



# City of League City, TX

300 West Walker  
League City TX 77573

## Meeting Minutes City Council

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Tuesday, February 26, 2013

6:00 PM

Council Chambers - 200 West Walker Street

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### Regular Meeting - Revised

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 6:01 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 Ralph Bryant, Minister of League City Church of Christ. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

- 3A. [13-0816](#) December 10, 2012 Work Session

Approved

- 3B. [13-0814](#) January 7, 2013 Council Work Session

Approved

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

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

- 4A. [13-0834](#) Consider and take action on appointments to a City Council subcommittee to review and recommend changes to the City of League City Governance Policy and Rules of Procedure (Mayor Paulissen)

Mayor Paulissen said the City Council's Governance Policy and Rules of Procedure are to be reviewed and revised as needed annually. Former Council Member Phalen filled one of two seats on the committee informally allotted to members of Council. To keep two council members on the committee, I recommend replacing former Council Member Phalen with Heidi Thiess. Other members of the committee include Council Member Dan Becker and local residents Philip Topek, Penny Ignazio and Chuck DiFalco.

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to approve the Mayor's appointment of Heidi Thiess to the subcommittee. 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. [13-0831](#) Hold a public hearing on a Zoning Change Application to rezone approximately 21.22 acres (Z13-01 Brittany Business Park) from "CM" (Commercial Mixed Use) to "CG" (General Commercial), legally described as Brittany Business Park Phase I, Block 1, Lots 1, 2; Block 2 Lots 1, 2, 3-A thru 5-A, & 6; Block 3, Lots 1-A, 2-A, & 4-A; Phase II, Block 1, Lots 1 thru 5; Block 2 Lots 1 & 2; Phase III, Block 1, Lots 1-A thru 4-A, and Block 2 Lots 1-A, 1-B, 2 & 3, generally located west of Interstate 45 and east of Hobbs Road, with the approximate address being 1101 thru 1231 Butler Road, League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval by an 8-0-0 vote on February 4, 2013

**Mayor Paulissen opened the public hearing at 6:05 p.m.**

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

**Mayor Paulissen closed the public hearing at 6:05 p.m.**

**5B.      [13-0832](#)**

Consider and take action on an ordinance amending Ordinance No.2005-24, to rezone approximately 21.22 acres (Z13-01 Brittany Business Park) from "CM" (Commercial Mixed Use) to "CG" (General Commercial), legally described as Brittany Business Park Phase I, Block 1, Lots 1, 2; Block 2 Lots 1, 2, 3-A thru 5-A, & 6; Block 3, Lots 1-A, 2-A, & 4-A; Phase II, Block 1, Lots 1 thru 5; Block 2 Lots 1 & 2; Phase III, Block 1, Lots 1-A thru 4-A, and Block 2 Lots 1-A, 1-B, 2 & 3, generally located west of Interstate 45 and east of Hobbs Road, with the approximate address being 1101 thru 1231 Butler Road, League City, Texas (Director of Planning and Development)

Planning and Zoning Commission recommended approval by an 8-0-0 vote on February 4, 2013

**A motion was made by Mr. O'Keeffe to deny. The motion died for lack of a second.**

**A motion was made by Mr. Becker, seconded by Ms. Bentley, to open for discussion.**

**A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve Ordinance No. 2013-11 amending Ordinance No.2005 24, to rezone approximately 21.22 acres (Z13-01 Brittany Business Park) from "CM" (Commercial Mixed Use) to "CG" (General Commercial), legally described as Brittany Business Park Phase I, Block 1, Lots 1, 2; Block 2 Lots 1, 2, 3 A thru 5 A, & 6; Block 3, Lots 1 A, 2 A, & 4 A; Phase II, Block 1, Lots 1 thru 5; Block 2 Lots 1 & 2; Phase III, Block 1, Lots 1 A thru 4 A, and Block 2 Lots 1 A, 1 B, 2 & 3, generally located west of Interstate 45 and east of Hobbs Road, with the approximate address being 1101 thru 1231 Butler Road, League City, Texas. The motion passed by the following vote:**

**For:    5 -**

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

**Opposed:    3 -**

Mr. Becker, Mr. O'Keeffe and Ms. Bentley

**5C.      [13-0823](#)**

Hold a public hearing on approving updated land use assumptions and capital improvements plan for water and wastewater facilities, and amending impact fees pursuant to Texas Local Government Code Section 395.052 (Assistant City Manager, Public Works)

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

NAME	ADDRESS
Kevin Holland	207 E. Edgewood

**Mayor Paulissen closed the public hearing at 6:20 p.m.**

**5D.     [13-0820](#)**

Consider and take action on an ordinance amending Ordinance No. 2006-72 approving updated land use assumptions and capital improvements plan for water and wastewater facilities; and amending impact fees pursuant to Texas Local Government Code Section 395.052 (Assistant City Manager, Public Works)

Staff recommends approval.

