



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, June 25, 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**
Deputy City Manager: **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 6:00 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 Dr. Jan Paul Sattem of Good Shepherd Church. Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

- 3A. [13-1097](#) May 2, 2013 Council Workshop
- 3B. [13-1077](#) May 13, 2013 Work Session
- 3C. [13-1098](#) May 29, 2013 Council Workshop
- 3D. [13-1099](#) May 30, 2013 Council Workshop
- 3E. [13-1096](#) June 3, 2013 Joint Workshop with Section 4B Industrial Development Corporation Board

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

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

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

- 5A. [13-1088](#) Hold a public hearing on a Zoning Change Application, Z13-03 (FM 646 Commercial), a request to rezone approximately 24.89 acres from "RSF-7" (Residential Single Family, minimum 7,000 square foot lots) to "CG" (General Commercial), legally described as Tract I and J of the W.G. Banks Survey Abstract #36, generally located south of FM 646 and the entrance to Whispering Lakes Ranch subdivision and approximately 2,700 feet to the east of South Shore Boulevard in League City, Texas. (Director of Planning & Development)

Mayor Paulissen opened the public hearing at 6:04 p.m.

Name	Address
Jennifer Mason	3957 Sunset Terrace
Yvette Jones	1935 Frederick Ln.
Lon Miller	3956 Pebblebrook Dr.
Timothy Clements	3953 Sunset Terrace
Peter Bauer	1844 Bending Stream Drive
Sam Boyd	108 Bayou Ln.

Mayor Paulissen closed the public hearing at 6:25 p.m.

- 5B. [13-1089](#) Consider and take action on an ordinance amending Ordinance No 2005-24, to rezone approximately 24.89 acres from “RSF-7” (Residential Single Family, minimum 7,000 square foot lots) to “CG” (General Commercial), legally described as Tract I and J of the W.G. Banks Survey Abstract #36, generally located south of FM 646 and the entrance to Whispering Lakes Ranch subdivision and approximately 2,700 feet to the east of South Shore Blvd in League City, Texas. (Director of Planning & Development)

Planning & Zoning Commission recommended denial by a 5-2-0 vote on June 3, 2013

A motion was made by Mr. Becker, seconded by Ms. Bentley, to approve Ordinance No. 2013-30 amending Ordinance No 2005-24, to rezone approximately 24.89 acres from “RSF-7” (Residential Single Family, minimum 7,000 square foot lots) to “CG” (General Commercial), legally described as Tract I and J of the W.G. Banks Survey Abstract #36, generally located south of FM 646 and the entrance to Whispering Lakes Ranch subdivision and approximately 2,700 feet to the east of South Shore Blvd in League City, Texas. The motion passed by the following vote:

For: 7 -

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

Opposed: 1 -

Ms. Dawson

- 5C. [13-1086](#) Hold a public hearing Chapter 125 of the Code of Ordinances of the City of League City entitled “Zoning”, specifically Section 125-50.J (Limitation on Reapplication for Specific Use Permits) related to the process in which reapplications are processed. (Director of Planning & Development)

Mayor Paulissen opened the public hearing at 6:55 p.m.

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

Mayor Paulissen closed the public hearing at 6:56 p.m.

- 5D. [13-1087](#) Consider and take action on an ordinance amending Chapter 125 of the Code of Ordinances of the City of League City entitled “Zoning”, specifically Section 125-50.J (Limitation on Reapplication for Specific Use Permits) related to the process in which reapplications are processed. (Director of Planning & Development)

Planning & Zoning Commission recommended approval by a vote of 7-0-0 on June 3, 2013.

