



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, February 12, 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 6:03 p.m. and called the roll. All members of Council were present.

Present 8 - Mayor Tim Paulissen, Mr. Dan Becker, 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 Rev. Kellen Catlin of Dominion Church. Mayor Paulissen led in the pledges of allegiance to the flags.

Mayor Paulissen said before we get started we're going to do a little housekeeping, and I will need Council's support on a vote on this. We are going to limit the debate to three minutes per queue, and you will have three queues per agenda item. I am going to give Heidi one exception, she has already planned a little dissertation. If everybody is good with that, will you please vote on that?

The motion passed by the following vote:

For: 8 -

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

3. **APPROVAL OF MINUTES**

3A. [13-0780](#) December 10, 2013 Work Session

Pulled

3B. [13-0781](#) December 11, 2012 Regular Meeting

Approved

Mayor Paulissen said Item 3A is being pulled for correction of the meeting date and will be on the next agenda. He asked if there were any corrections to Item 3B. He said hearing none, these minutes are approved.

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

4A. [13-0796](#) Presentation of a proclamation declaring February 24, 2013 "Boy Scout Troop 609 Day" in League City (Mayor Paulissen)

Members of Boy Scout Troop 609 were present to receive the proclamation.

4B. [13-0765](#) Recognition of Officer Christy Galyean and Officer Reagan Pena for their work on the National Night Out program that led to League City being nationally recognized by Town Watch for outstanding participation and Project 365 (Chief of Police)

- 4C. [13-0784](#) Consider and take action on appointments to Boards and Committees (Mayor Paulissen)

ANIMAL SHELTER ADVISORY COMMITTEE

Mayor's appointees:

Position 3. Shelter Representative Kim Schoolcraft (Term expires 12/31/13)

Position 4. Animal Organization Representative Erica Johnson (Term expires 12/31/14)

LEAGUE CITY ETHICS REVIEW BOARD

Council Position No. 3 Appointee (Term expires 12/31/13)

Council Member Thiess has appointed Mark Eikenberry

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to approve Mayor Paulissen's appointments to the Animal Shelter Advisory Committee and Council Member Thiess' appointment to the League City Ethics Review Board. The motion passed by the following vote:

For: 8 -

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

- 4D. [13-0787](#) Consider and take action on a resolution endorsing the appointment of a Board Member to the Galveston County United Board of Health to fill an unexpired term (Mayor Paulissen)

Galveston County Commissioners Court approved a recommendation for the appointment of Mr. Tim Rainey from the Village of Tiki Island as the Municipality representative to complete a term that will expire April 30, 2013. The appointment needs confirmation by member governments of the Health District.

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to approve Resolution No. 2013-05 endorsing the appointment of Mr. Tim Rainey to the Galveston County United Board of Health. The motion passed by the following vote:

For: 8 -

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

5. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING

- 5A. [13-0803](#) Hold a public hearing on Special Use Permit Application, SUP12-05 (Big Brothers Road Service and Tire), for a 2,400 square foot auto repair and other heavy vehicle service use on approximately 1.95 acres on property zoned "CG-CRC" (General Commercial with a Commercial Revitalization Overlay), legally described as Block L First Addition to Clear Creek Subdivision 10, of the S.F. Austin League No.3, generally located south of League Street and east of SH 3, with the approximate address being 121 League Street in League City, Texas (Director of Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on 01/07/13.

Mayor Paulissen opened the public hearing at 6:15 p.m.

No one was present to speak for or against this item.

Mayor Paulissen closed the public hearing at 6:15 p.m.

5B. [13-0804](#)

Consider and take action on an ordinance amending Ordinance No.2005-24 for a Special Use Permit Application, SUP12-05 (Big Brothers Road Service and Tire), for a 2,400 square foot auto repair and other heavy vehicle service use on approximately 1.95 acres on property zoned "CG-CRC" (General Commercial with a Commercial Revitalization Overlay), legally described as Block L First Addition to Clear Creek Subdivision 10, of the S.F. Austin League No.3, generally located south of League Street and east of SH 3, with the approximate address being 121 League Street in League City, Texas (Director of Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on 01/07/13.

