Colony PUD from "CO-PUD" (Office Commercial with a Planned Unit Development) Overlay to "CG-PUD" (General Commercial with a Planned Unit Development) Overlay, legally described as a portion of Reserve A (1-2) of the Bay Colony Commercial Reserves, Section 1 Subdivision, generally located north of Farm to Market Road 517 and west of Farm to Market Road 646, with the approximate address being in the 800 block of Farm to Market Road 517 and the 5500 - 5600 block of Farm to Market Road 646 in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval 7-0-0 on 12/17/12.

Mayor Paulissen opened the public hearing at 6:14 p.m.

No one signed up to speak.

Mayor Paulissen closed the public hearing at 6:14 p.m.

- 5B. [13-0719](#) Consider and take action on an ordinance amending Ordinance No.2005-24, Z12-08 (Highpoint Storage), a request to rezone approximately 8.9 acres in the Bay Colony PUD from “CO-PUD” (Office Commercial with a Planned Unit Development) Overlay to “CG-PUD” (General Commercial with a Planned Unit Development) Overlay, legally described as a portion of Reserve A (1-2) of the Bay Colony Commercial Reserves, Section 1 Subdivision, generally located north of Farm to Market Road 517 and west of Farm to Market Road 646, with the approximate address being in the 800 block of Farm to Market Road 517 and the 5500 - 5600 block of Farm to Market Road 646 in League City, Texas. (Director of Planning and Development)

Planning and Zoning Commission recommended approval 7-0-0 on 12/17/12.

A motion was made by Mr. O’Keeffe, seconded by Ms. Bentley, to approve Ordinance No. 2013-07 amending Ordinance No.2005 24, Z12 08 (Highpoint Storage), a request to rezone approximately 8.9 acres in the Bay Colony PUD from “CO PUD” (Office Commercial with a Planned Unit Development) Overlay to “CG PUD” (General Commercial with a Planned Unit Development) Overlay, legally described as a portion of Reserve A (1 2) of the Bay Colony Commercial Reserves, Section 1 Subdivision, generally located north of Farm to Market Road 517 and west of Farm to Market Road 646, with the approximate address being in the 800 block of Farm to Market Road 517 and the 5500 5600 block of Farm to Market Road 646 in League City, Texas. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. O’Keeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

6. **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
Larry Millican	934 Plantation	Agenda Items 10C / 12D
Peter Guglielmo	221 Michigan Ave	Watersmart Park
Penny Ignazio	6160 Granger Ln.	Agenda Items 12D/ 12E
Leslye Mize	1504 7th St.	Watersmart Park / Video Conferencing

7. COUNCIL MEMBERS COMMENTS/REPORTS

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

Dennis OKeeffe had no comments.

Joanna Dawson said the Connecticut shootings at the school, we all think down here that couldn't happen to us. The article on the front page of the Galveston paper today shows that it happened to us in 1988. Go back and read it online if you can't get a paper. I think the Meadows family has bought all the copies of the paper. A guy decided he was going to kill the family of his ex-lover and walked into a daycare center in League City with a gun and shot a member of the lover's family, a 26-year-old young mother. Admittedly this is not an elementary school or a high school, it was a daycare, but the same scenario could exist. If anybody is using a daycare center, ask your daycare center to call League City Police Department and have somebody come out and talk to them about how they can make it as safe as possible. I got permission from Chief Kramm to give this information.

Chief Kramm said we are doing this for some of the daycares that have already requested it. If you have contact with anybody who owns, runs or works in a daycare, these are the kind of things my officers really love to do. We can go out there and educate the public a little on how to be aware of some of these things. Obviously we are not going to put up fences around the daycares and make everything locked tight, but there is some information that we are trained to pass on. So if you have grandkids, kids, brothers, sisters, family members who use daycare facilities, encourage those facilities to call us, to reach out to us so that we can give them some guidance on how to better prepare for this type of situation.

Ms. Dawson said, thank you Chief Kramm. The family is fighting letting this guy out of prison. His sentence was 30 years and it has been 24 years. If nothing happens he will be paroled in March. Write the newspaper a letter to the editor and say please don't let him come back. He may want to come back and look for this person he was really after. That's the hot item for today.

