

Julie Masters, Mayor
Charles Suderman
Mary Dunbaugh
Walter Wilson

MINUTES
City of Dickinson
CITY COUNCIL
REGULAR MEETING

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

JULY 14, 2009

The Dickinson City Council met in a duly called and announced **REGULAR MEETING** on **TUESDAY, JULY 14, 2009**. The meeting was held in the City Council Chambers located at 4403 Highway 3, Dickinson, Galveston County, Texas, and was held for the purpose of considering the following items:

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

Invocation and Pledge of Allegiance

Mayor Julie Masters called the meeting to order at 7:00 p.m. Chad Leveritt gave the Invocation and Mary Dunbaugh led the Pledge of Allegiance. City Secretary Carol McLemore called roll and certified a quorum. Council Members present were as follows: Mayor Julie Masters and Council Members Charles Suderman, Mary Dunbaugh, Walter Wilson, Kerry Neves, and Louis Decker. Absent were Mayor Pro Tem William King and City Administrator Julie Johnston. Also present were City Attorney, Loren Smith, Police Chief Ron Morales, Director of Public Works Kellis George, Finance Director Mary Young and Assistant Fire Marshal Chad Leveritt.

ITEM 2.) PROCLAMATIONS AND COUNCIL COMMENTS:

Council commented on the following topics:

- Welcome to everyone present and thanks for coming.
- City Hall Dedication Ceremonies
- Congratulations to NASA Johnson Space Center on the 40th Anniversary of the Lunar Landing
- Recollections and remembrances of the Lunar Landing in 1969
- Thanks to Jim Richards Photography for the pictures of City Council and the City Administrator at the Library.

ITEM 3.) PUBLIC COMMENTS:

There were no comments from the public.

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

The following items were considered routine by the City Council and were enacted by one motion. There was not a separate discussion on these items.

A. Approval of Minutes of Special Council Workshop of June 23, 2009.

- B. Approval of Minutes of Regular Council Meeting of June 23, 2009.
- C. Approval of Reappointments of Diane Mackey as Representative and Misty Magliolo as Alternate to Houston Area Library System.
- D. Rejection of Award of Competitive Sealed Bid #0904-01 for Sunset Drive Street Construction Project to Drewker Construction Previously Awarded on June 9, 2009, In An Amount Not to Exceed \$247,861.25.
- E. Approval of Resolution Number XXX – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, REPEALING RESOLUTION NUMBER 1043-2009 PASSED AND APPROVED ON OR ABOUT THE 9TH DAY OF JUNE, 2009, SAID RESOLUTION APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND DREWKER CONSTRUCTION FOR SUNSET DRIVE STREET CONSTRUCTION PROJECT; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AGREEMENT; PROVIDING FOR THE INCORPORATION OF PREMISES; AND PROVIDING AN EFFECTIVE DATE.**
- F. Approval of Award of Competitive Sealed Bid #0904-01 for Sunset Drive Street Construction Project to Lucas Construction Co., Inc. In An Amount Not to Exceed \$253,333.25.
- G. Approval of Resolution Number XXX-2009 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN INTERAGENCY AGREEMENT WITH GALVESTON COUNTY, TEXAS PROVIDING FOR THE FILING OF A JOINT APPLICATION FOR GRANT FUNDING WITH THE AUTOMOBILE THEFT PREVENTION AUTHORITY OF THE STATE OF TEXAS FOR THE GALVESTON COUNTY AUTO CRIMES TASK FORCE; AGREEING TO PROVIDE MATCHING FUNDS AS SET FORTH IN THE AGREEMENT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**
- H. Approval of 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 LOCATED AT 3105 AVENUE I WITHIN THE CITY LIMITS OF THE CITY OF DICKINSON FROM THE COUNTY OF GALVESTON TO JAVIER O. DURAN; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

- I. Approval of 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 LOCATED AT 2212 AVENUE H WITHIN THE CITY LIMITS OF THE CITY OF DICKINSON FROM THE COUNTY OF GALVESTON TO BRISEYDA LOPEZ; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

Councilman Neves made a motion to approve the consent agenda. Councilwoman Dunbaugh seconded the motion.