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to approve Ordinance No. 2013-08 amending Ordinance No.2005 24 for a Special Use Permit Application, SUP12 05 (Big Brothers Road Service and Tire), for a 2,400 square foot auto repair and other heavy vehicle service use on approximately 1.95 acres on property zoned "CG CRC" (General Commercial with a Commercial Revitalization Overlay), legally described as Block L First Addition to Clear Creek Subdivision 10, of the S.F. Austin League No.3, generally located south of League Street and east of SH 3, with the approximate address being 121 League Street in League City, Texas.

Mr. Tony Allender, Director of Planning and Development, said we need to clarify a technical issue. Where in the language it says east of SH 3, we need to recognize that is in fact west of SH 3.

The motion passed by the following vote:

For: 8 -

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

5C. [13-0783](#)

Hold a public hearing on Special Use Permit Application, (SUP12-06 League City RV Resort), for a recreational vehicle park use on approximately 17.86 acres on property zoned "CG" (General Commercial), legally described as Abstract 19 Perry and Austin E ½ Lot 5 Addition A Dickinson, Lot 9 (9-0-3), & Lot 9 (9-0-4), generally located north of League City Parkway, east of SH 3, and west of Dickinson Avenue in League City, Texas (Director of Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on 01/07/13.

Mayor Paulissen opened the public hearing at 6:18 p.m.

No one was present to speak for or against this item.

Mayor Paulissen closed the public hearing at 6:18 p.m.

5D. [13-0786](#)

Consider and take action on an ordinance amending Ordinance No.2005-24, for a Special Use Permit, (SUP12-06 League City RV Resort), for a recreational vehicle park use on approximately 17.86 acres on property zoned "CG" (General Commercial), legally described as Abstract 19 Perry and Austin E ½ Lot 5 Addition A Dickinson, Lot 9 (9-0-3), & Lot 9 (9-0-4), generally located north of League City Parkway, east of SH 3, and west of Dickinson Avenue in League City, Texas (Director of Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on 01/07/13.

A motion was made by Mr. O'Keeffe, seconded by Ms. Bentley, to approve Ordinance No. 2013-09 amending Ordinance No.2005 24, for a Special Use Permit, (SUP12 06 League City RV Resort), for a recreational vehicle park use on approximately 17.86 acres on property zoned "CG" (General Commercial), legally described as Abstract 19 Perry and Austin E ½ Lot 5 Addition A Dickinson, Lot 9 (9 0 3), & Lot 9 (9 0 4), generally located north of League City Parkway, east of SH 3, and west of Dickinson Avenue in League City, Texas. The motion passed by the following vote:

For: 8 -

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

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
Mark Eikenberry	2112 Savanna Court	Second amendment
Dianne Robinson	1271 San Benedetto	Waste Management Contract
Chuck DiFalco	2118 Eastland Ct.	Property Developers
Byron Berry	341 Creekside Dr.	FM518 Median
Lelon Willis	717 2nd Street	Second amendment
Donna Boyd	1440 S. Egret Bay Blvd.	Second amendment
Colin Woozey	3017 Cloverdale Dr.	Second amendment
Penny Ignazio	6160 Granger Lane	Agenda Item 12C

Mayor Paulissen said I am going to suspend the rules and if I don't hear any objection, I am going to move Item 12C forward at this time.

- 12C. [13-0798](#) Consider and take action on a resolution to preserve Second Amendment rights for League City residents (Council Member Thiess and Council Member Kinsey)

A motion was made by Mr. Mann, seconded by Mr. Becker, to approve Resolution No. 2013-10 to preserve Second Amendment rights for League City residents.