**A motion was made by Mr. O'Keeffe to approve. The motion was seconded for discussion by Mr. Becker.**

**A presentation was made by Mr. Jeffrey Peters, Chief Project Manager with CDM Smith.**

**A motion was made by Mr. Kinsey, seconded by Mr. Mann, to table to April 9.**

**The motion was amended by Mr. Kinsey, seconded by Mr. Mann, to table to March 26.**

**The motion was amended by Mr. Kinsey, seconded by Mr. Mann, to postpone the first reading of this ordinance to April 9. 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

**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.**

<b>NAME</b>	<b>ADDRESS</b>	<b>SUBJECT</b>
<b>Iris Weber</b>	<b>415 Sandy Ridge Dr.</b>	<b>Hometown Heroes Program</b>
<b>Lucy &amp; Frank Harvell</b>	<b>3502 Ave K ½</b>	<b>Hunger Awareness Dinner</b>
<b>Lelon Willis</b>	<b>717 2nd St.</b>	<b>LCPD</b>
<b>Penny Ignazio</b>	<b>West side of FM518</b>	<b>Item 15A</b>

7. **COUNCIL MEMBERS COMMENTS/REPORTS**

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

Todd Kinsey said at Helen Hall Library on Thursday, February 28 at 4:30 p.m., that's Crazy Thursday, the Webkinz, which is actually my youngest son's nickname, it's for students kindergarten through 5th grade. On Saturday, March 1 from 3:00 p.m. to 4:00 p.m., Teen Tech Week. Teens will be able to learn about light painting, which is using LED lights and a digital camera to make digital light paintings. On March 4 at 1:00 p.m., the Antiques Roundtable will meet to discuss cut glass and etched glass. For more information on the library you can go to [www.leaguecitylibrary.org](http://www.leaguecitylibrary.org) or call 281-554-1111. On Saturday, March 2 the Butler Museum will be hosting a One-Pot Museum Morsel Madness. It's a cook-off. Local businesses and cook-off teams will be battling out to see who can prepare the best dish in one pot. I will be one of the judges out there. It benefits the Butler Longhorn Museum. Tickets are \$7.00 for adults, \$5.00 for kids 12 and under and your ticket gives you unlimited tasting. If you would like to enter, you can contact Trisha Barita at [onepotcookoff@gmail.com](mailto:onepotcookoff@gmail.com) or call the Butler Longhorn Museum.

Dan Becker had no comments.

Geri Bentley had no comments.

Andy Mann said a couple of months ago we had our planning meeting and we walked out of that meeting unified, everyone on the dais had a vote and we put forth a couple of items that in the interim six months we wanted focused on. We do that knowing that our priorities are not necessarily what coincides with the day to day running of the operation. As an IT professional, I have the same problem in that what my bosses want often is not what's keeping things humming. So staff, I know you guys are keeping the server room taken care of and you are doing a great job at that and I was going to come in here and say where are the updates and then Benson sent something in email to everyone, so good job. I just want to remind everyone, the next couple of months, there's a lot of stuff that comes up, and at the time it can seem very critical. Just make sure that you measure that criticality against what we're trying to do as a team and if we need to reshuffle our priorities, we can do that, but otherwise, let's try to stay on task and hopefully we can get something done prior to the budget process.

Heidi Thiess said hello everyone, thank you for being here. I wanted to just give you a really quick update on the Second Amendment Resolution and some of the activity that we're starting to see across Texas in relation to that. Tiki Island has passed the same resolution, as has Gonzales, Texas, of Come and Take It Texan Glory. We're seeing it filed on agendas from this side of Texas all the way over to Odessa, including Webster and Rockwall, and as it's spreading it's also jumping state lines. It's being considered as far east as Rhode Island and as far west as Tulsa, Oklahoma. I just wanted to give you an update. We don't stand alone. I knew we wouldn't, but we are leading.