VOTE:

5 AYES (Suderman, Dunbaugh, Wilson, Neves and Decker)
0 NAYS

MOTION PASSED.

OLD BUSINESS

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

- A. Signage for Buildings
Assistant Fire Marshal Chad Leveritt gave a brief report on the status of the inside and outside signs for the building. Council took no action in this matter.

ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Public Works Construction Projects.

- A. Oleander Bridge Project
- B. Sunset Drive Project
Director of Public Works Kellis George updated City Council on both projects. Jeanette Gregory, 1722 Oleander, also spoke on the work being done on the Oleander Bridge Project.

ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Contract Negotiations with Dickinson Independent School District for School Officers.

Police Chief Ron Morales reported that Dickinson Independent School District had awarded the bid for security in the schools to Galveston County Sheriff's Department at the board meeting on July 13. He said that his officers would work with the Sheriff's Department to ensure a smooth transition.

NEW BUSINESS

- ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Approval for purchase of a 4x4 Mule to initiate ditch spraying program in Public Works.

Director of Public Works Kellis George explained the need for an all-terrain vehicle to be able to spray the large outfall ditches. After some discussion, Councilman Suderman made a motion to approve the purchase of a 4 X 4 Mule in the amount of \$7,195.99. Councilman Decker seconded the motion.

VOTE:

5 AYES (Suderman, Dunbaugh, Wilson, Neves and Decker)

0 NAYS

MOTION CARRIED.

- ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Authorizing City Staff to Submit an Application to the Houston Galveston Area Council (H-GAC) for the Texas Emission Reduction Plan (TERP) for reduction of Nitrogen Oxide (NOx) emissions.

Director of Public Works Kellis George informed Council that he wanted to apply for the grant to replace a tractor. He noted that the City's match would be \$6,731.00 and would be paid out over a three year period. After some discussion, Councilman Wilson made a motion to authorize staff to submit an application to H-GAC for the Texas Emission Reduction Plan for the purchase of a tractor. Councilman Suderman seconded the motion.

VOTE:

5 AYES (Suderman, Dunbaugh, Wilson, Neves and Decker)

0 NAYS

MOTION CARRIED.

- ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Possible Term Limitations for City Boards and Commissions.

Councilwoman Dunbaugh noted that she had asked to place this item on the agenda to have some discussion on the replacement of current board members and give opportunities for new people to serve. After some discussion, several Council members noted that they were not in favor of term limits for City Boards and Commissions. Council took no action in this matter.

- ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ratification of Mayor's Letter of Support for Regional Household Chemical Collection Facility in League City

Mayor Masters explained that she had been asked by Ronnie Schultz of the Galveston County Health District to send a letter of support for a regional household collection facility in the League City area. She asked for Council's ratification of the letter of support. Councilman Wilson made a motion to ratify the Mayor's letter of support. Councilwoman Dunbaugh seconded the motion.

VOTE:

5 AYES (Suderman, Dunbaugh, Wilson, Neves and Decker)

0 NAYS

MOTION CARRIED.

ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:
Rescheduling Budget Workshops.

Mayor Masters noted that there was no need to reschedule the budget workshops at this point. She noted that the meeting scheduled for July 22 was to meet jointly with the Dickinson Economic Development Corporation to discuss the projects that the DEDC would support in the upcoming budget. Council took no action in this matter.

ITEM 13.) EXECUTIVE SESSION: The City Council held 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 551.074 – Personnel Matters to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Administrator.

Mayor Masters recessed the meeting into Executive Session at 7:45 p.m.

ITEM 14.) RECONVENE

Mayor Masters reconvened the meeting at 8:23 p.m. and noted that no action was taken.

ITEM 15.) ADJOURN

Councilwoman Dunbaugh made a motion to adjourn the meeting at 8:23 p.m. Councilman Wilson seconded the motion.

VOTE:

5 AYES (Suderman, Dunbaugh, Wilson, Neves and Decker)

0 NAYS

MOTION CARRIED.

PASSED, APPROVED AND ADOPTED this the 28th day of July, 2009.

Julie Masters, Mayor

ATTEST:

Carol L. McLemore
City Secretary