The motion was amended by Mr. Mann, seconded by Mr. Becker, to amend the motion to include changes to the resolution that were requested by Ms. Thiess. The motion passed by the following vote:

For: 7 -

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

Opposed: 1 -

Mr. O'Keeffe

7. COUNCIL MEMBERS COMMENTS/REPORTS

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

Dennis O'Keeffe said my comments tonight will be an update on FEMA flood maps that are available for review for Galveston County. FEMA is providing a public meeting on Wednesday, February 20 at the League City Civic Center for the public to review and post comments on proposed additions to the Galveston County Flood Plain maps. This meeting is a rare opportunity for the public to compare these revisions to the existing FEMA maps that may have been in place for over a decade. In addition, there will be FEMA staff present to provide computer navigation assistance to teach individuals how to identify specific locations and address lookup on the website. And will provide free copies of your location superimposed on the map, if you so choose. I understand that most of the proposed up plan revisions are a result of modeling the effects of storm surge from Tropical Storm Allison. In the past data was not precise enough to model to predict the effects of flooding from storm surge until technology advanced the use of geographical information systems, commonly known as GIS. They use satellite imagery to compile data sheets. The changes now to river rain flooding predictions, that is the surface runoff into Clear Creek and Dickinson Bayou watersheds, are relatively neutral between the existing and the proposed maps. FEMA staff will also be there to provide information on proposed changes to the FEMA Flood Insurance Policies. I've been hearing things about three strikes, you're out, and grandfathered policies will expire after five years at which time new policy provisions will then apply. I don't know the details, but that is what I am hearing. We need to find out. I think this public meeting is high-priority for everyone regardless of whether you have experienced previous flooding or not, since you may now be included in a flood-prone area and don't know it. Depending on where FEMA locates the base flood elevation boundaries. Again, this meeting is February 20 at the League City Civic Center any time between 2:00 p.m. and 8:00 p.m. I hope to see all of you there and thank all of you for attending the Council Meeting tonight.

Joanna Dawson said I'm glad to see so many old friends out tonight, all those people who love League City. That is very gratifying. As we approach Valentine's Day, we are sad to tell you that Phyllis Sanborn has had a recent stay in the hospital. Our prayers are with her that she's going to be okay. But we expect that to be true. Valentine's Day is approaching, two days from now, so you better be ready. That's what my husband is telling me. Thank you all for coming tonight and have a great weekend with your Valentine.

Heidi Thiess said I had the honor, along with our City Manager Mike Loftin and Mayor Paulissen to attend the award ceremony for our Volunteer Fire department here in League City. I can't stress to you enough that it is volunteer, because I am so proud of them. These are citizens just like you that really go so many extra miles for us as a community. So I wanted to recognize them. Is there anyone here that is a volunteer firefighter? No? I was going to make you stand up. I told them I was going to be doing this, so for the people who are watching at home, I would like to tell you their names. They may be your neighbor, you may go to school with their children, they might be in your neighborhood. When you see them I ask that you just shake their hand, and thank them for their service to this community because it is truly heroic. For Most Training, Trey Kirkpatrick got that award for 44 trainings in the last year, 52 weeks a year, 44 trainings in the year. The Most Runs were performed by Dean Smith, 444 runs as a volunteer firefighter. The President's Award went to Vice-President Patricia McIntosh. The Past President Award went to Ray Bigonnesse. The Chief's Award went to Natalie Perrone. The East District Rookie of the Year is James Werner. The West District Rookie of the Year is Brian Boettger. The Firefighter of the Year was Craig Corder. The Officer of the Year, Lt. Troy Williams. For 5 years of service, Krista Kumahata and Patricia McIntosh. For 10 years of service, Gus Alvarez, Katie Benoit, Capt. Mike Cornitius, Van Darr, Justin Harker, Asst. Chief Jack Helton and Capt. Rick Owens. For 15 years of service, Luigi Fuentes. I always get a little choked up when I talk to first responders because of the sacrifice, not only that they make, but also their families. That goes for our emergency services and for our police department, because they respond and their families pay the price in time and worry. A quote from Chief Kennedy on Ladder 49 says, "People are always asking me how it is that firefighters run into a burning building when everyone else is running out. Courage is the answer." And you live amongst heroes. I wanted to acknowledge them and if you don't mind, give them a round of applause for their accomplishments.

