

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

October 11, 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, OCTOBER 11, 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 September 27, 2011.
- B. Approval of Minutes of Regular Council Meeting of September 27, 2011.
- C. Approval of Resolution Number XXX-2011 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING JANITORIAL SERVICE AGREEMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS, AND ULTRA JANITORIAL SERVICES INC.; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING FOR INCORPORATION OF PREMISES; AND PROVIDING AN EFFECTIVE DATE.**
- D. Approval of Resolution Number XXX-2011 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, JOINING SOUTHEAST TEXAS COOPERATIVE PURCHASING ORGANIZATION AND APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL COOPERATIVE PURCHASING LETTER OF**

COMMITMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND SOUTHEAST TEXAS COOPERATIVE PURCHASING ORGANIZATION; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE LETTER OF COMMITMENT BY THE CITY ADMINISTRATOR; AND PROVIDING AN EFFECTIVE DATE.

OLD BUSINESS

- ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Public Works Projects
- A. Hughes Road Reconstruction Project
 - B. Owens Drive
- ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Hurricane Ike CDBG Grant Projects
- ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Update on Activities of Dickinson Economic Development Corporation.
- ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ratification of Corrected Ordinance Number 728-2011 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, APPROVING THE 2011 AD VALOREM TAX (DEBT) RATE AND LEVY OF \$0.07551 PER HUNDRED DOLLARS OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY AND APPROVING THE 2011 AD VALOREM TAX (MAINTENANCE AND OPERATION) RATE AND LEVY OF \$0.3331 PER HUNDRED DOLLARS OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY; PROVIDING FOR THE ASSESSMENT, LEVY AND COLLECTION OF AD VALOREM TAXES OF THE CITY OF DICKINSON, TEXAS, FOR THE YEAR 2011 AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; PROVIDING THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; AUTHORIZING EXEMPTIONS; AND PROVIDING A REPEALER CLAUSE AND AN EFFECTIVE DATE. (First and Final Reading)**
- ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number 731-2011 **-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 11-0629 (SUP-11-0629) SO AS TO ALLOW THE USE OF A GENERAL MERCHANDISE STORE, INCLUDING DEPARTMENT AND VARIETY STORES, BUT NOT GREATER THAN 10,000 SQUARE FEET IN GROSS BUILDING FLOOR**

AREA ON ±1.553 ACRES OF LAND ON RESERVE A (COMMERCIAL), AMENDING PLAT OF BAYOU VILLAGE, PLAT NO. 2004A, MAP NO. 139; GCMR IN THE PERRY & AUSTIN LEAGUE, ABSTRACT 19, CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, GENERALLY LOCATED SOUTH OF FM 517 WEST AND EAST OF ARMAND DR. WITH THE ADDRESS OF 408 FM 517 WEST, 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)

NEW BUSINESS

- ITEM 10.) **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Briefing, Discussion and Direction Regarding Revised Recommendations and Project Estimate for Briarglen/Thornwood Drainage Project.
- ITEM 11.) **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Approval of Resolution Number XXX-2011 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING AN AGREEMENT FOR LEASE OF A FULLY EQUIPPED AND MARKED POLICE MOTORCYCLE BY AND BETWEEN THE CITY OF DICKINSON, TEXAS (LESSEE OR “CITY”), AND WAYNE STEWART (LESSOR) FOR FISCAL YEAR 2011-2012; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING FOR INCORPORATION OF PREMISES; AND PROVIDING AN EFFECTIVE DATE.
- ITEM 12.) **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.
 - 1. Cause No. 11-CV-0805; *City of Dickinson, Texas v. Purushottam H. Patel, et al*; In the 212th District Court of Galveston County, Texas
- ITEM 13.) **RECONVENE**
- ITEM 14.) **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Matters discussed in Executive Session.

ITEM 15.) ADJOURN

CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, October 11, 2011**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this the 6th day of October, 2011, prior to 6:00 p.m.

/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.