

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

MINUTES
City of Dickinson
CITY COUNCIL
REGULAR MEETING

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

August 9, 2011

The Dickinson City Council met in a duly called and announced **REGULAR MEETING** on **TUESDAY, August 9, 2011**. 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. Councilman Suderman gave the Invocation and Mayor Pro-Tem Wilson led the Pledge of Allegiance. City Secretary Carolyn Anderson called roll and certified a quorum.

Council Members present were as follows: Mayor Julie Masters, Mayor Pro Tem Walter Wilson and Council Members Charles Suderman, Mary Dunbaugh, Kerry Neves, Louis Decker and William King. Also present were City Administrator Julie Johnston, Finance Mary Young, Management Intern Jessica Rogers, Public Works Kevin Byal, Fire Marshal Norman Hicks, Library Director Vicki McCallister, Public Works Kellis George, Chief Ron Morales and Court Clerk Irma Rivera.

ITEM 2.) PROCLAMATIONS AND COUNCIL COMMENTS:

Council commented on the following topics:

- Welcome to everyone and thanks for coming
- Birthday wishes to Councilman King and best wishes to him and his wife, celebrating 8 years of marriage
- Thanks to former City Secretary Carol McLemore and welcome to new City Secretary Carolyn Anderson
- Best wishes to Summer Intern Jessica Rogers
- Benefit at North Galveston County Chamber of Commerce
- Expanded VBS Summer program involving more churches
- Request that citizens be mindful of school zone and Owens Drive project
- Library Used Book Sale Saturday, August 13th
- First Thursday of each month is Steak Night at the Knights of Columbus hall.
- Blood Drive and Back to School Supplies - Greater New Hope Missionary Baptist Church and NAACP - Saturday, August 13th from 9 to 3.
- MI Lewis Benefit tremendous success financially

- MI Lewis delivered 546 packets of book supplies for school children
- MI Lewis hosts Food Fair on 3rd Saturday from 7:30 until food is gone

ITEM 3.) PUBLIC COMMENTS:

There were no public comments.

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 7/26/2011
- B. Approval of Minutes of Regular Council Meeting of 7/26/2011
- C. Approval of Minutes of Special Council Workshop of 8/2/2011
- D. Approval of Resolution Number 1205-2011 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, AMENDING RESOLUTION NO. 764-2004 AND THE MASTER FEE SCHEDULE OF THE CITY OF DICKINSON WITH THE ADOPTION OF DICKINSON PUBLIC LIBRARY FINES AND FEES; AND PROVIDING FOR THE INCORPORATION OF PREAMBLE AND AN EFFECTIVE DATE.**

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

VOTE:

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

MOTION PASSED.

OLD BUSINESS

ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Public Works Projects

- A. Cherry Drive Bridge Project
- B. Owens Drive Reconstruction Project
- C. Hughes Road Reconstruction Project
- D. Lovers Lane Reconstruction Project
- E. Tropical Gardens Flood and Drainage Project
- F. FM 517 Railroad Crossing

Public Works Director Kellis George gave a brief update on the various Public Works projects.

Councilwoman Dunbaugh made a motion to approve participation with the Texas Department of Transportation for 20% of the costs associated with the installation of an additional metal beam guard fence off the northeast corner of the Cherry Street Bridge in an amount not to exceed \$1,800.00. Councilman Decker seconded the motion.

VOTE:

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

MOTION PASSED.

Mayor Pro-Tem Wilson expressed concern regarding the recent award of the Hughes Road Bond Project by Galveston County to Lucas Construction and the effect of such award on the completion of the Tropical Gardens project by Lucas Construction. A discussion followed regarding possible options for the City concerning the Lucas Construction. City Administrator Julie Johnston stated that she or Mr. George would visit with County Engineer Mike Fitzgerald concerning the issues with Lucas Contractors this week.

ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Hurricane Ike CDBG Grant Projects

City Administrator Julie Johnston gave a brief update on the Hurricane Ike CDBG Grant projects.

ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Activities of Dickinson Economic Development Corporation

Ms. Johnston stated that, due to the lack of a quorum, DEDC was not able to conduct their meeting. They are scheduled to meet on Monday, August 15, 2011.

NEW BUSINESS

ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance 725-2011 - AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, DELETING APPENDIX "B", DRAINAGE CRITERIA, OF THE CODE OF ORDINANCES OF THE CITY OF DICKINSON, TEXAS, AND ADOPTING A NEW APPENDIX "B", DRAINAGE CRITERIA, AND ESTABLISHING DESIGN STANDARDS FOR THE USE IN PREPARATION OF DRAINAGE PLANS; ESTABLISHING A FEE FOR A PLAN EXTENSION; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE (First of three readings).

