

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 10, 2010

The Dickinson City Council met in a duly called and announced **REGULAR MEETING** on **TUESDAY, AUGUST 10, 2010**. 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 7:10 p.m. Kevin Byal gave the Invocation and William King led the Pledge of Allegiance. City Secretary Carol McLemore 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 Attorney, Loren Smith, City Administrator Julie Johnston, Police Chief Ron Morales, Captain Melvin Mason, Director of Public Works Kellis George, Finance Director Mary Young, Building Official Kevin Byal, and Coordinator Angela Forbes.

ITEM 2.) PROCLAMATIONS AND COUNCIL COMMENTS:

Council commented on the following topics:

- Welcome to everyone present and thanks for coming
- Knights of Columbus work done at O'Connell School from Hurricane Ike Damage
- Used Book Sale at the Library on August 14 from 10:00 a.m. to 2:00 p.m.
- Upcoming Library Gala and Photography Sale to be held at the Gala
- Opening of Calder Road Elementary
- Expressions of gratitude for Jasper Liggio's work in the community and well wishes in his new endeavor
- Upcoming Dickinson Historical Society membership reception at the Historic Railroad Depot
- School starting and reminder to slow down in school zones
- Recent Health Fair and Back to School supply drive
- Upcoming Gator Football Season

ITEM 3.) PUBLIC COMMENTS:

John Patterson, 4115 Grand Boulevard, informed Council of several things in his neighborhood that needed attention from Code Enforcement.

Richard Weeks, 5128 Park Avenue, addressed several areas of the budget where he had concerns.

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

The following items are 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 July 20, 2010.
- B. Approval of Minutes of Special Council Workshop of July 27, 2010.
- C. Approval of Minutes of Regular Council Meeting of July 27, 2010.
- D. Resolution Number 1136-2010 - **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 FISCAL YEAR 2010-2011; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Pro Tem Wilson 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: City Hall/Library Project including the following items.

- A. Update on HVAC Issues.
- B. Hurricane Window Protection

Fire Marshal Norman Hicks updated City Council on the continuing HVAC issues. He also presented several options for hurricane window protection. After some discussion, Council took no action in this matter, but agreed to look at the options for hurricane window protection at a future meeting.

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

- A. Outfall Drainage Ditch at 29th Street and California
Robert Ellis of Ellis Surveying reported on his findings on the ownership of the ditch – that the City of Dickinson owns the ditch. After some discussion, it was the consensus of City Council to proceed with cleaning out the ditch, but to do it in conjunction with the County cleaning their portion of the ditch at the same time.
- B. Lovers Lane Reconstruction Project
- C. Avenue J Reconstruction Project
- D. 44th Street Reconstruction Project
- E. Sunset Drive (Timber Drive to Highway 3) Reconstruction Project
- F. Oak Ridge Reconstruction Project

Public Works Director Kellis George and City Administrator Julie Johnston updated City Council on the street reconstruction projects.

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

City Administrator Julie Johnston gave a brief report on the recent public hearings that were held regarding distribution of the second round of funding. She reported that the first release for City of Dickinson would be approximately \$4.279 million.

ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Dickinson Economic Development Corporation Meeting

Mark Townsend, President of the Dickinson Economic Development Corporation said that he had no further information to report.

ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING : Ordinance Number 702-2010 - **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 (Second of three readings).

Mayor Masters read the ordinance by caption only. Councilman Neves made a motion to adopt Ordinance Number 702-2010 on second reading, suspending the third reading. Councilman King made the second.

VOTE:

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

0 NAYS

MOTION PASSED.

ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number 703-2010 - **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 (Second of three readings).**

Mayor Masters read the ordinance by caption only. Councilman King made a motion to adopt Ordinance Number 703-2010 on second reading, suspending the third reading. Mayor Pro Tem Wilson seconded the motion.

VOTE:

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

0 NAYS

MOTION PASSED.

NEW BUSINESS

- ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 704-2010 – **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE 2010 APPRAISAL ROLL; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Masters read the ordinance by caption only. Councilwoman Dunbaugh made a motion to adopt Ordinance Number 704-2010 on the first and only reading. Councilman King made the second.