Joanna Dawson said if you're not a subscriber to the Galveston Daily News, the paper is getting better and better and I encourage you to become a subscriber. I used to read it online and if there was something about League City on the front page I would go and buy the paper. But now that we're the biggest city in Galveston County and with Chris our wonderful reporter, we've had a lot of great stories lately on the front page. They're paying lots of attention to us and I want to thank you Chris, for what you're doing there. The paper is worth having thrown in your yard and I can attest to that.

Dennis O'Keeffe said I would like to speak about the council meetings workshops that were cancelled last night. I'm very disappointed. This agenda for example contained over 900 pages of reference material. And just so you know that I spent my time on the agenda, I submitted to staff 23 questions on 13 agenda items to five different departments. Unfortunately those are questions of the City's business that you will never know anything about unless you go through the process of submitting a request for public information. I think not having the work shop deprives the public of an avenue to watch their government at work to discuss the City's business. With that much backup information I'm sure there were many questions from all the council members that were also submitted to my staff and I would ask of staff that you forward me the list of all of those questions to see if there is any cross pollinating of questions that may have been more efficient had we conducted that meeting in public. I think another example is there's a long discussion tonight over something that got postponed. The majority of the answers to those questions were contained in the data sheet but they may not be on the front page. But the answers to those questions have already been provided to city council.

8. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said earlier this month the Bryan Fire Department experienced two line-of-duty deaths from a structure fire. Two other firefighters were severely burned and were transported to UTMB Burn Center. The members of our League City Volunteer Fire Department have assisted in this time of loss. Last week they assisted in escorting the body of Lieutenant Packard back to Bryan. On Wednesday, an engine and eight personnel attended memorial services in Bryan to pay their respects to the fallen heroes. The members of the League City Volunteer Fire Department ask for continued prayers for those in the Burn Center and their families. I'm going to just give you a list of those who participated in the escort duty, which was Sunday, the 17th. On escort duty on the 17th were Brad Goudie, Jack Helton, Kevin Kasten, Shawn Keesler, Natalie Perrone, and Josh Pritchard. For the memorial service, which was Wednesday, the 20th were Kevin Kasten, David Brandt, James Werner, Craig Helton, Natalie Perrone, Craig Corder, and JR Remedis. Also, I would like to say, last meeting we had a proclamation for League City Boy Scout Pack 609, which just recently celebrated 50 years of service in the city of League City. They've been sponsored all these 50 years by St. Christopher's Episcopal Church and over their 50 years of business, they have accumulated 70 Eagle Scouts. They had a couple of the Scouts come out that evening who had their Eagle Scouts and they said that when they were interviewing for jobs, most of the time the interviewers would ask what their Eagle Scout project was before what their thesis was at college, so there's a large percentage of people, engineers and a lot of astronauts that were Eagle Scouts. There are a lot of programs out there for our youth and Boy Scouts of America is a long outstanding thing and we have numerous Boy Scout and Cub Scout packs in League City and there's a lot of fine folks and volunteers out there making that happen, so kudos to Pack 609. This afternoon I just attended at 4 o'clock the ground breaking of UTMB's new expansion of their Victory Lakes facility. They're going to undergo over the next about 14 months, a \$90 million dollar expansion of their Victory Lakes facility. It will have 39 beds, additional rooms for operating and emergency and urgent care treatment, increased imaging capacities, technology. They're going to have a 5000 square foot plant for added electricity and heating and cooling abilities. We always talk up here about challenges that League City has taken as we grow and just like League City more residents or more patients, either way the demand for services requires that we invest in new capacity and I expressed my appreciation to UTMB for doing everything they can to make League City one of Houston's top tier suburbs and we thank the University of Texas Medical Branch for their facility that they're putting in our fine town. There are a lot of fine folks in this town and are doing a lot of things to make us better.

## **9. REPORTS FROM STAFF MEMBERS**

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

- 9A.     [13-0838](#)             Presentation of the FY2013 1st Quarter Financial Report for the quarter ended, December 31, 2012 (City Manager)

Mike Loftin said before Ms. Park so ably presents our 1st Quarter Financial Report, I did want to just briefly say how excited we all are to be working on this agenda that the Council set for us at the planning retreat. There are five items on the agenda tonight addressing things from that retreat, including the beautification presentation you'll see here in just a moment. Some economic development issues we'll be talking about in executive session asking for some specific guidance from Council on projects. The City Auditor is on the agenda as well for discussion. And we have a refinancing and a reduction of debt item as well. Also, at your places tonight, there is a one page handout that is a possible budget amendment for somebody to offer from the table that will set aside excess funds left over from last year in the general fund, actually set aside some money for the items identified at the retreat. We can work with this as time goes forward but sooner or later somebody might say "where is the money coming from" so we've offered this as at least a starting point in that regard for somebody to offer us an amendment when the time comes. None of these funds were allocated or anticipated in this years' budget so they're a prime candidate for allocation.