Andy Mann had no comments.

Geri Bentley said I'd like to acknowledge the citizen taxpayer who spoke about the third day of garbage collection. I will take care of that, I will make sure that gets on. The contract was signed before the new council members were seated, therefore we did not have any input in that. I will bring that up because I have the same feeling. Also, there is a situation that occurred between the citizens of Sedona and Butler Road a couple of weeks ago that has been resolved by the citizens themselves. Not everybody is completely happy. It is impossible to make everybody completely happy, but I think the situation is livable for most people. I would like to congratulate all of you for doing that. It is very difficult, the difficult situation here is when the city moves into the country. Most of the people that live on Butler Road bought there because they wanted a little bit of country living. The city has now infringed upon them, which makes it very difficult for some of the homeowners. So I congratulate all of you. I would like to also ask those of you who travel down Butler Road, please slow down. There are children who live there. It is very important that we take that into consideration. Slow down, take it easy, take a deep breath, smell the roses. You'll get home just as quick as anybody else, and alive.

Dan Becker had no comments.

Todd Kinsey reported Library Happenings. The public is invited to hear Neesha Hosein discuss her book entitled, *I of the Storm* on Thursday, February 14th at 10:30 a.m., during Local Authors Hour. Following Local Authors Hour, the Marketing and Publishing Group will meet at 11:30 to discuss how to become a self-published author. On Crazy Thursday, February 14th there will be a Valentine Party for children in kindergarten through fifth grade at 4:30 pm. More information about programs can be found online at www.leaguecitylibrary.org.

Mr. Kinsey continued, it is troubling to me that so many people seem to get bogged down on petty little issues like videoconferencing, because it distracts us from the real work this Council should be doing. Evidently some people would rather focus on creating a caustic political environment in League City to keep us from leading the City into the future. I love League City, which is why I ran for Council. We have a lot of serious issues facing the City and we need serious people who are willing to solve them. We have horrific traffic problems. We need to double our water capacity in the next 20 years. And we are woefully behind surrounding cities when it comes to economic development. We can stay mired in petty little differences over issues that mean absolutely nothing in the grand scheme, or we can do what the citizens elected us to do, lead.

8. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said I want to recognize the League City Chamber of Commerce. We have representatives here tonight, but this Friday they are going to have an event at LaBrisa, which is the State of the City event. That event happens from 11:30 a.m. to 1:00 p.m. It is the Annual State of the City. If you didn't get enough of listening to be tonight, you can come on Friday. I don't know if that's going to help your attendance, or hurt it, but there are still tickets available, so it is probably the best seat in the house on Friday. You can call the Chamber 338-7339 and reserve a seat for that. I also want to talk a little about Valentine's Day. I taught three seniors classes today and I had to specifically talk to all the guys in the audience. I am going to talk to you as well. What is Thursday of this week, guys? It's Valentine's Day, right? This is the one time of year that we get to celebrate our spouses and our significant others, and all the ladies that are behind all these men up here. And the men behind the Ladies that are up here. At any rate, this is one time a year you get to celebrate the family and give to your spouses and recognize them for all the love and support that they give most of us up here for spending two or three times a week here away from our family. Please recognize that, and for all the ladies in the room, Happy Valentine's Day.