A motion was made by Mr. Mann, seconded by Ms. Bentley, to approve Ordinance No. 2013-31 amending Chapter 125 of the Code of Ordinances of the City of League City entitled “Zoning”, specifically Section 125-50.J (Limitation on Reapplication for Specific Use Permits) related to the process in which reapplications are processed. 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

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
Katie Benoit		Historic District
Mike Peterson		Historic District
J'Neane Henderson	720 3rd St.	Historic District
Dave Hake	820 3rd St.	Historic District
Marie Seshier	805 3rd. St.	Historic District
Michael Tipton	720 3rd St.	Historic District
James Wiebling		Historic District
Brent Fournet	804 Coryell	Historic District
Vaness Hamilton	Power St.	Hike & Bike Trails
Michael Wesley	320 N. Kansas	Historic District
Richard Levy	319 Shore Breeze Ln.	Beacon Island
Peter Guglielmo	221 Michigan Ave.	Hike & Bike Trails, HD, rename park
Azi Pourgahan	850 Palomino Ln.	US Citizen, Council fighting
Oscar C. Pena	924 2nd St.	Historic District
Elizabeth Schroeder	408 N. Iowa	Historic District
Kerri Foley		Resignation

7. **COUNCIL MEMBERS COMMENTS/REPORTS**

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

Dennis O'Keeffe said thank you all for attending tonight. My comments are expressing my apologies for an altercation between myself and another Council Member at City Hall last week. Our conduct was unprofessional and embarrassing to League City. I sincerely apologize to my colleagues, City staff and the citizens of League City for bearing the consequences of elected officials acting inappropriately. I should have responded to an aggressive invitation to take it outside in a different manner. I did not. I'm equitably ashamed of the sequence of events that preceded the altercation. Ultimately, I am responsible for my actions. I regret my response to a difficult situation that was escalating quickly and I ask for your forgiveness.

Joanna Dawson said I'm delighted to see everybody here tonight, everybody who wants to give us your opinion and who has ultimate faith that it will do some good to tell us your opinion. Just like the radio psychiatrist, I'm listening. Thursday night I had a choice between a meeting about hurricane preparedness and the Historic District Commission with a WaterSmart presentation afterwards and anybody who knows where I live knows that Watersmart is very close to my heart, so it was a terrible decision to make. I opted for the Historic District Commission because I volunteered to be their council liaison, but when there is another Hurricane Preparedness every one of us needs to be there so that we'll be ready. because maybe we won't be as lucky this year as we were last year. So when there is another one you will be informed by the City so you will have a chance to go. Thank you for coming tonight.

Heidi Thiess said hi everyone. I spoke for quite a while earlier so I'm going to keep my comments very brief, but I do want to indicate that the decision that came earlier, and I wish the Whispering Lakes people were still here, was not an easy one. What seemed to look like an open and shut case at the very beginning ended up becoming very, very convoluted and very, very detailed and we started going down rabbit trails that you never know if you're going to come back from. All of that to say that I always encourage people to get involved. I try and reach out as much as possible. Just this morning I had a coffee and 25 people attended from all over League City and brought other concerns and I've already brought some of their concerns to our City staff. Gave me an opportunity to kind of be first on the ground with getting some of those things started. The staff is incredibly responsive, but for all of the work and research that might go into a situation if you bring a concern, we don't always come to the same conclusion. We just don't reach the same point and that's really hard to come back and say we did all this, talked with the staff and we still can't come to see that point of view. You do your best to be as fair and objective and you work with the staff and for that, that's the hard part of being up here and of course we all asked for it, but it's not done lightly. When you reach a decision that you know won't be popular, it's not for lack of trying. It's not for lack of trying to really get to that perspective and really see that point of view and I can honestly say that similar thought process went through with the Historic District Commission and I think we are really at a good place now. I'm looking forward to being at a really good place with Whispering Lakes in the future and I thank all of you for coming. I thank you all for your continued participation. It is never, ever null and void. It is always, always meaningful and thank you for your input.

Andy Mann said I just want to thank Mr. O'Keeffe for dealing with the situation that happened last week honestly and respectfully. You know, all week all I've heard has been on the issue and it's nice for somebody to actually take responsibility for their actions, so thank you on that. Secondly, Judge Foley, it's really a bummer. For those of all who haven't ever sat up here, there's certain decisions that you really worry about and these judgeships are critical, just like the City Manager's job is and it's one that I've never had to worry about. She's an honest judge and I guess the cream rises to the top, though. Thank you.