Caron Park, Budget Manager, presented the FY2013 1st Quarter Financial Report.

- 9B. 13-0852 Presentation and discussion on staff progress on Council priorities from January 26 strategic planning session

David Benson, Chief of Staff, said we wanted to talk real quickly with you tonight about some of the work that we've been doing internally to focus on a couple of key points that the council came out of the strategic planning session with, those being; beautification of some of our gateway, points of entry, and also some work really targeting Main Street and the appearance of that corridor. To begin with the gateways, we've got a map here and I want to start by saying thanks to Tony Allender, Wes Morrison, Owen Rock, Rusty Bolen, and John Baumgartner for a lot of work they've contributed to this. You'll see on this map what we attempted to do was inventory the entryways to the City. Arguably we've overlooked one, which is down on the very bottom where FM270 drops down there you could make a very good case that we need to look at that as well. What we wanted to do was get at least is get a look at where are the main entry points and you'll also see that we've highlighted the freeway corridor there. While that is not an entry point to the City in the same way that a surface street would be, we are taking the look that where you get off the freeway and access a surface street you are entering the city at that point, even if you're in the middle of the city, that's still arguably an entry way.

Mr. Benson continued. Thirdly, we put stars up across the top here at five locations, where we have existing entryway signage. Looking at those locations as a group, we talked about where we already have signage. What sort of traffic volume and visibility could we expect if we picked a particular location? What's our ability to make an impact on the community's image? That obviously is driven largely by the traffic volume and the visibility because the more people that can see it and will see it, the more likely impact you have the potential for. Property ownership is obviously a concern, primarily because of the final bullet, which is our ability to complete the work within the council six month timeline. Looking at key components of what we're looking at with these entryways, should it please the council, is we're looking at specially designed definitive signage estimating there about \$24,000 per entryway. That will get you a sign with no reader-board. It also allows a little bit of money in there for some solar lighting of the sight. That saves us having to run power out there if none is available. We would anticipate landscaping of about 500 square feet, emphasizing native and drought tolerant plant materials, lower maintenance with some color accents that will get your attention as you come by. Playing off an idea that I believe Councilman Kinsey floated at the strategic planning session, what we're looking at is going to, beginning with local landscape companies and I'll mention later we would like the council's help in that, if you're interested. We would like to go to local landscape companies and basically say alright, we'd like a \$7,000 landscape job at this location. For that, the City would like to contribute \$3,500. From you, landscape company, we are asking for the other \$3,500 in donation and in exchange for that we will put a sign out at that site so that passersby know very clearly which landscape company it was that pitched in on this deal. We can also market that in other city materials, newsletters, social media website, television, what-have-you. So it can make sure that these landscape companies get plenty of attention, the idea being that you would also take on maintenance because as long as your company's name is on a sign next to that landscape site we think you've got a particular interest in making sure that site is appealing. Finally as I mentioned, we're trying to keep the budget down and not looking at extending water or power to these sites. That would put the burden of irrigation on the landscape company that agrees to pick up a particular site and the lighting again would be solar. Working from there then, the gateway points of entry that we're suggesting we start with, are three: one at Main Street FM518 as it comes in to the city from the west; two, and these are in no particular order, two on SH3 as you come down from the north and cross the creek entering the city; three, essentially the same situation but over on FM270. We'll take a look at each of those sites very quickly. This is the site out on the west side at the entry on FM518. That is privately held property but given that we have a sign there already we feel like there is good chance that we can get a new sign there just to replace the old one. Good visibility if you're coming in from the west. Second location, this is what you see when you're coming south on SH3. That sign is sort of, everyone may not have seen it, you've got to kind of know it's there because it's down off the road and you'll see one of the reasons why is the signage for the pipeline is there. We believe we can do some things with that, a raised bed, a sign that attracts a little more attention and probably make that a very viable site.