9. **REPORTS FROM STAFF MEMBERS**

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

- 9A. [13-0759](#) Presentation of the Certificate of Achievement for Excellence in Financial Reporting by the Government Finance Officer's Association of the United States and Canada for the City of League City's Comprehensive Annual Financial Report (CAFR) for the year ended September 30, 2011 (Director of Finance)
- Ms. Rhonda Daugherty, Finance Director from the City of West University Place presented the certificate to the Finance Department on behalf of the Government Finance Officers Association.**
- 9B. [13-0754](#) Presentation of the Investment Report of the City of League City for the quarter ended December 31, 2012. (Director of Finance)
- Director of Finance Rebecca Underhill presented the report.**
- 9C. [13-0755](#) Presentation of the Investment Report of the Section 4B Industrial Development Corporation for the quarter ended December 31, 2012. (Director of Finance)
- Rebecca Underhill presented the report.**
- 9D. [13-0752](#) Presentation of the 1st Quarter CIP Status Report for Fiscal Year 2013, as of December 2012 (Assistant City Manager, Public Works)
- Assistant City Manager, Public Works John Baumgartner presented the report.**

10. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve Consent Agenda Items 10A through 10P with the exception of 10E, 10H, and 10O. The motion passed by the following vote:

For: 8 -

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

Following Item 11A, Council revisited the Consent Agenda and pulled Item 10F for no action. Staff previously pulled the item at the February 11, 2013 Work Session meeting.

- 10A. [13-0778](#)** Consider and take action on a request by the American Cancer Society for a variance to Chapter 74, Article I, Section 74-1 of the Code of Ordinances of the City of League City entitled "Hours for use of city parks and boat ramps" for use of the Sportsplex on May 10-11, 2013 (Director of Parks and Cultural Services)

Approved on the Consent Agenda

- 10B. [13-0761](#)** Consider and take action on a request on behalf of the League City Arts and Wine Festival to grant a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances of the City of League City entitled "Parades and Processions Generally" for lane closures along north SH3 at Walter Hall Park for the League City Arts and Wine Festival (Chief of Police)

Staff Recommends Approval.

Approved on the Consent Agenda

- 10C. [13-0763](#)** Consider and take action on a resolution to enter into an agreement with the Texas Department of Transportation (TxDOT) for the temporary closure of a state right-of-way for the purpose of providing safe ingress and egress of traffic at Walter Hall Park for the League City Arts and Wine Festival on March 23-24, 2013 (Chief of Police)

Staff recommends approval

Resolution No. 2013-06 was approved on the Consent Agenda

- 10D. [13-0767](#)** Consider and take action on a request on behalf of the Friends of League City Seniors Foundation, League City Parks and Recreation department to grant a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances of the City of League City entitled "Parades and Processions Generally" for April 27, 2013 (Chief of Police)

Staff recommends approval.

Approved on the Consent Agenda

10E. [13-0762](#) Consider and take action on a resolution adopting a fee schedule for non-consent towing fees as required by Chapter 118, Article II, Section, 118-37 of the Code of Ordinances for the City of League City entitled "Rate Schedule" (Chief of Police)

Staff recommends approval.

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

A motion was made by Ms. Bentley, seconded by Mr. Kinsey, to approve Resolution No. 2013-07 adopting a fee schedule for non-consent towing fees as required by Chapter 118, Article II, Section 118-37 of the Code of Ordinances of the City of League City entitled "Rate Schedule", amending the Standard Non-Consent tow to \$150 and the Heavy Duty tow to \$300.

The motion was amended by Mr. O'Keeffe to accept the fees as brought forward by staff. The motion failed for lack of a second.

