



City of League City, TX

300 West Walker
League City TX 77573

Meeting Minutes City Council

Tuesday, April 22, 2014

6:00 PM

Council Chambers - 200 West Walker Street

Regular Council 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: **Mark Rohr**
Deputy City Manager: **John Baumgartner**
City Attorney: **Arnold Polanco**
City Secretary: **Diana M. Stapp**
Chief of Police: **Michael Kramm**
Director of Engineering: **Linc Wright**
Director of Finance: **Rebecca Underhill**
Director of Human Resources/Civil Service: **Queenell Fox**
Director of Parks & Cultural Services: **Chien Wei**
Director of Planning/Development: **Vacant**

1. CALL TO ORDER AND ROLL CALL OF MEMBERS

Mayor Paulissen called the meeting to order at 6:02 p.m. and called the roll. All members of Council were present. Mr. O'Keeffe arrived at 6:03 p.m.

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

Girl Scout Troop 26345 and Mayor Paulissen led in the pledges of allegiance to the flags.

3. **APPROVAL OF MINUTES**

3A. [14-0246](#) March 25, 2014 Regular Meeting

3B. [14-0261](#) April 7, 2014 Work Session

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

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

4A. [14-0270](#) Presentation of a proclamation declaring May 2014 as "Motorcycle Safety and Awareness Month" in League City (Mayor Paulissen)

4B. [14-0271](#) Presentation of a proclamation declaring May 4-10, 2014 as "Drinking Water Week" (Mayor Paulissen)

Jody Hooks, Water/Wastewater Manager, was present to accept the proclamation and announce scheduled Drinking Water Week activities.

4C. [14-0273](#) Presentation of a proclamation declaring April 22, 2014 "Milton Edelman Day" in League City (Mayor Paulissen)

Mayor Paulissen announced his intention to locate other World War II veterans and honor them individually before Veterans Day in November.

Marc Edelman accepted the proclamation on behalf of his father.

5. **COMMUNITY SPOTLIGHT**

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

6A. [14-0253](#) Hold a public hearing on a Special Use Permit, SUP14-01 (AT&T Mobility), to erect a communication tower on 4.8 acres of property zoned "CG" (General Commercial), generally located north of League City Parkway, south of Tucker Road, and east of Columbia Memorial Parkway (Planning & Development)

Mayor Paulissen opened the public hearing at 6:23 p.m.

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

Mayor Paulissen closed the public hearing at 6:23 p.m.

6B. [14-0254](#)

Consider and take action on an ordinance amending Ordinance No. 2005-24, for a Special Use Permit, SUP14-01 (AT&T Mobility), to erect a communication tower on 4.8 acres of property zoned "CG" (General Commercial), generally located north of League City Parkway, south of Tucker Road, and east of Columbia Memorial Parkway (Planning & Development)

Planning & Zoning Commission recommended denial 6-0-0 on April 7, 2014.

A motion was made by Mr. Mann, seconded by Ms. Dawson, to deny.

The motion was amended by Mr. Mann, seconded by Ms. Dawson, to have this case resubmitted to the Planning & Zoning Commission for further deliberation and recommendation. 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

6C. [14-0265](#)

Hold a public hearing on an amendment to Chapter 125, Section 125-74 of the Code of Ordinances of the City of League City, titled "Public Semi-Public District" (Planning and Development)

Mayor Paulissen opened the public hearing at 6:35 p.m.

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

Mayor Paulissen closed the public hearing at 6:35 p.m.

6D. [14-0266](#)

Consider and take action on an ordinance amending Chapter 125, Section 125-74 of the Code of Ordinances of the City of League City, titled "Public Semi-Public District" (Planning and Development)

Planning & Zoning Commission recommended approval 5-1-0 on April 7, 2014.

A motion was made by Mayor Paulissen, seconded by Mr. Mann, to approve first and final reading. The motion passed by the following vote:

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

Opposed: 1 - Ms. Bentley

A motion was made by Mayor Paulissen, seconded by Mr. Mann, to approve Ordinance No. 2014-13, amending Chapter 125, Section 125-74 of the Code of Ordinances of the City of League City, titled "Public Semi-Public District".

The motion was amended by Mr. OKeeffe, seconded by Mr. Kinsey, to accept staff's recommendations for a revised draft ordinance with proposed changes as discussed at the work session (adding under Specific Use Limitations, "L5 Flood control, drainage, and water distribution facilities do not require a Special Use Permit"). 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

- 6E. [14-0255](#) Hold a public hearing on zoning change application, Z14-02 (AcroSports), a request to rezone approximately 8.3 acres from "RSF-5" (Residential Single Family with a minimum lot size of 5,000 sq. ft.) to "CG" (General Commercial), generally located east of Dickinson Avenue and north of FM 646 (Planning and Development)

Mayor Paulissen opened the public hearing at 6:39 p.m.