Third, is the site coming down FM270. That's City-owned property so we have good reason to believe we can work with the owners. That'll be visible to traffic coming in from the Clear Lake area or as our friends at BAYHEP would have us call it, Bay Area Houston, and the greater Houston area as a whole. Another idea we had is an idea that came from John Baumgartner. This would be using decorative mast arm street signage to denote key intersections and basically what we are talking about is a very large, sort of dressed up street sign that might have a logo on it. Might be something a little bit extra special besides the standard green and white sign that makes you think, maybe I'm at some place particularly special. Our suggestion there would be to start where our major thoroughfares intersect IH45 so when you drop off of IH45 at FM518 or SH96 or SH646, you're immediately hitting a street that says, okay, League City is something! Something more than the average green street sign. We can extend that to all the signalized intersections in the City. You're looking there at about a \$70,000 investment is our estimate right now. If you want to look at examples of what these signs look like, we're told they're back up at SH3 and Walker. They were up there very briefly last week or a week or two ago and then they came back down but now they're back up. They still have the City's current tree logo. Obviously, if the council decides to adopt a different logo, that would be incorporated into the sign instead. With that said then we'd look at the gateway signage at those three drop offs from IH45 and also at the 5-corners intersection, which is another high traffic area that we think we could make a quick impression in. Next steps on the entryway issue, again if the plan that we've outlined so far it one that council is amenable to, we'll prepare a draft agreement that would be something that we would present to landscape firms who agree to participate with us on this, that would have some standards in it, make clear that in exchange for our contribution and our marketing they would adhere to certain standards and responsibilities as well, taking care of the plant materials and what not. The second sub-bullet there, approaching landscape firms is something we would definitely like help from the council on if anyone's interested. We feel like as staff we can approach these firms. We've got some people in-house who good connections, but we feel very strongly that council participation would give that a little more cache and probably increase the appeal to the community. Finally, we may also go look to other sponsors. One idea that's come up is if we weren't able for whatever reason to find landscape firms who were interested in playing or we wanted to try and reduce the City's contribution further on this front we might go look at corporate sponsors who would pick up some or all of the expense on one of those entryways. So an HEB or a Walmart and I'm just making up imaginary names there because we don't have any reason to believe that those two would participate but go to some of the big retailers and see if they would like to chip in on this as well. Finally, on the entryway signage, we will bring you some options at the March 12 council meeting. Try and show you sort of good, better, best. Staying around that \$20,000 figure and trying to get your feedback on what signage you like best and what you think we might want to go ahead and set up at those locations we're suggesting.

On to Main Street, we'd mentioned before a façade grant program. We're now planning to have that drafted up, Tony has done a bunch of good work on it already, and have that to you for consideration on the March 12th agenda. What we would propose is probably a city grant capped out at 50% of a project or \$7,500, whichever is less. Should you guys tonight indicate that you feel okay with this we would probably start reaching out to a local business organizations and individual businesses. We did suggest \$50,000 of upfront investment in this which would get you probably 6 to 8 façade grants potentially. Those would most likely be for the exterior buildings, parking lots, landscaping, those kinds of issues. That's what has worked well in some of the other towns we're aware of. Next step, this has been a topic of some attention and I think the Daily News even picked up on it today, a sidewalk running down the south side of Main Street from League Park to the 5-corners. John can talk to you in greater detail about that, if you're interested in hearing about it. Finally next steps on the Main Street front, our suggestion would be to take a look at acquiring some planters. We estimate about \$20,000 there to acquire planters and plant materials. Our idea there is that we would go in on public or private property but we would be looking to businesses to say yes, I'll adopt this planter, instead of the City having to go out and make sure everything stays watered, we can certainly do that but what we'd like to see is the folks on Main Street really step up and grab this as theirs. Banners, we need to acquire and install new brackets. Apparently the brackets that we have in place where we have them in place are a little spotty. The suggestion from our Parks staff has been that we acquire new brackets. We're looking a little short of \$20,000 to acquire and have those installed and then to acquire banners you'd be looking about \$9000 per cycle, a cycle being enough banners to put up on about a hundred poles. You can make a cycle a season, you can make a cycle an event, you can make a cycle a particular message, like Welcome to Main Street League City. You could do a lot there where in the budget amendment that's been put forward to you, we're suggesting \$36,000 and I believe our thinking is that once you've acquired a banner if you're taking it down, if you're only showing it a quarter of a year, you could probably get about three or four years of life out of that banner. Finally, the code compliant sweep that we mentioned last time, we would propose doing that in an informational sense upfront in a helpful way. Hey let's go out and make sure Mike's Coffee Shop is aware of all the rules before we show up and just write Mike a ticket for violating several city codes. In my experience and I think probably others who've worked with these kinds of things, lots of people want to comply with the rules and if somebody tells them what the rules are, they'll line up with them. We feel like that plus a façade grant program we think is the kind of combination that might be able to start building some momentum where people take initiative and say hey, Mike's Coffee Shop is looking a lot sharper since they got that city grant and came into some code compliance and maybe I'll do the same thing at my store next door. That is what we have on that.