Geri Bentley said thank everybody for coming and being involved and although the Whispering Lakes people have left, I again thank them for being here and that decision was very hard, but I believe when you make the right decision sometimes it's really tough. I'd like to thank our office of Emergency Management for sponsoring and hosting the event last Thursday on the 20th for Disaster Preparedness. Dena Mahan was our wonderful master of ceremonies. Bud Caldwell with Clear Lake Tea Party as well a certified gentleman had a wonderful presentation and Mr. Lanny Brown with the Galveston County Health Department also had a very interesting presentation. If you weren't able to come, we would like to do it again so watch the website for the City. Judge Foley, I will miss you. He's right, the cream rises to the top. You've done a great job for League City, thank you very much. Judge McCumber, sitting next to her, we thank you for the work that you do, it's not easy being a judge and to the lady with the fat tire bike. I have a fat tire bike. I have a fat seat and I also have a basket on mine so I'm with you. Thank you again.

Dan Becker said I'd like to thank both of our ladies here, our judges, that have been serving League City. Judge Foley, you've been here for a while. We're going to miss her. Her professionalism I know personally that she has served over and above what the requirements of the job are. That said, we wish her all the best. She's moving on and up. We wish her the greatest success from now on. Thank you, Judge.

Todd Kinsey said I too will congratulate Ms. Foley. Vaness, very well stated earlier. Vaness and I had probably a 45 minute conversation a few weeks ago on the trails and I asked her to be patient, that I was working with staff and some of my other Council Members to try and bring forth a resolution that would allow us not only to do the trails but allow us to get the pool done at the same time. It has taken a little bit longer than we had all hoped but it looks like it is all going to come to fruition thanks to some leadership and vision from different people on this dais. Over at the library the Summer Reading Program is back in full swing. Reading logs can be picked up or downloaded at League City at www.leaguecitylibrary.org. Logs can be turned in for prizes and an invitation to the Super Readers Party through Wednesday, July 31. Teens may also participate in the WILD Wednesdays, on Wednesday, July 26 at 3:00 p.m. for an Otaku Afternoon. Enjoy Anime and Japanese snacks. Preschoolers at Play will feature Lisa Jastram: Oasis for Children's, interactive puppet show on Monday, July 1.

Tickets can be picked up at 10:00 a.m. on a first come, first serve basis, and adults will be discussing at the Antiques Roundtable, the British Monarchy at 1:00 p.m. on July 1. We also had a winner of the Congressional Art Competition and we will be bringing her forward to receive a citation from Council and Congressman Randy Weber's office on July 23, so congratulations to her as well, Sarah.

8. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said first I want to talk to, we have a lot of good employees in the City. We have about 550 employees and they all work for us diligently and very hard working people. Kerri, we've had numerous conversations and I think she told me way back when, that a couple of Council Members asked her to take this job, they said all we want to make sure of is that they don't have to be called out in the middle of the night to come down and magistrate over there at the jail. I can say as long as I've been up on this seat and before that, I think that's been handled to the utmost degree. I think Kathleen for a long time actually was helping and covering for Kerri and doing that at no cost to the citizens of League City and she did that because she is a resident of League City and I appreciate that greatly. Kerri, ditto. Boy, you know it's hard when you have good employees that you have to say bye to, you know. Ya'll are making me get teary eyed here.

Moving on, I attended several HOA meetings. I think a lot of the HOA's had their managers call City Hall and get me on their agendas. Last Thursday night while we had the EMS thing going on at City Hall I went over there early at 6:00 p.m. and I had to leave at 6:30 p.m. and then I had to go to an HOA meeting all the way over at Clear Springs at Claremont. Sometimes in this job, I have to go to numerous personal appearances and meet with people. Last week I met with the HOA of Claremont, Marina West, which is over off of Lighthouse Boulevard, and The Oaks of Clear Creek, so everybody up on this dais has the opportunities and makes every opportunity to avail themselves to the public and I encourage that and I encourage people to get out and volunteer. This afternoon I did a little video. I think we're working on a video right now that's going to go up on Channel 16 to ask for people who want to be members of boards and commissions. Yeah, there are seven Council Members up here and one Mayor, but I think there are 20 plus boards and commissions and there are a lot of openings that come up every year so be looking for that. You can go to www.leaguecity.com and go to the Boards and Commissions tab and you can fill out an online application. We have numerous people out there in the audience tonight that are members of numerous boards and commissions and I appreciate that.