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

Mayor Paulissen closed the public hearing at 6:39 p.m.

- 6F. [14-0256](#) Consider and take action on ordinance amending Ordinance 2005-24 to rezone approximately 8.3 acres (Z14-02 AcroSports) from "RSF-5" (Residential Single Family with a minimum lot size of 5,000 sq. ft.) to "CG" (General Commercial), generally located east of Dickinson Avenue and north of F.M. 646 (Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on April 7, 2014.

A motion was made by Mr. Kinsey, seconded by Ms. Thiess, to approve Ordinance No. 2014-14 amending Ordinance No. 2005-24 to rezone approximately 8.3 acres (Z14-02 AcroSports) from "RSF 5" (Residential Single Family with a minimum lot size of 5,000 sq. ft.) to "CG" (General Commercial), generally located east of Dickinson Avenue and north of FM 646.

Applicant Tom Higgins was available for questions.

The motion was amended by Mr. Kinsey, seconded by Ms. Thiess, to approve first and final reading. The motion failed 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 Mr. Kinsey, seconded by Ms. Thiess, to approve the ordinance 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

7. 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
Gilbert Gallegos	2009 Delaware Ave	City Services
Jay Ewend	103 Casual Shore Court	HOT Board
Roy Green	1186 Rustling Wind	Salute to Heroes Event
Tracy Bailey	605 Biscayne Bend	Rustic Oaks Trail 2
Michael Scott	4510 High Canyon Ct.	Rustic Oaks Trail 2
Linc Wright	City Employee	

8. COUNCIL MEMBERS COMMENTS/REPORTS

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

Todd Kinsey said as usual there is great stuff happening over at the library. On April 25 at 1:30 p.m. there will be an Adobe Premiere Elements Eleven Class. Also, Webkinz will be taking place for children grades K-5 on Thursday the 24th at 4:30 p.m. Teens Super Heroes vs. Villains Party on Friday evening at 5:45 p.m. I also want to thank Roy, David Benson who's not here, Kristi, Owen, and the Mayor and Council for all their support with the Salute to Heroes Dinner. It was a really powerful night to see that young man get presented that house. I had just a ton of people come up to me and tell me that was one of the most powerful experiences they've ever been through and that the ticket price was well worth the feeling we got in our heart afterwards so thank you all. I hope we can pull it off again next year with a little bit less controversial figure up on the stage.

Dan Becker had no comments.

Geri Bentley said I also cannot pass up without saying something about Mr. Wright. You've been fantastic to work with. You did trudge through the grass and anything that we've asked you to do, you've done. You've done this city proud. Thank you for all you've done. Everybody loves the blinking lights and everything else that you've done. There are a lot of things that this gentleman has done that has made our city great, that most people don't see and don't know. He just does them because it's the right thing to do. He does them for the right reason. We're really going to miss you. I hope to see you back and thanks for everything that you've done for us.

Andy Mann said I was going to yield my time but my colleague brought up the blinking yellow light which is a huge innovation. I mean really. It gets to a bigger point. I think a lot of people whenever they look at the government as a whole they look at municipal work and they think it's thankless and it's hard, but the fact of the matter is Linc Wright has made more difference in your day to day lives and the City in general. Whenever I look around at Arnold and some of the other members of staff, I'm just thankful for this perspective to see individuals like you. So best of luck in your new endeavors.

