

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

November 8, 2011

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, November 8, 2011, 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 October 25, 2011
 - B. Approval of Minutes of Regular Council Meeting of October 25, 2011
 - C. Approval of Resolution Number XXX-2011 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, VOTING IN THE ELECTION OF MEMBERS OF THE BOARD OF DIRECTORS OF THE GALVESTON CENTRAL APPRAISAL DISTRICT 2012-2013; PROVIDING FOR INCORPORATION OF PREMISES; AND PROVIDING AN EFFECTIVE DATE.**
- OLD BUSINESS**
- ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Briefing, Discussion and Direction Regarding Revised Recommendations and Project Estimate for Briarglen/Thornwood Drainage Project.

- ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Public Works Projects
- A. Lovers Lane Reconstruction Project
 - B. Hughes Road Reconstruction Project (Galveston County Bond Program)
 - C. Timber Drive and Elm Street Reconstruction Projects
 - D. Tropical Gardens Flood and Drainage Project
 - E. Owens Drive
 - F. Country Club Drive Sanitary Sewer Improvements 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 Economic Development Corporation Meeting.
- ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 732-2011 – **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 SPECIFIC USE PERMIT NUMBER SUP-11-0986 SO AS TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES (BEER AND WINE) ON 0.359 ACRES LEGALLY DESCRIBED AS ABSTRACT 60, E P EPPERSON, RESERVE A, PLANTATION ESTATES, GALVESTON COUNTY, TEXAS, GENERALLY LOCATED SOUTH OF FM 517 EAST, BETWEEN MEADOW GLEN DRIVE AND PLANTATION BEND STREET WITH THE ADDRESS BEING 5202 FM 517 EAST, SUITE A, (CHAPALA RESTAURANT), IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS; 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)**
- ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 733-2011 – **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING SECTION 18-11, DEFINITIONS OF TERMS AND PHRASES, OF ARTICLE II, DEFINITIONS, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES TO ADD DEFINITIONS FOR “TATTOO PARLOR/STUDIO,” “PIERCING PARLOR/STUDIO,” AND “TOBACCO ORIENTED USES”;** REVISING SECTION 18-58, USES REQUIRING SPECIFIC USE PERMIT, OF ARTICLE V, SPECIFIC USES, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES TO REQUIRE THAT TATTOO PARLORS/STUDIOS, PIERCING PARLORS/STUDIOS AND TOBACCO ORIENTED USES IN GENERAL COMMERCIAL AND GENERAL INDUSTRIAL ZONING DISTRICTS MUST OBTAIN A SPECIFIC USE PERMIT; PROVIDING FOR THE INCORPORATION OF

PREAMBLE; 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)

- ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 734-2011 – AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REPEALING ORDINANCE NUMBER 509-2003, CODIFIED AS ARTICLE V, FLOOD HAZARD AREAS, OF CHAPTER 14, PLANNING AND DEVELOPMENT, OF THE CODE OF ORDINANCES OF THE CITY OF DICKINSON; PROVIDING FOR THE INCORPORATION OF A PREAMBLE; ADOPTING A NEW ARTICLE V, FLOOD HAZARD AREAS, OF CHAPTER 14, PLANNING AND DEVELOPMENT, OF THE CODE OF ORDINANCE TO ESTABLISH REGULATIONS FOR FLOOD HAZARD AREAS; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, A PENALTY CLAUSE AND AN EFFECTIVE DATE. (Second of Three Readings)

NEW BUSINESS

- ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Award of Competitive Sealed Bid #1210-04 for Annual Contract for Purchase and Delivery of Gasoline and Diesel to Pumpelly Oil Acquisition, LLC.
- ITEM 13.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2011 – Approval of Contract with Pumpelly Oil Acquisition, LLC.
- ITEM 14.) PUBLIC HEARING:** Concerning the City of Dickinson's Proposed Fair Housing Activity Statement Form – Texas ("FHAFAST Form") and Revised Long-Term Plan for Affirmatively Furthering Fair Housing.
- A. Presentation of Proposed FHAFAST Form and Revised Long-Term Plan for Affirmatively Furthering Fair Housing.
 - B. Those In Favor.
 - C. Those Against.
 - D. Adjourn Public Hearing.
- ITEM 15.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2011 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING A FAIR HOUSING ACTIVITY STATEMENT – TEXAS FORM ("FHAFAST FORM") AND REVISED LONG-TERM PLAN FOR AFFIRMATIVELY FURTHERING FAIR HOUSING FOR CALENDAR YEARS 2010-2015; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.

ITEM 16.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Resolution Number XXX-2011 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS DISASTER RELIEF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE GENERAL LAND OFFICE UNDER THE COMMUNITY DEVELOPMENT FUND; AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM; PROVIDING FOR INCORPORATION OF PREMISES; AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM 17.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Cancellation of November 22, 2011 and December 27, 2011 Regular City Council Meetings Due to Holidays.

ITEM 18.) 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 pending or contemplated litigation or a matter in which the duty of the City Attorney requires to be discussed in closed meeting.

B. Section 551.072 – Deliberate the purchase, exchange, lease, value or sale of real property.

ITEM 19.) RECONVENE

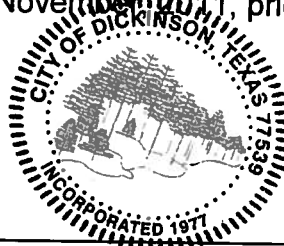
ITEM 20.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Matters discussed in Executive Session.

ITEM 21.) ADJOURN

CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, November 8, 2011**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this the 3rd day of November, 2011, prior to 6:00 p.m.

s/s Carolyn E. Anderson
Carolyn E. Anderson, 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.