#### 10. CONSENT AGENDA

Approval of the Consent Agenda

Items 10E and 10J were pulled by Mr. OKeefe.

**A motion was made by Mr. Kinsey, seconded by Ms. Dawson, to approve Consent Agenda Items 10A through 10M with the exception of 10E and 10J. 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

**10A. [13-0731](#)**

Consider and take action on approval to utilize the State of Texas Cooperative Purchasing Program for the purchase of library print materials through Baker and Taylor. (Director of Finance)

Staff recommends approval.

**Approved on the Consent Agenda**

**10B. [13-0777](#)**

Consider and take action on approval of the purchase of bunker gear from Municipal Emergency Services (MES) for the Fire Department. (Director of Finance)

Staff recommends approval

**Approved on the Consent Agenda**

**10C. [13-0812](#)**

Consider and take action on the approval of the renewal of the Delinquent Accounts Receivable Collection contract with Linebarger Goggan Blair & Sampson, LLP. (Director of Finance)

Staff recommends approval.

**Approved on the Consent Agenda**

**10D. [13-0811](#)**

Consider and take action on a resolution approving aerial spraying for the abatement of mosquitoes by the Galveston County Mosquito Control District (Assistant City Manager, Public Works)

Staff recommends approval.

**Resolution No. 2013-11 was approved on the Consent Agenda**

**10E. [13-0808](#)**

Consider and take action on award of a construction contract for the North Service Area Lift Station Gravity and Service Lines Project (WW1001); and authorization of a Work Change Directive budget and procedure (Assistant City Manager, Public Works)

Staff recommends approval.

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

**A motion was made by Mr. O'Keeffe, seconded by Ms. Bentley, to approve the award of a construction contract to Reddico Construction Company, Inc. for the North Service Area Lift Station Gravity and Service Lines Project (WW1001); and authorization of a Work Change Directive budget and procedure. 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

- 10F. [13-0809](#) Consider and take action on award of a construction contract for the Sanitary Sewer Annual Rehabilitation Phase 2 Clear Creek Village Project (WW1201); and authorization of a Work Change Directive budget and procedure (Assistant City Manager, Public Works)

Staff recommends approval.

**Approved on the Consent Agenda**

- 10G. [13-0810](#) Consider and take action on award of a construction contract for the East Main Lift Station Rehabilitation and Bio-Filter Addition Project (WW1202); and authorization of a Work Change Directive budget and procedure (Assistant City Manager, Public Works)

Staff recommends approval.

**Approved on the Consent Agenda**

- 10H. [13-0813](#) Consider and take action on approval of Change Order No. 1 for the Butler Road and West Main Street Lift Stations Project [WW1004 and WW1005] (Assistant City Manager, Public Works)

Staff recommends approval.

**Approved on the Consent Agenda**

- 10I. [13-0826](#) Consider and take action on a request on behalf of the Anchor Point Pregnancy Center 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 closure (Chief of Police)

Staff recommends approval.

**Approved on the Consent Agenda**

- 10J. [13-0825](#) Consider and take action on a resolution to enter into a 5-year agreement with the Texas Department of Transportation (TxDOT) for the temporary closure of a State right-of-way for the purpose of holding the Anchor Point Pregnancy Center Fun Run and authorizing the City Manager to sign the agreement (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 Mr. O'Keeffe, seconded by Ms. Dawson, to approve Resolution No. 2013-12 to enter into a 5-year agreement with the Texas Department of Transportation (TxDOT) for the temporary closure of a State right of way for the purpose of holding the Anchor Point Pregnancy Center Fun Run and authorizing the City Manager to sign the agreement. The motion passed by the following vote:**

