

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 9, 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, NOVEMBER 9, 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 October 26, 2010.
- B. Approval of Minutes of Regular Council Meeting of October 26, 2010.
- C. Approval of Minutes of Special Joint Meeting with Dickinson Economic Development Corporation of November 1, 2010.

OLD BUSINESS

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

- A. Update on HVAC Issues.

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

- A. Implementation of Drainage Projects Identified in Comprehensive Drainage Study
- 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
- G. 44th Street Reconstruction Project
- H. Elm Street Reconstruction Project
- I. Timber Drive Reconstruction Project
- J. Cherry Street Bridge Project

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

ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number 711-2010 - **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 SPECIFIC USE PERMIT NUMBER 2010-5 (SUP 2010-5) SO AS TO ALLOW THE USE OF THE SALE OF ALCOHOLIC BEVERAGES (BEER AND WINE) ON ±0.603 ACRES, LEGALLY DESCRIBED AS ABSTRACT 36 W G BANKS, LOTS 9, 10, 11, 12, 13, 14, 15 AND 16, GENERALLY LOCATED SOUTH OF FM 517 EAST AND WEST OF GRAND BLVD., MORE COMMONLY KNOWN AS 5828 FM 517 EAST (VIVA MEXICO 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 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Resolution Number XXX-2010 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A CHANGE ORDER REVISION BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND REMEDY ROOFING, INC. FOR THE RE-ROOFING PROJECT FOR THE HISTORIC RAILROAD CENTER, COMPETITIVE SEALED BID NUMBER 1007-03; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH CHANGE ORDER; PROVIDING FOR THE INCORPORATION OF PREMISES; AND PROVIDING AN EFFECTIVE DATE.**

NEW BUSINESS

- ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Award of Competitive Sealed Bid #1010-08 for City of Dickinson Street Rehabilitation 2010 44th Street from St Goar to City Library, Oakridge Drive from Oak Drive to Yupon Drive, and Sunset Drive from Timber Drive to Hwy 3 to Drewker Construction, Inc. In An Amount Not to Exceed \$213,481.00.
- ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2010 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND DREWKER CONSTRUCTION, INC. AS CONTRACTOR FOR CITY OF DICKINSON STREET REHABILITATION 2010 44TH STREET FROM ST GOAR TO CITY LIBRARY, OAKRIDGE DRIVE FROM OAK DRIVE TO YUPON DRIVE, AND SUNSET DRIVE FROM TIMBER DRIVE TO HWY 3; 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.**
- ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Cancellation of November 23, 2010 and December 28, 2010 Regular City Council Meetings Due to Holidays.
- 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:
- 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. Collection of Outstanding Hotel Occupancy Tax Owed by Purushottam H. Patel and Manguben P. Patel.
 - A. Section 551.072 – Deliberate the purchase, exchange, lease, value or sale of real property.
 - B. 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.

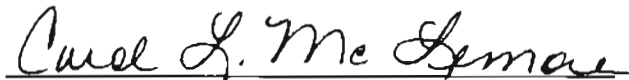
ITEM 14.) RECONVENE

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

ITEM 16.) ADJOURN

CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, NOVEMBER 9, 2010**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this the 4th day of November, 2010, prior to 6:00 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.