Heidi Thiess said I wanted to feature some extraordinary accomplishments of young people within League City. The first group is a musical theater company from Bay Area Theater and Voice Academy. It is a small business here in League City, owned by League City residents and 70% of the children that participate in musical theater there live in League City and 80% are students within CCISD. This troupe of 26 children just traveled to Atlanta, their fourth year in a row of traveling to Atlanta to participate in a nationwide musical theater competition. You will be very, very proud to note that this troupe of children have brought home awards every single time they've been. This year they accomplished two things. They came home with best outstanding performance for musical theater and also best work in an ensemble. It is very exciting because it is a national competition with 4,000 students from across the country who are very accomplished, who come from all manner of schools and private academies, all different levels of training. Our group happens to be 7 years old to 18 years old. For them to be recognized on a national level within the art and these are not rinky-dink people involved in the art. Alan Menken was there. He is the composer and lyricist for many of the top Disney movies. They had Broadway stars from the Broadway hit "Newsies" there. They all come there to encourage these children in the arts. This group of kids in this company, which is a small business here in League City, is putting League City on the map in the arts. Everybody tends to think Houston is great when it comes to the arts, but little do they know that right down here our children are accomplishing great things. I wanted you to know about that. They are national champions. The next group of amazing accomplished and exceptional children I want you to know about go to Clear Springs High School. They are assembling a working aircraft inside that school. They are 16 years old and these students intend to be engineers and pilots. Their teacher is Roger Elder, over at Clear Springs High School. Ernie Butcher is the Executive Director of the Eagles Nest Project. Channel 13 recently featured them in a community interest story. I wanted you to know about them too, because what they are accomplishing is extraordinary. That plane will be ready to fly before the end of the school year. It is being built during school hours. I wanted you to know that their first Eagles Nest Project was completed in June 2012 at another school and it was nationally recognized in July at the world's largest air show, which is Air Venture in Wisconsin. That plane that was built by 16 year olds recently featured its first student pilot on a solo flight. This is a huge community affair; this is a League City first in education. I wanted you to know about these exceptional children because they're ours and this is point of community pride, what they are accomplishing in both the sciences and the arts. They are going to go on and do great things and they are going to continue to show League City proud.

Andy Mann had no comments.

Geri Bentley said I would like to thank everybody who came to our public meeting last week for the project on FM 518. I was very surprised to see so many people there, happily surprised. I hope everybody came away with what they wanted to hear. There were a lot of representatives there. The City, TxDOT, the engineers. We all heard what you had to say. I think it is going to be on our next meeting agenda, perhaps. I want to

thank everybody for their participation.

Todd Kinsey said as usual there are plenty of great things going on at the Helen Hall Library. You can brush up on your computer skills. Classes are offered every Wednesday morning at 10:00 a.m. On Thursday, January 24 join us for our Crazy Thursday program entitled, Discovery Zone Science where children in Kindergarten through fifth grades will learn all about neurons. For Teens, the library will host an all day game day on Saturday, January 26 from 10:30 a.m. – 5:30 p.m. with video games and board games and pizza will be served. For more information about library programs call 281-554-1111 or visit us online at www.leaguecitylibrary.org.

8. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said I want to reiterate the comments Council Member Bentley made about the public meeting last week on FM518 access management project. We had a large turnout of people at that meeting and I think everybody from staff and elected officials got plenty of input from the residents there. This is a prime example where we put out the meeting, we receive input and we can base our decisions on the input of those affected, so look to see that on the agenda in a couple of weeks. I also want to say welcome back to Kristi Wyatt, she has been gone 2 ½ weeks with bronchitis or some illness. She is a great asset to this community, she always puts on a good public face on Channel 16 and to the public and we are glad to have her and we are glad she is okay and back to work.

9. REPORTS FROM STAFF MEMBERS

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

Mr. Loftin said I think everybody is aware we did have a charter provision pass in November by more than a 3 to 1 margin, that required that the city utilize photographic traffic enforcement no longer at the end of the current contract with RedFlex. After conferring with Counsel we began communications with RedFlex on this issue. As of midnight last Friday night the camera at the right turn onto FM518 at the IH45 intersection has been turned off and will be removed this week. That camera was responsible for about 60% of the tickets that were issued. This accomplishes a couple of things. It is a good first step, good faith working with RedFlex within the confines of the contract. The second thing it does is it reduces the City's income to the point where we will just be covering the RedFlex contract and we're going to continue to discuss with them options to explore from this point forward toward early termination.

10. CONSENT AGENDA

Approval of the Consent Agenda

Mr. OKeeffe pulled Item 10C for discussion.