I also want to say thanks to Dena Mahan with her Emergency Management group. She's got us well oiled and one of the things she talked about last night in her workshop is all the different contractors and all the little items that we have to have set up way in advance of storms. Debris removal, water, all these different things that we take for granted to make sure that there is a systematic approach to taking care of the needs of our city, a city of 90,000 people to make sure that all that goes well.

I also want to say that this is not an easy job right here in the middle of this dais. Last week I had a request by several council members, of which I get requests from numerous council members all the time to meet with them. We had an unfortunate situation happen. I think that we have to move past that. I think one of the things that I've done as Mayor is try to bring us into a positive light and I think that for the most part since I've been at the helm here, along with my colleagues here because up until November I didn't have a vote. I was just up here directing the ship, so to speak, but I respect everybody up here. My door is always open to all Council Members and all staff members and that is what I was trying to do last week meeting with members all the way across the dais so with that said we're going to move on.

9. REPORTS FROM STAFF MEMBERS

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

Mike Loftin said on behalf of the staff I would like to add my congratulations and thanks to Judge Foley's new appointment. I do have to point out that this is an honor for League City that our presiding judge would be chosen from all of the other potential candidates in the county to fill this open position and we're all very proud for you, Kerri. Hope you do well. I'd also like to have Mr. Baumgartner come up and make an announcement about water service in one of our neighborhoods tomorrow.

John Baumgartner said this last weekend we had, I'll call it a controlled leak on a 24-inch water line serving the Mag Creek area off Bay Area Boulevard and gone through the process to get that fixed. Tomorrow, starting at 8:00 a.m. we're going to do a shut down. It's a line that's difficult to isolate. There will be a number of residents that will be out of water from 8:00 a.m. to approximately 1:00 p.m. or as long as it takes us to get it fixed. It's what they call a concrete-steel cylinder line. It takes special welding to do that. We've got a contractor. It's about 20 feet deep and so with a little bit of luck we'll be in there and out of there tomorrow morning and water service will be restored to the people that it impacts. Again, it's a controlled leak at this point in time. Obviously, we don't want it to blow out and break and so we need to fix it as quickly as possible.

10. CONSENT AGENDA

Approval of the Consent Agenda

Item 10B was pulled by Ms. Bentley and Mr. OKeefe.

A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve Consent Agenda Items 10A through 10G, with the exception of 10B. 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

- 10A. [13-1082](#)** Consider and take action on a resolution amending the City of League City's Investment Policy (Director of Finance).

Staff recommends approval.

Resolution No. 2013-28 approved on the Consent Agenda.

- 10B. [13-1102](#)** Consider and take action on an interlocal agreement with the City of Abbott, Texas, regarding League City's donation of a retired 1991 Pierce fire truck in return for mutual aid response (Fire Chief)

Staff recommends approval.

A motion was made by Mayor Paulissen, seconded by Mr. Kinsey, to approve an interlocal agreement with the City of Abbott, Texas, regarding League City's donation of a retired 1991 Pierce fire truck in return for mutual aid response. 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

- 10C. [13-1105](#)** Consider and take action on a resolution supporting the proposed "Ike Dike Project" for a coastal barrier to protect the Houston-Galveston region (Mayor Paulissen)

Resolution No. 2013-29 approved on the Consent Agenda.

- 10D. [13-1084](#)** Consider and take action to enter into a Real Property Exchange Agreement between the City and John R. Carnes and Sharon L. Carnes Buchanan, co-agents (attorneys-in-fact) for Bertha Ella Carnes (Deputy City Manager)

Staff recommends approval.

