

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

**FEBRUARY 9, 2010**

**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, FEBRUARY 9, 2010, at 7:00 p.m.** at: 4403 Highway 3, 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 Council Workshop of January 26, 2010
- B. Approval of Minutes of Regular Council Meeting of January 26, 2010
- C. Resolution Number XXX-2010 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT FOR OPERATING AND ENGINEERING COSTS FOR THE DICKINSON BAYOU WATERSHED STEERING COMMITTEE FOR FY 2010; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

**OLD BUSINESS**

**ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** City Hall/Library Project including the following items:

- A. Update on HVAC Issues.
- B. Update on Status of Landscaping Through TxDOT Grant.
- C. Update on Survey of Property.
- D. Review of Available Funds in Capital Projects Fund.

**ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 693-2010 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS DELETING SECTION 8, DRIVING AND OPERATING CITY VEHICLES, OF CHAPTER 12, STANDARDS OF CONDUCT, OF THE CITY OF DICKINSON PERSONNEL POLICY (2005); ADOPTING A NEW CHAPTER 20, VEHICLE USE, TO THE CITY OF DICKINSON PERSONNEL POLICY (2005); PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.** (Second of three readings).

### **NEW BUSINESS**

**ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Presentation of Annual Traffic Contact Reports for Dickinson Public Safety/Fire Marshal's Office and Dickinson Police Department as they relate to Senate Bill 1074 (Racial Profiling) for calendar year 2009 as required by Article 2.134 of the Texas Code of Criminal Procedure.

**ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Public Works Project Update

- A. Tanglebriar Circle Reconstruction

**ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Status of Hurricane Ike CDBG Projects.

**ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number XXX-2010 – **AN ORDINANCE REVISING ARTICLE II, BUILDING CODES, OF CHAPTER 5, BUILDINGS, OF THE CODE OF ORDINANCES OF THE CITY OF DICKINSON, TEXAS TO ADOPT THE 2009 INTERNATIONAL BUILDING CODE, THE 2009 INTERNATIONAL RESIDENTIAL CODE, THE 2009 INTERNATIONAL PLUMBING CODE, THE 2009 INTERNATIONAL MECHANICAL CODE, THE 2009 INTERNATIONAL FUEL GAS CODE, THE 2009 INTERNATIONAL ENERGY CONSERVATION CODE, THE 2009 INTERNATIONAL EXISTING BUILDING CODE, AND THE 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE EACH OF AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC.; ADOPTING THE 2008 NATIONAL ELECTRIC CODE AS PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION, INC.; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING CERTAIN AMENDMENTS AND DELETIONS TO SAID STANDARD CODES; PROVIDING A PENALTY**

**OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE AND AN EFFECTIVE DATE (First of three readings).**

**ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number XXX-2010 – **AN ORDINANCE DELETING SECTION 7-76, FIRE PREVENTION CODE – ADOPTED, OF DIVISION 2, FIRE PREVENTION CODE, OF ARTICLE III, FIRE PREVENTION, OF CHAPTER 7, FIRE PREVENTION AND PROTECTION, OF THE CODE OF ORDINANCES OF THE CITY OF DICKINSON, TEXAS; ADOPTING A NEW SECTION 7-76, FIRE PREVENTION CODE – ADOPTED, OF DIVISION 2, FIRE PREVENTION CODE, OF ARTICLE III, FIRE PREVENTION, OF CHAPTER 7, FIRE PREVENTION AND PROTECTION, OF THE CODE OF ORDINANCE TO ADOPT THE “INTERNATIONAL FIRE CODE,” 2009 EDITION, AS PUBLISHED BY INTERNATIONAL CODE COUNCIL, INC.; PROVIDING CERTAIN AMENDMENTS AND DELETIONS TO SAID STANDARD CODE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, AND AN EFFECTIVE DATE (First of three readings).**

**ITEM 12.) 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. Deborah Anne Duncan v. Tracy Brent Keele and the City of Dickinson, Texas; Cause No. 09-41267, United States Court of Appeals on Appeal from the United States District Court for the Southern District of Texas, Cause No. 3:08-CV-157.
  - 2. Claim Made by Cherry Demolition.
  - 3. Status of negotiations with Dickinson Volunteer Fire Department.

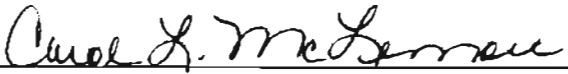
**ITEM 13.) RECONVENE**

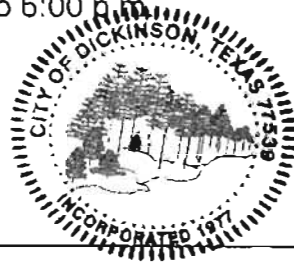
**ITEM 14.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Matters Discussed in Executive Session.

**ITEM 15.) ADJOURN**

## CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, FEBRUARY 9, 2010**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this 4<sup>th</sup> day of February, 2010, prior to 6:00 p.m.

  
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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.