Heidi Thiess said Linc I too am so, so sorry to see you go, but I'm happy. I know that you are on to some wonderful things. I have truly, truly enjoyed working with you. You've taken me out in the field and I've gotten to see what you see and you have put me right smack in the middle of what it is that you're doing and for that I appreciate your time, I appreciate your input. You've put League City on the map when it comes to traffic management. Blinking yellow lights, big thumbs up. I love them. So I'm just very grateful that I've gotten a chance to know you. I appreciate your professionalism and I wish you all the best. I just find you to be a joy. With that being said, I also too want to thank my fellow council member, Todd Kinsey, for bringing this city, basically giving us an opportunity to participate in something like we did with the Salute To Heroes Patriot Dinner. I've been to a lot of those. I've been to a lot of similar events, but there was something so moving, so profound, about what happened that night. I was either grinning so hard my cheeks hurt or I was trying to hold back tears because I was trying to be tough, but it was really a very powerful evening. The spirit in the room was something that I think was incredibly cohesive for our city. It was a blessing and I thank you for bringing that opportunity to us and allowing us to participate as a city in that. And Roy, to you and your team, just huge kudos for bringing that together in such a beautiful way that it was a fitting tribute, not just to the one single new residential family that we're getting, which is wonderful, but to all. I think it was a fitting tribute to all and that was certainly acknowledged. One last thing, I want to give a good, big shout out to some students here in League City. Clear Springs High School has pulled off an unprecedented feat. They were nominated for fifteen Tommy Tune Awards for their musical theatrical production of Urinetown. Yes, you heard me correctly, Urinetown, which was one of the most hilarious theatrical productions I have ever seen in my life and I see a lot. Tommy Tunes is kind of like the Tony's for high school theater and they were nominated for fifteen. They had previously in their last year for a production of Curtains been nominated for ten and they took home one, which is great. Winning a Tommy Tune is big deal especially considering the performance arts in the Houston area is alive and well, like the Houston School of Performing Art. This year they were nominated for fifteen. They took home nine. Nine of fifteen, which is a sweep by any definition of the word, so I just wanted to give the shout out to those high school students because their production has put League City on the map in the world of performing arts. I had notes on my phone of what they had won, but it included such things like Best Ensemble. They won all of their tech awards. They won the Best Supporting Actor. The young man from Clear Springs, I believe he's a junior, Steven Lewis and they also won Best Lead Actress and her name is Emily Lewis. They also won Best Overall Production, which is akin to an Oscar for best movie, so the students at Clear Springs have really done an outstanding job. And remember I've bragged on Clear Springs before because of the airplane that they built inside the school and then they flew. So the students in League City are doing some wondrous things and I just wanted to give a shout out to those students and to the staff and the teachers over at Clear Springs High School.

Joanna Dawson said first of all, Linc, I have a big thank you for everybody that lives in Clear Creek Village. I was talking to Randall Tate about your leaving and his face fell to the floor. He said that you had done so much good for them out there. You make it livable on that side of the freeway. Before it was doubtful, so thank you for creating this and the patience you exhibited with that situation. It required a lot of patience, didn't it? The business with Mr. Edelman tonight, that's going to be the beginning of a Veteran's Recognition Program for World War II first and then wherever we want to go with that. And lastly, Fairview Cemetery, our wonderful old cemetery down on the creek is having a fundraiser Sunday afternoon. That is not a perpetual care cemetery so we don't have a steady income, only what we can beg. The mowing alone cost almost \$4,000 a year. Come Sunday afternoon have a barbecue sandwich. We're going to have an old fire truck down there. We're going to have wagon tours through the cemetery and lots of wonderful Cajun music so come and see us. The tickets are only seven dollars. There will be a silent auction too from 12:00 p.m. to 4:00 p.m.

Dennis O'Keeffe said I made some comments about Mr. Wright's performance and departure here at the council meeting before last. You probably remember those, Mr. Wright, and again I echo all my colleagues comments and wish you the best at success in your next endeavor and that concludes my comments in essence of time.

9. MAYOR COMMENTS/ REPORT

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

Mayor Paulissen said I just have a few items. This Friday over at South Shore Harbour is going to be the League City Chamber of Commerce State of the City Address. That is going to be at 11:00 or 11:30 a.m. at the main ballroom, so if you want to hear a little update of what's going on in the City please come out and I imagine you can call the Chamber if tickets are still available for that. I also want to talk about on Saturday of this week our Friends of the Senior Foundation, which is our 501C3 that was set up to support our League City seniors program, is having their annual Wellness Walk in the Historic District. That's a 1K walk and 5K run and all those funds from that go to benefit additional programs over at the League City Seniors Program and they raise about \$5,000 to \$7,000 from that every year and that provides additional trips and such for our senior citizens. I also want to say a couple of things to Linc. We've been here a while. I don't know if a lot of you know, but I think we have eighty plus traffic control devices in the City and we're working on three more. When the City turned the keys over to that car a few years back, believe me it wasn't a pristine car and it wasn't well maintained, so we had to spend a ton of money, city resources to make that happen. The blinking yellows, the connectivity of lights. We achieved 12 or 22 percent increase in traffic flow if you're going from Friendswood all the way through League City, and that didn't happen overnight and that's clearly a result of Linc and his crews, so we certainly appreciate that.