Approved on the Consent Agenda.

- 10E. [13-1080](#) Consider and take action on Ordinance No. 2013-28 amending Chapter 114 of the Code of Ordinances for the City of League City by revising Section 114-141 entitled "Water Connections" - Second Reading (Deputy City Manager)
- Council approved first reading 8-0-0 on June 11, 2013.
Staff recommends approval.
- Ordinance No. 2013-28 Second Reading approved on the Consent Agenda.**
- 10F. [13-1081](#) Consider and take action on Ordinance 2013-27 establishing a residence homestead exemption for calendar year 2013 and subsequent years - Second Reading. (Director of Finance)
- Council approved on first reading 8-0-0 on June 11, 2013.
- Ordinance No. 2013-27 Second Reading approved on the Consent Agenda.**
- 10G. [13-1085](#) Consider and take action on Ordinance No. 2013-26 amending the City of League City, Texas, Governmental, Proprietary, and Capital Funds Budget for the Fiscal Year 2013 by amending Ordinance No. 2012-21, No. 2013-12, No. 2013-15, and No. 2013-21 to adjust the operating budget for actual and projected expenditures - second reading (City Manager)
- Council approved first reading 8-0-0 on June 11, 2013.
- Ordinance No. 2013-26 Second Reading approved on the Consent Agenda.**

END OF CONSENT AGENDA

11. OLD BUSINESS

- 11A. [13-1079](#) Consider and take action to enter into a Professional Services Agreement with AIA Engineers, Ltd., in the amount of \$157,747.69 for the design of the 2012 Hike and Bike Trails - Phase 1 for League City Parkway (Sportsplex Connector); League City Parkway (Westover to Clear Creek); Walker Street; Calder Road; Rustic Oaks [PK1202]; and Countryside-Magnolia Creek Trail [PK0904] (Deputy City Manager)
- Council postponed to June 25, 2013, 8-0-0 on May 14, 2013.
Staff recommends approval.
- A motion was made by Mr. Kinsey, seconded by Mr. Mann, to approve entering into a Professional Services Agreement with AIA Engineers, Ltd., in the amount of \$157,747.69 for the design of the 2012 Hike and Bike Trails - Phase 1 for League City Parkway (Sportsplex Connector); League City Parkway (Westover to Clear Creek); Walker Street; Calder Road; Rustic Oaks [PK1202]; and Countryside-Magnolia Creek Trail [PK0904]. 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

11B. [13-1092](#)

Consider and take action on Ordinance 2013-24 amending Chapter 125 of the Code of Ordinances of the City of League City entitled “Zoning”, specifically Section 125-3 (Purpose and Intent), Section 125-23 (Historic Commission), Section 125-51 (Certificate of Appropriateness), Section 125-60.C (Establishment of Overlay Zoning Districts), Section 125-81.B (Zoning Map Designator), Section 125-81.C (Applicability), and Section 125-85 (Historic District Conservation Overlay District) and amending the Zoning Map to include the Historic Conservation Overlay District on approximately 181.6 acres legally described as portions of the SF Austin League, M. Muldoon 2 League Grant and League City Townsite, generally described as north of Lewis Street, west of Wisconsin Avenue, east of Perkins Avenue, and south of Clear Creek excluding properties on 7th Street and the Township Subdivision commonly known as the League City Historic District. (Director of Planning & Development)

Historic District Commission recommended approval 5-0-0 on April 18, 2013.
Planning & Zoning Commission recommended approval 6-0-0 on May 6, 2013.
City Council approved first reading 7-1-0 on June 11, 2013