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

For: 6 - Mayor Paulissen, Mr. Becker, Ms. Thiess, Mr. Kinsey, Ms. Bentley and Mr. Mann

Opposed: 2 - Mr. O'Keeffe and Ms. Dawson

The motion made by Ms. Bentley, seconded by Mr. Kinsey, to approve the resolution adopting the fee schedule, amending the Standard Non-Consent tow to \$150 and the Heavy Duty tow to \$300, and adopting other fees as presented by staff passed by the following vote:

For: 7 - Mayor Paulissen, Mr. Becker, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson

Opposed: 1 - Mr. O'Keeffe

10F. [13-0794](#) Consider and take action on a resolution in support of the application for a continuation grant from the Office of the Governor of Texas, Criminal Justice Division for the League City Police Department Crime Victim Assistance Program. (Chief of Police)

Staff recommends approval

No Action - Pulled by Staff

10G. [13-0766](#) Consider and take action to approve the award of Bid 13-004 Storz Hydrant Converters to Nevada Pacific Fire & Safety (Director of Finance)

Staff recommends approval

Approved on the Consent Agenda

- 10H.** [13-0769](#) Consider and take action on the replacement purchase of three (3) police vehicles that were totaled in accidents. (Director of Finance)
- Staff recommends approval.
- A motion was made by Mr. Becker, seconded by Mr. Mann, to approve the replacement purchase of three (3) police vehicles that were totaled in accidents. The motion passed by the following vote:**
- For:** 8 -
- Mayor Paulissen, Mr. Becker, Mr. OKeeffe, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson
- 10I.** [13-0756](#) Consider and take action on a resolution approving the City of League City's Investment Policy and the Investment Policy of the 4B Industrial Development Corporation (Director of Finance).
- Staff recommends approval.
- Resolution No. 2013-08 was approved on the Consent Agenda**
- 10J.** [13-0757](#) Consider and take action on a resolution affirming that the administrative and clerical personnel employed in the municipal court report administratively to the city manager and judicially to the municipal court judges; and to confirm the appointment of the court clerk and the deputy court clerks. (Director of Finance)
- Staff recommends approval.
- Resolution No. 2013-09 was approved on the Consent Agenda**
- 10K.** [13-0771](#) Consider and take action on acceptance of the municipal infrastructure and associated easements to serve the northeast corner of FM 270 and League City Parkway within Galveston County Municipal Utility District No. 43 (Assistant City Manager, Public Works)
- Staff recommends approval.
- Approved on the Consent Agenda**
- 10L.** [13-0760](#) Consider and take action on acceptance of a proposal from HR Green, Inc. for engineering and construction phase services for the paving overlay of Columbia Memorial Parkway from FM 518 to SH 96 and Tuscan Lakes Boulevard from SH 96 to FM 646 (Assistant City Manager, Public Works)
- Staff recommends approval.
- Approved on the Consent Agenda**
- 10M.** [13-0774](#) Consider and take action on award of a construction contract for the 24-inch Water Distribution Line along Cedar Gully from FM 518 to Alderwood (CIP WT1202); and authorization of a Work Change Directive budget and procedure (Assistant City Manager, Public Works)
- Staff recommends approval.
- Approved on the Consent Agenda**

- 10N. [13-0770](#) Consider and take action on the purchase of two (2) pulsed air mixing systems for the Walker Street Water Booster Station and the Eastside Elevated Storage Tank for the amount of \$99,999 (Assistant City Manager, Public Works)
- Staff recommends purchase from Water Tech, Inc.
- Approved on the Consent Agenda**
- 10O. [13-0795](#) Consider and take action on a resolution for cancellation of project and advance funding agreement with the State of Texas for access management improvements on FM 518 from Bay Area Boulevard to FM 2094 [Project TR1203] (Assistant City Manager, Public Works)
- Staff recommends approval.
- No Action - Staff requested that this item be pulled**
- 10P. [13-0758](#) Consider and take action on Ordinance No. 2013-07 amending Ordinance 2005-24, Z12-08 (Highpoint Storage), 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 FM 517 and west of FM 646, with the approximate address being in the 800 block of FM 517 and the 5500 - 5600 block of FM 646 in League City - Second Reading (Director of Planning and Development)
- Planning & Zoning Commission recommended approval 7-0-0 on December 17, 2012
Council approved first reading 7-0-0 with 1 absent on January 22, 2013
- Ordinance No. 2013-07 Second Reading was approved on the Consent Agenda**