A motion was made by Mr. OKeeffe, seconded by Ms. Bentley, to approve Consent Agenda item 10A through 10J with the exception of 10C. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. OKeeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

10A. 13-0728

Consider and take action to renew the annual contract for streets, sidewalk and concrete pavement repair with Teamwork Construction (Director of Finance)

Staff recommends approval.

Approved on the Consent Agenda

10B. 12-0685

Consider and take action to approve the proposed series of shortlist of consultants to provide professional engineering services to the City for Fiscal Years 2012-2013 and 2013-2014 (Assistant City Manager, Public Works)

Staff recommends approval.

Approved on the Consent Agenda

10C. 12-0613

Consider and take action to enter into a professional services agreement with HDR Engineering, Inc. for design and construction phase engineering services for the Brown Pelican Storm Sewer Rehabilitation Project DR1301 (Assistant City Manager, Public Works)

Staff recommends approval.

A motion was made by Mr. OKeeffe, seconded by Ms. Bentley, to discuss.

Mr. Kerry Lackey of HDR Engineering was present to answer questions.

An amended motion was made by Mr. OKeeffe, seconded by Mr. Mann, to approve entering enter into a professional services agreement with HDR Engineering, Inc. for design and construction phase engineering services for the Brown Pelican Storm Sewer Rehabilitation Project DR1301. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. OKeeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

- 10D.** [12-0636](#) Consider and take action to enter into a professional services agreement with Lockwood, Andrews & Newnam, Inc. for the League City Drainage Master Plan Phase 2b - Capital Improvement Planning (Assistant City Manager, Public Works)
- Staff recommends approval.
- Approved on the Consent Agenda**
- 10E.** [13-0745](#) Consider and take action on a request on behalf of 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 road closures to occur on February 9, 2013 from 6:30 a.m. to 9:30 a.m. (Chief of Police)
- Approved on the Consent Agenda**
- 10F.** [13-0743](#) Consider and take action on Planning & Zoning Commission's Bylaws and Policies & Procedures. (Director of Planning & Development)
- Planning and Zoning Commission approved on December 17, 2012.
- Approved on the Consent Agenda**
- 10G.** [13-0741](#) Consider and take action on Ordinance 2013-01 amending Ordinance 2005-24 to rezone approximately 5.1 acres, (Z12-06 TNMP Butler Road Substation #1), from "OS" (Open Space) and "CM" (Commercial Mixed Use) to "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas - Second Reading (Director of Planning and Development)
- Planning & Zoning Commission recommended approval 8-0-0 on 12/03/12.
Council approved first reading 7-0-0 with 1 absent on 01/08/13.
- Ordinance No 2013-01 Second Reading was approved on the Consent Agenda**
- 10H.** [13-0742](#) Consider and take action on Ordinance No. 2013-02 amending Ordinance No. 2005-24 for a Special Use Permit, SUP12-04(TNMP Butler Road Substation #2), for a major utility use [electrical substation] on approximately 5.1 acres on property zoned "PS" (Public / Semi-Public), legally described as a portion of Lots 2 and 3, Block M of the Clear Creek Subdivision, generally located north of League City Parkway and east of Butler Road, with the approximate address being in the 1400 block of Butler Road in League City, Texas - Second Reading (Director of Planning and Development)
- Planning & Zoning Commission recommended approval 8-0-0 with conditions on 12/03/12.
Council approved first reading 7-0-0 with 1 absent on 01/08/12.
- Ordinance No. 2013-02 Second Reading was approved on the Consent Agenda**

- 10I. [13-0729](#) Consider and take action on Ordinance No. 2013-03 amending Ordinance No.2005-24, for a Special Use Permit, (SUP12-03 Gordon), for a gas and service station use on approximately 1.7 acres on property zoned "CM" (Commercial Mixed Use), legally described as Lot 15 of Division "C" in League City Subdivision, generally located north of Abilene Street, east of FM 270 and west of St. Christopher Avenue, with the approximate address being 345 FM 270 in League City, Texas - Second Reading (Director of Planning & Development).

Planning and Zoning Commission recommended approval with conditions 8-0-0 on 12/03/12. Council approved first reading 7-0-0 with 1 absent on 01/08/13.