A motion was made by Ms. Dawson, seconded by Ms. Bentley, to approve Ordinance No. 2013-24 Second Reading, amending Chapter 125 of the Code of Ordinances of the City of League City entitled “Zoning”, specifically Section 125-3 (Purpose and Intent), Section 125-23 (Historic Commission), Section 125-51 (Certificate of Appropriateness), Section 125-60.C (Establishment of Overlay Zoning Districts), Section 125-81.B (Zoning Map Designator), Section 125-81.C (Applicability), and Section 125-85 (Historic District Conservation Overlay District) and amending the Zoning Map to include the Historic Conservation Overlay District on approximately 181.6 acres legally described as portions of the SF Austin League, M. Muldoon 2 League Grant and League City Townsite, generally described as north of Lewis Street, west of Wisconsin Avenue, east of Perkins Avenue, and south of Clear Creek excluding properties on 7th Street and the Township Subdivision commonly known as the League City Historic District. The motion passed by the following vote:

For: 7 -

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

Out of Room: 1 -

Mr. Mann

11C. [13-1090](#)

Consider and take action on Ordinance No. 2013-29 amending the League City Comprehensive Plan 2035 (Council Member Kinsey and Council Member Mann)

Council approved first reading 6-2-0 on June 11, 2013.

A motion was made by Mr. Becker, seconded by Ms. Bentley, to approve Ordinance No. 2013-29 Second Reading, amending the League City Comprehensive Plan 2035. 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

12. NEW BUSINESS

- 12A. [13-1078](#) Consider and take action on amendments to Sections 3.1, 4.4 and 4.12 of the City of League City Governance Policy and Rules of Procedure (City Attorney)

A motion was made by Mr. Becker, seconded by Ms. Thiess, to approve amendments to Sections 3.1, 4.4 and 4.12 of the City of League City Governance Policy and Rules of Procedure. 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

- 12B. [13-1110](#) Consider and take action to re-designate Eastern Regional Park as Veterans Memorial Park (Council Member Kinsey and Council Member Thiess)

A motion was made by Mr. Becker, seconded by Mr. Mann, to approve re-designating Eastern Regional Park as Veterans Memorial Park.

The motion was amended by Mr. Becker, seconded by Mr. Mann, to move forward with renaming, with the intent to honor veterans, and with City staff to host a naming contest. 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. OKeefe

13. FIRST READING OF ORDINANCES

- 13A. [13-1103](#) Consider and take action on an ordinance amending Chapter 2, Article IV, Section 2-219 of the Code of Ordinances of the City of League City entitled "Finance Committee" (City Manager)

Staff recommends approval.

A motion was made by Mr. Mann, seconded by Ms. Bentley, to approve Ordinance No. 2013-32 amending Chapter 2, Article IV, Section 2-219 of the Code of Ordinances of the City of League City entitled "Finance Committee".

An amended motion was made by Ms. Bentley, seconded by Mr. Becker, to approve first and final reading of this ordinance. The motion failed due to lack of a 4/5 vote by the following vote:

For: 6 -

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

Opposed: 2 -

Mr. OKeefe and Ms. Dawson

The motion to approve Ordinance No. 2013-32 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

13B. [13-1094](#)

Consider and take action on an ordinance repealing Ordinance 2013-25 relating to a moratorium on amendments to the Historic District boundary until a process for such amendments has been adopted by City Council. (Director of Planning & Development)

Staff recommends approval of this item if Council has approved final reading of amendments to Chapter 125 related to the amendment of Historic District boundaries; if Council does not adopt amendments to address Historic District boundary amendments, staff recommends no action in order to keep the moratorium in place while consideration continues.

A motion was made by Ms. Dawson, seconded by Mr. Mann, to approve Ordinance No. 2013-33 repealing Ordinance 2013-25 relating to a moratorium on amendments to the Historic District boundary until a process for such amendments has been adopted by City Council. 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

13C. [13-1104](#)

Consider and take action on an ordinance amending Chapter 2, Article VI of the Code of Ordinances relating to the disposition of surplus property. (Director of Finance)

Staff recommends approval.