**For: 7 -**

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

**Out of Room: 1 -**

Mr. Mann

- 10K. [13-0819](#) Consider and take action on Ordinance 2013-10 amending Chapter 78, Article II of the Code of Ordinances for the City of League City, Texas entitled "Solicitors" - Second Reading. (Chief of Police)
- Council approved first reading, 8-0-0 on February 12, 2013.
- Ordinance No. 2013-10 Second Reading was approved on the Consent Agenda**
- 10L. [13-0829](#) Consider and take action on Ordinance 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 west of SH 3, with the approximate address being 121 League Street in League City, Texas - Second Reading (Director of Planning and Development)
- Planning & Zoning Commission recommended approval 6-0-0 on January 7, 2013  
City Council approved first reading 8-0-0 on February 12, 2013
- Ordinance No. 2013-08 Second Reading was approved on the Consent Agenda**
- 10M. [13-0830](#) Consider and take action on 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 - Second Reading (Director of Planning and Development)
- Planning & Zoning Commission recommended approval 6-0-0 on January 7, 2013  
Council approved first reading 8-0-0 on February 12, 2013
- Ordinance No. 2013-09 Second Reading was approved on the Consent Agenda**

### **END OF CONSENT AGENDA**

### **11. OLD BUSINESS**

### **12. NEW BUSINESS**

- 12A. [13-0817](#) Consider and take action on a resolution consenting to the sale and issuance of "Unlimited Tax Bond, Series 2013 for Galveston County Municipal District No. 43" and authorizing and directing the Mayor to execute and the City Secretary to attest same for and on behalf of the City (Director of Finance)
- Staff recommends approval.
- A motion was made by Mr. Becker, seconded by Ms. Dawson, to open for discussion.**

**A motion was made by Mr. Kinsey, seconded by Ms. Bentley, to approve Resolution No. 2013-13 consenting to the sale and issuance of “Unlimited Tax Bond, Series 2013 for Galveston County Municipal District No. 43” and authorizing and directing the Mayor to execute and the City Secretary to attest same for and on behalf of the City. 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

**12B. [13-0828](#)**

Consider and take action on a resolution to amend Resolution No. 2011-19 to revise certain fees pertaining to pipelines and oil and gas well drilling (Director of Planning and Development)

**A motion was made by Mr. Becker, seconded by Mr. Kinsey, to discuss.**

**A motion was made by Mr. Becker, seconded by Mr. Mann, to approve Resolution No. 2013-14 to amend Resolution No. 2011-19 to revise certain fees pertaining to pipelines and oil and gas well drilling, with removal of cap on hourly rate and number of hours, and change of bond amount to \$1 million. 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

**12C. [13-0833](#)**

Consider and take action on approval of the FY2014 Budget and Capital Improvement Plan Schedule (City Manager)

**A motion was made by Mr. O’Keeffe, to discuss. The motion died for lack of a second.**

**A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve the FY2014 Budget and Capital Improvement Plan Schedule. 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

**Mayor Paulissen said just for edification, on May 21 and 22 I will not be here. I will be in Washington, DC on the BAYHEP trip.**

**12D. [13-0841](#)**

Consider and take action on a request by the Bay Area Builders Association to waive the permit fees associated with a new home to be built in League City for a wounded war veteran. (Director of Planning and Development)

**A motion was made by Mayor Paulissen, seconded by Ms. Thiess, to approve a request by the Bay Area Builders Association to waive the permit fees associated with a new home to be built in League City for a wounded war veteran. 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

12E. [13-0844](#)

Consider and take action to approve changing the City logo to the design presented by Destination Development International (Council Member Kinsey and Council Member Becker)

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

**A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve changing the City logo for marketing and City vehicles to the design presented by Destination Development International. 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

12F. [13-0842](#)

Consider and take action on a resolution amending Resolution No. 2011-23 regarding the placement of matters on agendas for City Council regular meetings, special meetings, workshops or other called meetings; containing certain findings and provided other matters related to the subject (City Attorney)

**A motion was made by Mr. Mann, seconded by Ms. Bentley, to approve Resolution No. 2013-15 regarding the placement of matters on agendas for City Council regular meetings, special meetings, workshops or other called meetings; containing certain findings and provided other matters related to the subject.**

**An amended motion was made by Mr. O'Keeffe to table this item until the Council's Governance Policy and Rules of Procedures are amended. The motion died for lack of a second.**

**The motion to approve the resolution 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

**At 9:00 p.m. Mayor Paulissen called a 10 minute break.**

### **13. FIRST READING OF ORDINANCES**

13A. [13-0821](#)

Consider and take action on an ordinance amending Ordinance 96-46 and Ordinance 2011-65 relating to the Finance Committee and the Internal Auditor. (Director of Finance)

Staff recommends approval.