Ordinance No. 2013-03 Second Reading was approved on the Consent Agenda

- 10J. [13-0727](#) Consider and take action on an Ordinance No.2013-04 amending Ordinance No.2005-24, to rezone approximately 3.3 acres (Z12-07 Thomas), from "RSF-5" (Single-family residential with a minimum lot size of 5,000 square feet) to "CG" (General Commercial), legally described as a portion of Lots 1-6 and all of lots 7-12 in Blocks 256-258 of the Moore's Addition, generally located north of West FM 646 and west of Highway 3, with the approximate address being 301 West FM 646, League City, Texas - Second Reading (Director of Planning & Development).

Planning and Zoning Commission recommended approval 8-0-0 on 12/03/12. Council approved first reading 7-0-0 with 1 absent on 01/08/13.

Ordinance No. 2013-04 Second Reading was approved on the Consent Agenda

END OF CONSENT AGENDA

11. OLD BUSINESS

- 11A. [13-0748](#) Consider and take action on approval of a contract with Landscape Art Inc. for construction of the Ghirardi WaterSmart Park in the amount of \$612,724 with an associated contingency of \$54,000, and authorizing and directing the city manager to acquire playground equipment as laid out in the approved project design with related materials and services for an amount not to exceed \$61,253, resulting in a total project budget of \$727,977 that remains within the amount approved in the FY2013-2017 CIP (Director of Parks and Cultural Services)

Staff recommends award of contract to Landscape Art, Inc.
Council postponed to January 22, 2013 6-1-0 with 1 absent on 01/08/13.

A motion was made by Ms. Dawson, seconded by Ms. Thiess, to approve a contract with Landscape Art Inc. for construction of the Ghirardi WaterSmart Park in the amount of \$612,724 with an associated contingency of \$54,000, and authorizing and directing the city manager to acquire playground equipment as laid out in the approved project design with related materials and services for an amount not to exceed \$61,253, resulting in a total project budget of \$727,977 that remains within the amount approved in the FY2013 2017 CIP. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. O'Keefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

- 11B. [13-0749](#) Consider and take action on an Addendum to Contract for Visitor Center Services (Director of Planning and Development)

Council postponed to January 22, 2013 7-0-0 with 1 absent on 01/08/13.

A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to discuss.

Ms. Laurie Baldwin, President/CEO of the League City Chamber of Commerce was present to speak regarding this item.

The motion was amended by Mr. O'Keeffe, seconded by Mr. Kinsey to postpone to February 12, 2013, to allow the Chamber of Commerce the opportunity to provide a detailed line item budget for Council's review before taking action. The motion passed by the following vote:

For: 5 -

Mayor Paulissen, Mr. O'Keeffe, Ms. Thiess, Mr. Kinsey and Ms. Dawson

Opposed: 2 -

Ms. Bentley and Mr. Mann

Absent: 1 -

Mr. Becker

12. NEW BUSINESS

- 12A. [13-0737](#) Consider and take action on a resolution approving the dates for conducting regular meetings during the month of March 2013 due to the Clear Creek Independent School District Spring Break schedule (City Secretary)

A motion was made by Mr. Kinsey, seconded by Mr. Mann, to approve Resolution No. 2013-02 keeping the regular meeting dates of the second and fourth Tuesdays during the month of March 2013. The motion passed by the following vote:

For: 6 -

Mayor Paulissen, Mr. O'Keeffe, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Opposed: 1 -

Ms. Thiess

Absent: 1 -

Mr. Becker

- 12B. [12-0686](#) Consider and approve a Resolution authorizing the City Manager to execute interlocal agreements with Galveston County and the Texas Department of Motor Vehicles in order for the City of League City to participate in the scofflaw program for the collection of fines arising from the Municipal Court (Director of Finance)

Staff recommends approval.

A motion was made by Ms. Thiess, seconded by Ms. Dawson, to approve Resolution No. 2013-03 authorizing the City Manager to execute interlocal agreements with Galveston County and the Texas Department of Motor Vehicles in order for the City of League City to participate in the scofflaw program for the collection of fines arising from the Municipal Court. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. OKeefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

12C. [13-0747](#)

Consider and approve a resolution amending Resolution No. 99-01 and authorizing the revocation of powers and duties assigned to the Park on Clear Creek Development Authority as it concerns the Park on Clear Creek Public Improvement District (PID #5); authorizing the assumption of powers and duties concerning PID #5 (Director of Finance)

Staff recommends approval.