A motion was made by Mr. Mann, seconded by Mr. Kinsey, to approve Ordinance No. 2013-34 amending Chapter 2, Article VI of the Code of Ordinances relating to the disposition of surplus property. 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. [13-1111](#)

Consider and take action on adoption of an FY2014 budget workshop schedule for departmental presentations to Council (Council Member O'Keeffe and Council Member Dawson)

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

The motion was amended by Mr. O'Keeffe, seconded by Ms. Dawson, to approve adoption of an FY2014 budget workshop schedule, precluding departmental presentations from the proposed schedule as presented, and to instruct staff to create a repository for Council Member pre-budget and CIP feedback as received by the City Manager for posting on the city website in advance of delivering the proposed budget for Council consideration.

A motion was made by Ms. Bentley, seconded by Mr. Becker, that this agenda item be tabled. The motion failed by the following vote:

For: 3 -

Mr. Becker, Mr. Kinsey and Ms. Bentley

Opposed: 5 -

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

The amended motion to approve made by Mr. O'Keeffe, seconded by Ms. Dawson, failed by the following vote:

For: 4 -

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

Opposed: 4 -

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

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

At 9:07 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:

- 16A. [13-1006](#) Texas Open Meetings Act, Section 551.072 Government Code - Deliberations about real property
- Discuss potential purchase or sale of real property interests (Deputy City Manager)
- 16B. [13-1091](#) 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, business prospects seeking location within the City of League City, Texas (City Manager)
- 16C. [13-1093](#) Texas Open Meetings Act, Section 551.071, Government Code - Consultation with City Attorney
- Consultation with City Attorney regarding the following pending litigation:
- Case No. 11-cv-02703; Jornaleros de Las Palmas v. City of League City, Texas, et al; In the United States District Court for the Southern District of Texas, Houston Division (City Attorney)
- 16D. [13-1107](#) 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 processing and disbursement of surplus funds derived from Public Improvement District No. 1 assessments (City Attorney)
- 16E. [13-1114](#) Texas Open Meetings Act, Section 551.074, Government Code - Personnel.
- Discuss the employment or appointment of a public officer or employee, to-wit: Interim Municipal Court Presiding and Associate Judges (City Manager)

At 10:47 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.

Absent 1 - Ms. Joanna Dawson
Present 7 - Mayor Tim Paulissen, Mr. Dan Becker, Mr. Dennis OKeeffe, Ms. Heidi Thiess, Mr. Todd Kinsey, Ms. Geri Bentley and Mr. Andy Mann

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

17A. [13-1020](#) Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)

A motion was made by Mr. OKeeffe, seconded by Mr. Mann, to approve PK0904 at the purchase price discussed in executive session to acquire real property for sidewalk purposes for the Countryside Magnolia Trail. The motion passed by the following vote:

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

Absent: 1 -
Ms. Dawson

17B. [13-1095](#) Consider and take action on consultations with City Attorney regarding the following pending litigation:

Case No. 11-cv-02703; Jornaleros de Las Palmas v. City of League City, Texas, et al; In the United States District Court for the Southern District of Texas, Houston Division (City Attorney)

No Action

17C. [13-1106](#) Consider and provide direction to City staff on processing and disbursement of surplus funds derived from Public Improvement District No. 1 assessments (City Attorney)

No Action

17D. 13-1115 Consider and take action on the employment or appointment of a public officer or employee, to-wit: Interim Municipal Court Presiding and Associate Judges (City Manager)

A motion was made by Mayor Paulissen, seconded by Mr. OKeeffe, to appoint Kathleen McCumber as Presiding Municipal Court Judge through the end of Kerri Foley's current term, which would be through February 7, 2015; and to appoint Richard Cope as Associate Judge, that appointment to be for a minimum of 90 days, at which time Council would assess that position. The motion passed by the following vote:

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

Absent: 1 -
Ms. Dawson

18. **ADJOURNMENT**

At 10:49 p.m. Mayor Paulissen said there being no further business this meeting is adjourned.

TIMOTHY PAULISSEN
MAYOR

JEANNE HAMMACK
DEPUTY CITY SECRETARY

(SEAL)

MINUTES APPROVED; July 23, 2013