**A motion was made by Mr. Becker, seconded by Ms. Bentley, to table this item. The motion passed by the following vote:**

**For:** 5 -

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

**Opposed:** 3 -

Mr. O'Keeffe, Mr. Mann and Ms. Dawson

**13B. [13-0839](#)**

Consider and take action on an ordinance amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2013 by amending Ordinance No. 2012-21 to adjust the operating budget for actual and projected expenditures (City Manager)

Staff recommends approval and requests first and final reading.

**A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve first and final reading. 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

**A motion was made by Mayor Paulissen, seconded by Mr. Mann, to approve Ordinance No. 2013-12 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for Fiscal Year 2013 by amending Ordinance No. 2012 21 to adjust the operating budget for actual and projected expenditures. 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. [13-0768](#)**

Consider and take action an ordinance authorizing the issuance of “City of League City, Texas, General Obligation Refunding Bonds, Series 2013”; levying an ad valorem tax; approving an official statement, authorizing the execution of a bond purchase agreement, a transfer and paying agency agreement, and an escrow agreement; authorizing officials to approve the amounts, interest rates, prices and terms thereof and certain other matters relating thereto; and other matters in connection therewith. (Director of Finance)

State law requires one reading only, and staff recommends approval.

**A motion was made by Mr. Mann, seconded by Mayor Paulissen, to approve Ordinance No. 2013-13 authorizing the issuance of “City of League City, Texas, General Obligation Refunding Bonds, Series 2013”; levying an ad valorem tax; approving an official statement, authorizing the execution of a bond purchase agreement, a transfer and paying agency agreement, and an escrow agreement; authorizing officials to approve the amounts, interest rates, prices and terms thereof and certain other matters relating thereto; and other matters in connection therewith. 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

**13D. [13-0827](#)**

Consider and take action on an ordinance amending Ordinance No. 2011-41 to amend Chapter 42, Articles III, IV and V of the Code of Ordinances of the City of League City, Texas entitled “Environment” to account for and add registration of existing production sites, removal of bond reduction capacity for oil and gas projects, and adds access provision to inspect oil and gas sites (Director of Planning and Development)

**A motion was made by Mr. Becker, seconded by Ms. Bentley, to approve Ordinance No. 2013-14 amending Ordinance No. 2011 41 to amend Chapter 42, Articles III, IV and V of the Code of Ordinances of the City of League City, Texas entitled “Environment” to address registration of existing production sites, removal of bond reduction capacity for oil and gas projects, and provisions of access to inspect oil and gas sites. 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

**14. TABLED ITEMS SUBJECT TO RECALL**

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

- 15A. 13-0849** Consider and take action to direct staff to discontinue the regularly or routinely scheduled Monday City Council Work Session meetings (Council Member Bentley and Council Member Becker)

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

**A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, that this agenda item be tabled. The motion failed by the following vote:**

**For:** 2 -

Mr. O'Keeffe and Ms. Dawson

**Opposed:** 6 -

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

**A motion was made by Ms. Bentley, to waive the rules and vote on this item.**

**The motion was amended by Ms. Bentley, seconded by Mr. Kinsey, to address this item after executive session. 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

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

**At 9:48 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:**

- 16A. 13-0772** 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)
- 16B. 13-0850** Texas Open Meetings Act, Section 551.087 Government Code - Deliberations Concerning Economic Development Negotiations
- Discussion of commercial information received from, and possible offers of incentives to, a business prospect seeking location within the City of League City, Texas (Assistant City Manager, Public Works)

**At 10:18 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. 13-0773** Consider and take action on discussion concerning potential purchase or sale of real property interests (Assistant City Manager, Public Works)

**A motion was made by Mr. O'Keeffe, seconded by Mr. Kinsey, to instruct staff to proceed as discussed in executive session. 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

- 17B. 13-0851** Consider and take action on discussion of commercial information received from, and possible offers of incentives to, a business prospect seeking location within the City of League City, Texas (Assistant City Manager, Public Works)

**No Action**

- 15A. 13-0849** Consider and take action to direct staff to discontinue the regularly or routinely scheduled Monday City Council Work Session meetings (Council Member Bentley and Council Member Becker)

**No Action**

**18. ADJOURNMENT**

**At 10:21 p.m. Mayor Paulissen said there being no further business this meeting is adjourned.**

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**TIMOTHY PAULISSEN  
MAYOR**

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**DIANA M. STAPP  
CITY SECRETARY**

**(SEAL)**

**MINUTES APPROVED: April 9, 2013**