I'm not going to say anything about the Salute To Heroes thing. I just want to say, like Roy said, we're going to have three new residents to the City of League City. Jonathan Dowdell, he's a multiple amputee. He was injured in Iraq or Afghanistan. He's going to be coming here with his family to live in a house completely debt free. The City of League City has donated permit fees for that house. The State of Texas fixes it so they don't have to pay property taxes on that or any taxes at all. This is a young family that's going to be brought into this town and provided a house to live, so like Heidi says, I get almost teary eyed thinking about it when this guy is sitting there without his legs, and he's got a young daughter and family that are going to live in this town. So aside from all of who was there, the bottom line is we've got a family member and two new kids that are going to go to our schools and live in our city and that's what it's all about. That concludes my comments for now.

10. REPORTS FROM STAFF MEMBERS

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

14-0276

Receive update from City Manager on results of April 17, 2014 public meeting with Magnolia Creek residents and discussion with City Council on procedural issues related to pending interpleader action.

Mark Rohr, City Manager, said we did have a Magnolia Creek PID 1 reimbursement meeting on April 17, last Thursday. The meeting itself I felt was a demonstration of good faith on the part of the City, trying to convey information on the process to the citizens. Council Members Bentley and Mann attended and various members of staff. I would describe the meeting as one part history and two parts process. There are a lot of concerns about where we go from here and how we help them and what they need to do to work themselves through the process. There were two specific issues that were brought up. There were a lot of issues brought up but two main issues that required City response. One was a concern about disclosure of personal information. That was expressed by one of the citizens. We have looked into that and have a response that we're going to incorporate into a press release here in the near future. The second one involved a clause in the interpleader that the City filed with respect to legal fees and left open the prospect of the City recouping legal fees from the settlement funds as part of the form that was filed. I think it was just an oversight. It's my understanding that the Mayor and Council decided back in September of 2013 that was not something you wanted to pursue, but we still have an outstanding issue. Unless I hear differently I plan to direct Mr. Polanco to see that that clause is removed from the interpleader and I think that will address concerns on the part of the residents that were in attendance that evening. We do have some funding issues with respect to legal fees. That will be brought up at an upcoming meeting. I think Council allocated \$140,000 and I think we're about \$130,000 through that, so there will probably have to be some supplemental appropriations that will be presented for Council's review.

That's not something that you need to worry about this evening. And I pledge to keep the citizens apprised of developments and try to provide whatever assistance as we work our way through the court process. Mr. Polanco and Ms. Wyatt have been helping me do just that. The main issue that involved council was that clause that they were concerned about that left open that possibility. I believe that was just an oversight. So like I said I plan to direct Mr. Polanco to remove that clause from the interpleader unless I'm directed otherwise by council here this evening.

11. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Mayor Paulissen, seconded by Mr. Kinsey, to approve Consent Agenda Items 11A through 11C. 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

- 11A. [14-0257](#) Consider and take action on approval of a Professional Services Agreement with Terracon Consultants, Inc. for the League City Calder Road Booster Pump Station and Well Improvements Project (LC CIP Project No. WT1205) (Deputy City Manager)

Approved on the Consent Agenda

- 11B. [14-0258](#) Consider and take action to approve a Private Streets Agreement for Portefino Lane, San Nicolo Lane, and a portion of Bella Luna Lane in the Tuscan Lakes SF 65-1 Subdivision (Planning and Development)

Planning and Zoning Commission recommended approval 5-1-0 on April 7, 2014.

Approved on the Consent Agenda

- 11C. [14-0262](#) Consider and take action on a resolution confirming the appointment of the court clerk and the deputy court clerks in the municipal court. (Director of Finance)

Resolution No. 2013-12 was approved on the Consent Agenda

END OF CONSENT AGENDA

12. OLD BUSINESS

- 12A. [14-0267](#) Consider and take action on an ordinance amending Ordinance No 2005-24, to rezone approximately 24.4 acres from "CM" (Commercial Mixed Use) to "PS" (Public Semi-Public), generally located east of West NASA Road and south of FM 528 in Harris County, legally described as Abstract 15 of J Dickinson Survey, Lot 9 & Tracts 1C, 3C, 4A, 5A, 10A, & Webster Outlots 9 (Planning and Development)

Planning & Zoning Commission recommended approval 6-0-0 on January 6, 2014.
City Council denied first reading 7-1-0 on January 28, 2014.