END OF CONSENT AGENDA

11. OLD BUSINESS

- 11A. [13-0805](#) 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.
Council postponed to February 12, 2013 5-2-0 with 1 absent on 01/22/13.
- A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, for discussion.**
- The motion was amended by Mr. O'Keeffe to approve the contract for \$60,940 for FY 2013, to include Saturday hours of 10:00 a.m. to 2:00 p.m., less the prepaid amount of \$16,240 that was received by the Chamber in September 2011. The motion failed for lack of a second.**
- A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve the Addendum to Contract for Visitor Center Services. The motion passed by the following vote:**
- For:** 7 -
Mayor Paulissen, Mr. Becker, Ms. Thiess, Mr. Kinsey, Ms. Bentley, Mr. Mann and Ms. Dawson
- Opposed:** 1 -
Mr. O'Keeffe

Mayor Paulissen said we have a housekeeping matter regarding the consent agenda, Item 10F was requested to be pulled at the meeting last night and we need to amend the vote to exclude this item 10F

The motion was amended by Mr. Mann, seconded by Mr. Kinsey, to exclude Item 10F from approval on the Consent Agenda. The motion passed by the following vote:

For: 8 -

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

12. NEW BUSINESS

12A. 13-0782 Consider and take action to excuse absences (City Secretary)

Council Member Becker was absent at the Council Planning Session on January 26, 2013.

A motion was made by Mr. Kinsey, seconded by Mr. Mann, to excuse Council Member Becker's absence. The motion passed by the following vote:

For: 7 -

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

Opposed: 1 -

Mr. OKeeffe

12B. 13-0793 Consider and take action on a contract with Clear Creek Independent School District regarding the construction of League Elementary Park (Director of Planning and Development)

A motion was made by Mayor Paulissen, seconded by Ms. Dawson, to approve a contract with Clear Creek Independent School District regarding the construction of League Elementary Park. The motion passed by the following vote:

For: 6 -

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

Opposed: 2 -

Mr. Becker and Ms. Bentley

12C. 13-0798 Consider and take action on a resolution to preserve Second Amendment rights for League City residents (Council Member Thiess and Council Member Kinsey)

The rules were suspended and Item 12C was moved forward and addressed following Item 6. Citizens Request for Hearing Before City Council.

13. FIRST READING OF ORDINANCES

- 13A. [13-0790](#) Consider and take action on an ordinance amending Chapter 2, Article II of the Code of Ordinances of the City of League City, Texas entitled "City Council," adopting provisions governing the excusal of councilmember absences from city council meetings (Mayor Paulissen)

Pulled by Mayor Paulissen

- 13B. [13-0801](#) Consider and take action on an ordinance amending Chapter 78, Article II of the Code of Ordinances for the City of League City, Texas entitled "Solicitors". (Chief of Police)

Staff recommends approval.

A motion was made by Mr. Becker, seconded by Ms. Dawson, to approve Ordinance No. 2013-10 amending Chapter 78, Article II of the Code of Ordinances for the City of League City, Texas entitled "Solicitors". The motion passed by the following vote:

For: 8 -

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

- 13C. [13-0806](#) Consider and take action on an ordinance giving consent to file legislation creating the Westwood Management District (Director of Planning and Development)

A motion was made by Mr. Becker, seconded by Mr. Mann, to approve an ordinance giving consent to file legislation creating the Westwood Management District.

The motion was amended by Mr. Becker, seconded by Mr. Mann, to deny the ordinance.

The motion was amended by Mr. Becker, seconded by Mr. Mann, to postpone indefinitely. The motion passed by the following vote:

For: 8 -

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

14. TABLED ITEMS SUBJECT TO RECALL**15. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED****16. EXECUTIVE (CLOSED) SESSION (S)****17. ACTION ITEM(S) FROM EXECUTIVE SESSION(S)**

18. **ADJOURNMENT**

At 8:19 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: April 9, 2013