

Julie Masters, Mayor
Charles Suderman
Mary Dunbaugh
Walter Wilson

AGENDA
City of Dickinson
CITY COUNCIL
REGULAR MEETING

Kerry Neves
Louis Decker
William H. King III, Mayor Pro Tem
Julie M. Johnston, City
Administrator

JANUARY 13, 2009

NOTICE is hereby given of a **REGULAR MEETING** of the City Council for the City of Dickinson, County of Galveston, State of Texas, to be held on **TUESDAY, JANUARY 13, 2009**, at **7:00 p.m.** at: 1621 FM 517 East, Dickinson, Texas 77539 for the purpose of considering the following numbered items. The City Council of the City of Dickinson, Texas, reserves the right to meet in a closed session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

ITEM 1.) CALL TO ORDER AND CERTIFICATION OF A QUORUM:

Invocation and Pledge of Allegiance.

ITEM 2.) PROCLAMATIONS AND COUNCIL COMMENTS:

ITEM 3.) PUBLIC COMMENTS: At this time, any person with city-related business may speak to the Council. In compliance with the Texas Open Meetings Act, The City Council may not deliberate. **Comments from the public should be limited to a maximum of three (3) minutes per individual speaker.**

ITEM 4.) CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

The following items are considered routine by the City Council and will be enacted by one motion. There will not be a separate discussion on these items unless a Council member requests, in which event, the item will be removed from the consent agenda and discussed after the consent agenda.

A. Approval of Minutes of Special Workshop Meeting of December 9, 2008.

B. Approval of Minutes of Regular Meeting of December 9, 2008.

C. Resolution Number XXX-2009 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE EXECUTION OF A RESALE DEED CONVEYING PROPERTY DESCRIBED AS ABST 19 PERRY & AUSTIN LOTS ONE (1) AND TWO (2), BLOCK TWO HUNDRED SEVENTEEN (217), MOORE'S ADDITION TO DICKINSON WITHIN THE CITY LIMITS OF THE CITY OF DICKINSON FROM GALVESTON COUNTY TO ANA HERNANDEZ; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

D. Re-appointment of Andrea Greer to Southeast Texas Housing Board of Directors.

OLD BUSINESS

ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: City Hall/Library Project

- A. Funding Options.
- B. PCC #16 – Install electrical transfer switches for generator hook up.
- C. Security System.
- D. Data/Cabling.
- E. Phone System.
- F. Window Located Behind Council Dias.

ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Oleander Bridge Project.

ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Hurricane Ike Recovery.

ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number 659-2008 – **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, SO AS TO REZONE ±2.911 ACRES PART OF TRACT 156 IN ADDITION “D” TO THE TOWN OF DICKINSON, A SUBDIVISION IN GALVESTON COUNTY, TEXAS ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 155, PAGE 10 OF THE COUNTY CLERK’S RECORDS OF GALVESTON COUNTY (MORE COMMONLY KNOWN AS 2201 FM 517 EAST) FROM GENERAL COMMERCIAL (GC) TO GENERAL INDUSTRIAL (GI), SAID ACREAGE LOCATED ON THE NORTHWEST CORNER OF FM 517 EAST AND TIMBER DRIVE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE** (Second of three readings).

ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number 661-2008 – **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REVISING SECTION 3, SICK LEAVE (PERSONAL LEAVE), OF CHAPTER 11, ABSENCE AND LEAVE, OF THE CITY OF DICKINSON PERSONNEL POLICY (2005) TO REVISE THE CITY’S SICK LEAVE POLICIES; PROVIDING FOR THE INCORPORATION OF PREMISES;**

AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE (Second of three readings).

NEW BUSINESS

ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Request from Stephen Tucker for Council to Create an Ordinance Entitled "Placing and Placement of Containers for Collection."

ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Resolution Number XXX-2009 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT FOR CLEARING AND DE-SNAGGING DICKINSON BAYOU WITH THE DICKINSON BAYOU WATERSHED STEERING COMMITTEE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2009 – **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE CITY OF DICKINSON, TEXAS, ADOPTED BUDGET FOR FISCAL YEAR 2007 - 2008 BY ADDING TO IT AN ADDENDUM PROVIDING FOR CERTAIN AMENDMENTS AND CHANGES TO SUCH BUDGET; MAKING CERTAIN FINDINGS AND PROVIDING OTHER MATTERS RELATED TO THE SUBJECT; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.**

ITEM 13.) EXECUTIVE SESSION: The City Council will now hold a closed executive meeting pursuant to the provision of Chapter 551, Government Code, Vernon's Texas Codes annotated, in accordance with the authority contained in:

- A. Section 551.071 – Consultation with Attorney regarding potential or contemplated litigation or a matter in which the duty of the City Attorney requires to be discussed in closed meeting.
 - 1. Status of eminent domain proceedings for acquisition of drainage easement at 2001 Oleander Drive.
 - 2. Status of litigation related to code enforcement issues on properties located at 2922 45th Street and 4419 St. Goar.
 - 3. Deborah Duncan v. City of Dickinson, et al.
 - 4. Status of personnel grievance and appeal.

ITEM 14.) RECONVENE

ITEM 15.) ADJOURN

CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, JANUARY 13, 2009**, was posted on the bulletin board at City Hall, 1621 FM 517 East, Dickinson, Texas, on this 8th day of January, 2009, prior to 6:00 p.m.

Carol L. McLemore, City Secretary

In compliance with the Americans with Disabilities Act, the City of Dickinson will provide reasonable accommodations for disabled persons attending City Council Meetings. Requests should be received at least 24 hours prior to the scheduled meeting, by contacting the City Secretary's office at 281-337-6217, or by FAX at 281-337-6190.