Mayor Masters read the ordinance by caption only. Councilwoman Dunbaugh made a motion to approve Ordinance Number 725-2011 on first reading. Councilman King seconded the motion.

VOTE:

6 AYES (Suderman, Dunbaugh, Wilson, Neves, Decker and King)

0 NAYS

MOTION PASSED.

- ITEM 9. CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 726-2011 - **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE 2011 APPRAISAL ROLL; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE** (First and only reading).

Mayor Masters read the ordinance by caption only. Councilman King made a motion to approve Ordinance Number 726-2011 on first reading. Mayor Pro-Tem Wilson seconded the motion.

A brief discussion followed. City Administrator Julie Johnston explained the changes in value related to personal property from the previous year.

VOTE:

6 AYES (Suderman, Dunbaugh, Wilson, Neves, Decker and King)

0 NAYS

MOTION PASSED.

- ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Consider acceptance of an Effective Tax Rate of \$0.420348 per \$100 Valuation and a Rollback Tax Rate of \$0.441834 per \$100 Valuation for the Fiscal Year Beginning October 1, 2011, and Ending September 30, 2012.

Councilman Suderman made a motion to accept an effective tax rate of \$0.420348 per \$100 valuation and a rollback tax rate of \$0.441834 per \$100 valuation for fiscal year beginning October 1, 2011 and ending September 30, 2012. Councilman King seconded the motion.

VOTE:

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

1 NAYS (Decker)

MOTION PASSED.

ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Resolution 1206-2011 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING CONTRACT NUMBER DRS210039 PERFORMANCE STATEMENT FOR CDBG DISASTER RECOVERY NON-ENTITLEMENT GRANT PROGRAM BETWEEN THE CITY OF DICKINSON AND TEXAS GENERAL LAND OFFICE; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE CONTRACT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.

Councilman King made a motion to approve Resolution 1206-2011. Councilwoman Dunbaugh seconded the motion.

VOTE:

6 AYES (Suderman, Dunbaugh, Wilson, Neves, Decker and King)

0 NAYS

MOTION PASSED.

ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Revisions to FY 2011-2012 Recommended Budget Per Council Direction from August 2, 2011 Budget Workshop and Funding Request to Dickinson Management District No. 1.

City Administrator Julie Johnston outlined the agenda packet documents and provided an update on the revisions to the FY 2011-2012 Recommended Budget. Intern Jessica Rogers presented a worksheet outlining the fuel budget costs. After a general discussion, it was the consensus of the Council to incorporate the projected FY 10-11 fuel numbers for each department into the FY 11-12 Recommended Budget.

Public Works Director Kellis George presented Council with an updated quote for a 7-foot Brush Hog, with a canopy, and stated that the canopy would allow for more flexibility when mowing under trees. Ms. Johnston advised that the majority of the funds for the proposed tractor and mower would be available from auction proceeds and the Vehicle Equipment Replacement Fund, and the remainder could be funded out of the Fund Balance for the Municipal Drainage Utility Fund. It was the consensus of Council to authorize the purchase of the proposed tractor and mower with funding to be provided from auction proceeds and the Vehicle Equipment Replacement Fund and the Municipal Drainage Utility Fund Balance.

Ms. Johnston updated the Council with regard to the requested increase for animal services provided by Galveston County Health District. At this time, most of the cities served by GCHD have approved the funding increase for 2.5 new full-time positions as opposed to the 5 new full-time positions originally requested by GCHD. GCHD is scheduled to meet again on

August 18, 2011, and Ms. Johnston anticipates having the recalculated numbers according to the correct Census data for the Council meeting on August 23, 2011.

Councilwoman Dunbaugh expressed concerns about the fact that the Recommended Budget does not include a cost-of-living adjustment for all non-collective bargaining employees while it includes the step adjustments for collective bargaining employees. After discussion, it was the consensus of the Council that, at this point, the City should err on the side of caution and not include a cost-of-living adjustment for non-collective bargaining employees in the FY 2011-2012 Recommended Budget.

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: 8:04 pm

A. Section 551.071 – Consultation with Attorney regarding pending or contemplated litigation or a matter in which the duty of the City Attorney requires to be discussed in closed meeting.

Mayor Masters recessed the meeting into Executive Session at 8:04 p.m.

ITEM 14.) RECONVENE

Mayor Masters reconvened the meeting at 8:22.

ITEM 15.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Matters Discussed in Executive Session.

Council took no action on matters discussed in Executive Session.

ITEM 16.) ADJOURN


Mayor Pro-Tem Wilson made a motion to adjourn the meeting at 8:22 p.m. Councilman Suderman seconded the motion.

VOTE:

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

MOTION PASSED.

PASSED, APPROVED AND ADOPTED this the 23rd day of August, 2011.


Julie Masters, Mayor

ATTEST:


Carolyn E. Anderson
City Secretary

