

Julie Masters, Mayor  
Charles Suderman  
Mary Dunbaugh  
Walter Wilson, Mayor Pro Tem

**AGENDA**  
City of Dickinson  
**CITY COUNCIL**  
**REGULAR MEETING**

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

**JULY 27, 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, JULY 27, 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 June 29, 2010
- B. Approval of Minutes of Regular Council Meeting of July 13, 2010.

**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 Installation of Manual Emergency Transfer Switch at Dickinson City Hall.

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

- A. Winding Brook Drainage Project
- B. Thornwood Circle Drainage Project
- C. Outfall Drainage Ditch at 29<sup>th</sup> Street and California
- D. Lovers Lane Reconstruction Project
- E. Avenue J Reconstruction Project
- F. 44<sup>th</sup> Street Reconstruction Project
- G. Sunset Drive (Timber Drive to Highway 3) Reconstruction Project
- H. Oak Ridge Reconstruction Project

**ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Hurricane Ike CDBG Grant Projects

**ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Dickinson Bayou Watershed Committee Meeting

**ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 701-2010 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REPEALING ORDINANCE NUMBER 656-2008; PROVIDING FOR THE INCORPORATION OF PREAMBLE, A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, AND AN EFFECTIVE DATE** (Second of three readings).

#### **NEW BUSINESS**

**ITEM 10.) PUBLIC HEARING –** Regarding a Specific Use Permit to Allow the Additional Use of Church and Religious Services in the “NC” (Neighborhood Commercial) zoning district on ±0.322 acres of land on Abstract 19, Lot 114 of Addition “D” to Dickinson, a subdivision in the City of Dickinson, Galveston County, Texas according to the map thereof recorded in Volume 155, Page 10 more commonly known as 3210 State Highway 3, and generally located south of Falco Street and west of State Highway 3.

- A. Applicant’s Statement
- B. Those in Favor
- C. Those Opposed
- D. Applicant’s Rebuttal
- E. Adjourn

**ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number XXX-2010 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT A SPECIFIC USE PERMIT NUMBER 2010-3 (SUP2010-3) SO AS TO ALLOW THE USE OF CHURCH AND RELIGIOUS SERVICES ON ±0.322 ACRES OF LAND ON ABSTRACT 19, LOT 114 OF ADDITION “D” TO DICKINSON, A SUBDIVISION IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS ACCORDING TO**

THE MAP THEREOF RECORDED IN VOLUME 155, PAGE 10 MORE COMMONLY KNOWN AS 3210 STATE HIGHWAY 3, AND GENERALLY LOCATED SOUTH OF FALCO STREET AND WEST OF STATE HIGHWAY 3, IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED NEIGHBORHOOD COMMERCIAL; 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. (First of three readings).

**ITEM 12.) PUBLIC HEARING** – Regarding a Specific Use Permit to Allow the Additional Use of Child Day Care Center in the “NC” (Neighborhood Commercial) zoning district on ±.322 acres of land on Abstract 19, Lot 114 of Addition “D” to Dickinson, a subdivision in the City of Dickinson, Galveston County, Texas according to the map thereof recorded in Volume 155, Page 10 more commonly known as 3210 State Highway 3, in the City of Dickinson, Galveston County, Texas and generally located south of Falco Street and west of State Highway 3.

- A. Applicant’s Statement
- B. Those in Favor
- C. Those Opposed
- D. Applicant’s Rebuttal
- E. Adjourn

**ITEM 13.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number XXX-2010 – AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT A SPECIFIC USE PERMIT NUMBER 2010-4 (SUP2010-4) SO AS TO ALLOW THE ADDITIONAL USE OF A CHILD DAY CARE CENTER ON ±.322 ACRES OF LAND ON ABSTRACT 19, LOT 114 OF ADDITION “D” TO DICKINSON, A SUBDIVISION IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 155, PAGE 10 MORE COMMONLY KNOWN AS 3210 STATE HIGHWAY 3, AND GENERALLY LOCATED SOUTH OF FALCO STREET AND WEST OF STATE HIGHWAY 3, IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED NEIGHBORHOOD COMMERCIAL, 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. (First of three readings).

**ITEM 14.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2010 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS DENYING CENTERPOINT ENERGY ENTEX GAS'S ("CENTERPOINT'S" OR "COMPANY'S") COST OF SERVICE ADJUSTMENT ("COSA") FILING WITHIN THE CITY; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING AN EFFECTIVE DATE.

**ITEM 15.) 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 litigation related to code enforcement issues on properties located at 4419 St. Goar.


**ITEM 16.) RECONVENE**

**ITEM 17.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Matters Discussed in Executive Session.

**ITEM 18.) ADJOURN**

#### CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, JULY 27, 2010**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this the 22<sup>nd</sup> day of July, 2010, prior to 8:00 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.