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

A motion was made by Mayor Paulissen, seconded by Mr. Mann, to approve Ordinance No. 2014-15 amending Ordinance No 2005-24, to rezone approximately 24.4 acres from "CM" (Commercial Mixed Use) to "PS" (Public Semi Public), generally located east of West NASA Road and south of FM 528 in Harris County, legally described as Abstract 15 of J Dickinson Survey, Lot 9 & Tracts 1C, 3C, 4A, 5A, 10A, & Webster Outlots 9.

The motion passed by the following vote:

For: 5 - Mayor Paulissen, Mr. Becker, Mr. Kinsey, Mr. Mann and Ms. Dawson

Opposed: 3 - Mr. O'Keeffe, Ms. Thiess and Ms. Bentley

13. NEW BUSINESS

14. FIRST READING OF ORDINANCES

- 14A. [14-0263](#) Consider and take action on an ordinance approving the third amendment to the utility agreement by and between Galveston County Municipal Utility District No. 43 and the City of League City, Texas (Director of Finance)

A motion was made by Mr. Becker, seconded by Mayor Paulissen, to approve Ordinance No. 2014-16 approving the third amendment to the utility agreement by and between Galveston County Municipal Utility District No. 43 and the City of 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

15. TABLED ITEMS SUBJECT TO RECALL

- 15A. [14-0251](#) Consider and take action to abandon and convey a 0.192 acre portion of unopened Abilene Street located east of Louisiana Avenue and south Lot 23 of Division "D" of League City in the M. Muldoon Two League Grant, Abstract No. 18, Galveston County, Texas (Deputy City Manager)

Council tabled 6-2-0 on April 8, 2014.

A motion was made by Mr. Mann, seconded by Mr. Becker, to suspend the rules and adjourn to executive session. The motion failed by the following vote:

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

Opposed: 3 - Mr. O'Keeffe, Ms. Thiess and Ms. Dawson

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to pull the item from the table for discussion.

A motion was made by Mr. O'Keeffe, seconded by Ms. Dawson, to deny. 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 Mr. Mann, seconded by Mr. Kinsey, to approve the purchase price negotiated by staff (\$6282).

A motion was made by Ms. Thiess, seconded by Mayor Paulissen, to call the question. 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

The motion made by Mr. Mann, seconded by Mr. Kinsey, to approve the purchase price negotiated by staff (\$6,282) to abandon and convey a 0.192 acre portion of unopened Abilene Street located east of Louisiana Avenue and south Lot 23 of Division "D" of League City in the M. Muldoon Two League Grant, Abstract No. 18, Galveston County, Texas. 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

16. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED

- 16A. [14-0245](#) Consider and take action to approve the purchase of network equipment for the new Public Safety Building (PD1101) from INX LLC, a Presidio Company, options 2 & 3 not to exceed \$800,500 (Director of Information Technology)

A motion was made by Mr. Kinsey, seconded by Mr. Mann, to approve the purchase of network equipment for the new Public Safety Building (PD1101) from INX LLC, a Presidio Company, options 2 & 3 not to exceed \$800,500. 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

- 16B. [14-0260](#) Consider and take action to terminate the Occam Consulting Engineers contract and to enter into a professional services agreement with Klotz Associates for completion of the Five Corners Realignment Project (Deputy City Manager)

A motion was made by Mayor Paulissen, seconded by Mr. Becker, to terminate the Occam Consulting Engineers contract and to enter into a professional services agreement with Klotz Associates for completion of the Five Corners Realignment Project. 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

17. EXECUTIVE (CLOSED) SESSION (S)

At 7:45 p.m. Mayor Paulissen announced the City Council will now go into executive session to discuss the following items:

- 17A. [14-0240](#) 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)
- 17B. [14-0268](#) Texas Open Meetings Act, Section 551.072 Government Code - Deliberations Concerning Real Property
Discussion of possible grant of limited use access easement to KW Interests, LP, for ingress/egress to proposed oil and gas drillsite (City Attorney)

At 8:15 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.

18. **ACTION ITEM(S) FROM EXECUTIVE SESSION(S)**

- 18A. [14-0239](#) Consider and take action on discussion concerning potential purchase or sale of real property interests (Deputy City Manager)

No Action

- 18B. [14-0269](#) Consider and take action on discussion of possible grant of limited use access easement to KW Interests, LP, for ingress/egress to proposed oil and gas drillsite (City Attorney)

A motion was made by Mr. Becker, seconded by Mayor Paulissen, to approve the license agreement with KW Interests for full indemnity provisions as presented in the February 2014 draft. The motion passed by the following vote:

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

Absent: 1 - Mr. O'Keeffe

19. **ADJOURNMENT**

At 8:17 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: May 13, 2014