VOTE:

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

0 NAYS

MOTION PASSED.

- ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Acceptance of an Effective Tax Rate of \$0.406098 per \$100 valuation and a Rollback Tax Rate of \$0.428423 per \$100 valuation for the Fiscal Year beginning October 1, 2010 and ending September 30, 2011.

Councilman Suderman made a motion to accept an effective tax rate of \$0.406098 per \$100 valuation and a rollback tax rate of \$0.428423 per \$100 valuation for fiscal year beginning October 1, 2010 and ending September 30, 2011. Councilwoman Dunbaugh seconded the motion.

VOTE:

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

0 NAYS

MOTION PASSED.

- ITEM 13.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Revisions to FY 2010-2011 Recommended Budget Per Council Direction from August 3, 2010 Budget Workshop and Draft Funding Request to Dickinson Management District No. 1.

The City Administrator explained the changes that had been incorporated into the Recommended Budget as a result of Council's direction at the August 3, 2010 meeting. There was discussion by the Council concerning the direction during the August 3, 2010 to implement Medic 2 on a full-time basis and the effect of that decision on the possible inclusion of moving the jailers from part-time to full-time status. After discussion, Mayor Pro Tem Wilson, Councilman Suderman and Councilman Decker each expressed opposition to the implementation of Medic 2 on a full-time basis at this time

and expressed their desire to instead include moving the jailers from part-time to full-time status. Mayor Masters and Councilmembers Dunbaugh, Neves and King expressed their support for the implementation of Medic 2 on a full-time basis. Based on the representations from the Council, the direction to staff was to keep the implementation of Medic 2 on a full-time basis in the Recommended Budget as presented.

ITEM 14.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Proposing a tax rate of \$0.4086 per \$100 valuation for the Fiscal Year beginning October 1, 2010, and ending September 30, 2011; Scheduling the August 24, 2010 and the August 31, 2010 public hearings on the budget and tax rate; Scheduling the September 14, 2010 adoption of the FY 2010-2011 budget and tax rate with all meetings to be held at 7:00 pm, at Dickinson City Hall, located at 4403 State Highway 3, Dickinson, Texas.

Councilwoman Dunbaugh made a motion to propose a tax rate of \$0.4086 per \$100 valuation for fiscal year beginning October 1, 2010, and ending September 30, 2011, to schedule the public hearings on the budget and tax rate for August 24 and 31, 2010, and to schedule the adoption of the budget and tax rate for September 14, 2010, with all meetings to be held at City Hall. Councilman Neves seconded the motion.

VOTE:

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

1 NAY (Decker)

MOTION PASSED.

ITEM 15.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Appointments to the Library Advisory Board to replace George Pulliam and Matt Falco.

Councilman Suderman made a motion to appoint Adrianna Simsen and Herb Kavanaugh to the Library Board replacing George Pulliam and Matt Falco. Councilwoman Dunbaugh seconded the motion.

VOTE:

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

0 NAYS

MOTION PASSED.

ITEM 16.) 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, evaluation, reassignment, duties, or dismissal of a public officer or

employee, to wit: the members of the Dickinson Economic Development Corporation.

Mayor Masters recessed the meeting into Executive Session at 8:43 p.m.

ITEM 17.) RECONVENE

Mayor Masters reconvened the meeting at 9:33 p.m.

ITEM 18.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Matters discussed in Executive Session.

Councilman King made a motion to appoint Councilman Kerry Neves to the Dickinson Economic Development Corporation replacing Jasper Liggio. Mayor Pro Tem Wilson seconded the motion.

VOTE:

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

0 NAYS

MOTION PASSED.

ITEM 19.) ADJOURN

Mayor Pro Tem Wilson made a motion to adjourn the meeting at 9:34 p.m. Councilwoman Dunbaugh seconded the motion.


VOTE:

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

0 NAYS

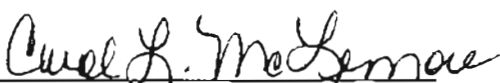
MOTION PASSED.

PASSED, APPROVED AND ADOPTED this the 24th day of August, 2010.



Julie Masters, Mayor

ATTEST:



Carol L. McLemore
City Secretary