A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve Resolution No. 2013-04 amending Resolution No. 99-01 and authorizing the revocation of powers and duties assigned to the Park on Clear Creek Development Authority as it concerns the Park on Clear Creek Public Improvement District (PID #5); authorizing the assumption of powers and duties concerning PID #5. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. OKeefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

12D. [13-0740](#)

Consider and take action on establishing policies and procedures for councilmember attendance at City Council meetings through videoconference call (Council Member Kinsey and Council Member Becker)

A motion was made by Mr. OKeefe, seconded by Mr. Mann, to discuss.

The motion was amended by Mr. OKeefe, seconded by Ms. Dawson to deny and to instruct staff to conduct a public hearing on February 12, 2013.

The motion was amended by Mr. OKeefe, to postpone to February 12, 2013, and to instruct staff to hold a public hearing at the same meeting. Ms. Dawson withdrew her second. The motion was seconded by Ms. Thiess.

A motion was made by Ms. Bentley, seconded by Mr. Mann, to call the question. The motion passed by the following vote:

For: 7 -

Mayor Paulissen, Mr. OKeefe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

The motion to postpone failed by the following vote:

For: 3 -

Mayor Paulissen, Mr. OKeefe and Ms. Thiess

Opposed: 4 -

Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Absent: 1 -

Mr. Becker

A motion was made by Mr. Kinsey, seconded by Mr. Mann to approve establishing policies and procedures for councilmember attendance at City Council meetings through videoconference call.

An amended motion was made by Mayor Paulissen, seconded by Ms. Dawson, to allow for videoconference if for convenience, vacation or work, the member reimburses the City whatever cost is entailed, with the only exceptions being for illness or City business. The motion to accept the amended motion failed by the following vote:

For: 3 -
Mayor Paulissen, Mr. OKeeffe and Ms. Dawson

Opposed: 4 -
Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

Absent: 1 -
Mr. Becker

A motion was made by Mr. Kinsey, seconded by Mr. Mann, to call the question. Per the City Attorney, the motion failed by the following vote with a 2/3 vote required to call the question:

For: 4 -
Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

Opposed: 3 -
Mayor Paulissen, Mr. OKeeffe and Ms. Dawson

Absent: 1 -
Mr. Becker

An amended motion was made by Mr. OKeeffe to postpone to February 12, 2013, after conducting a public hearing and after answers to Council's questions have been brought back by staff. The motion failed for lack of a second.

The motion was amended by Mr. Kinsey, seconded by Mr. Mann, to conduct a 6-month trial period, allowable for no more than two consecutive meetings for the period of March 1 to September 30, 2013. The motion passed by the following vote:

For: 5 -
Mayor Paulissen, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

Opposed: 2 -
Mr. OKeeffe and Ms. Dawson

Absent: 1 -
Mr. Becker

12E. [13-0751](#) Consider and take action to excuse absences (Council Member Mann and Council Member Kinsey)

A motion was made by Mayor Paulissen, seconded by Mr. Mann, to excuse Council Member Becker's absence from the January 21, 2013 Work Session and the January 22, 2013 Regular Meeting. The motion passed by the following vote:

For: 5 -
Mayor Paulissen, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

Opposed: 2 -
Mr. OKeeffe and Ms. Dawson

Absent: 1 -
Mr. Becker

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

- 16A. 13-0732** Texas Open meetings Act, Section 551.072 Government Code - Deliberations about real property
- Discuss potential purchase or sale of real property interests (Assistant City Manager, Public Works)
- Pulled by Staff**

At 8:08 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:

- 16B. 13-0738** Texas Open Meetings Act, Section 551.071 Government Code - Consultation with City Attorney
- Consultation with City Attorney to receive legal advice on issues associated with contract for SafeLight League City Program (City Attorney)

At 8:24 p.m. Mayor Paulissen 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. 13-0733** Consider and take action on discussion concerning potential purchase or sale of real property interests (Assistant City Manager, Public Works)
- Pulled by Staff**
- 17B. 13-0739** Consider and take action arising from consultations with City Attorney regarding contract for SafeLight League City Program (City Attorney)
- No Action**

18. **ADJOURNMENT**

At 8:25 p.m. Mayor Paulissen said there being no further business this meeting is adjourned.

TIMOTHY PAULISSEN
MAYOR

DIANA M. STAPP
CITY SECRETARY

(SEAL)

MINUTES APPROVED: Maarch 26, 2013