



City of League City, TX

300 West Walker
League City TX 77573

Meeting Agenda City Council

Tuesday, April 26, 2011

6:00 PM

Council Chambers - 200 West Walker Street

Regular Meeting

1. **CALL TO ORDER AND ROLL CALL OF MEMBERS**

2. **INVOCATION, PLEDGE OF ALLEGIANCE TO THE U.S. FLAG AND PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG**

Invocation given by Pastor Freddie Cullins of Bay Area First Baptist Church

3. **APPROVAL OF MINUTES**

3A. [11-0173](#) March 22, 2011 Regular Meeting
Attachments: [March 22, 2011 Regular Meeting](#)

3B. [11-0174](#) March 26, 2011 Retreat
Attachments: [March 26, 2011 Retreat](#)

4. **APPOINTMENTS, PROCLAMATIONS, PRESENTATIONS, AWARDS**

4A. [11-0180](#) Presentation of a proclamation declaring the month of April 2011 as "National Parkinson's Awareness Month" (Mayor Randall)
Attachments: [Proclamation](#)

4B. [11-0175](#) Presentation of a proclamation declaring the week of May 1-7, 2011 as "National Drinking Water Week" (Mayor Randall)
Attachments: [Proclamation](#)

5. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING

- 5A. [11-0194](#) Hold a public hearing on Planned Unit Development Overlay Application Z10-10/P (Boyd PUD) for a "PUD" Overlay on approximately 15.5 acres zoned "RSF-20" (Single-family residential with a minimum lot size of 20,000 square feet), legally described as a portion of the Rodney Anthony Survey, Abstract No. 630, generally located north of Farm to Market Road 646 and east of Whispering Lakes Ranch Drive with the approximate address being in the 2500 Block of FM 646 (Director of Planning & Research)

On March 22, 2011, Mayor Randall continued the public hearing to April 26, 2011.

Attachments: [Excerpt Planning and Zoning Commission Minutes - March 7, 2011](#)
[Staff Report](#)
[Zoning/Property Owner Notification Map](#)
[Photographs of Site](#)
[Aerial Map](#)
[PUD Document](#)
[Letters of Opposition from Citizens](#)
[Petition & Petition Map](#)
[Planning and Zoning Commission Minutes - October 4, 2010](#)

- 5B. [11-0195](#) Consider and take action on an ordinance amending Ordinance No. 2005-24 for a Planned Unit Development Overlay on approximately 15.5 acres (Z10-10/P Boyd PUD) zoned "RSF-20" (Single-family residential with a minimum lot size of 20,000 square feet), legally described as a portion of the Rodney Anthony Survey, Abstract No. 630, generally located north of Farm to Market Road 646 and east of Whispering Lakes Ranch Drive with the approximate address being in the 2500 Block of FM 646 (Director of Planning & Research)

Planning and Zoning Commission recommended approval with conditions 4-2-0 on March 7, 2011.

On March 22, 2011, Council postponed to April 26, 2011 6-0-0 with 1 absent.

Petition will not trigger 3/4 vote of Council members to approve as property owners of 0.4% (20% required) of the area within 200 feet of site, excluding the property in Texas City, signed the petition.

Attachments: [Excerpt Planning and Zoning Commission Minutes - March 7, 2011](#)
[Staff Report](#)
[Zoning/Property Notification Map](#)
[Photographs of Site](#)
[Aerial Map](#)
[PUD Document](#)
[Letters of Opposition from Citizens](#)
[Petition & Petition Map](#)
[Planning and Zoning Commission Minutes - October 4, 2010](#)
[Proposed Ordinance](#)
[Exhibit A to the Ordinance](#)
[Exhibit B to the Ordinance](#)
[Exhibit C to the Ordinance](#)

5C. [11-0185](#) Hold a public hearing on the Comprehensive Plan (Director of Planning and Research)

Attachments: [Excerpt P&Z Minutes from 04-04-11 Comp Plan](#)
[Comprehensive Plan - 2035](#)

5D. [11-0187](#) Consider and take action on a resolution to adopt the Comprehensive Plan (Director of Planning and Research)

Planning and Zoning Commission recommended approval 7-0-0 on 04/04/11.

Attachments: [Excerpt P&Z Minutes from 04-04-11](#)
[Proposed Resolution](#)
[Exhibit A - Comprehensive Plan - 2035](#)

5E. [11-0181](#) Hold a public hearing for proposed amendments to Chapter 125, Code of Ordinances of the City of League City, Texas entitled "Zoning" to revise regulations for zoning and special use permit applications (Director of Planning and Research)

Attachments: [Excerpt P&Z Minutes from 04-18-11](#)
[Regulations showing proposed changes](#)

5F. [11-0184](#) Consider and take action on an ordinance amending Ordinance No. 2010-41 for proposed amendments to Chapter 125, Code of Ordinances of the City of League City, Texas entitled "Zoning" to revise regulations for zoning and special use permit applications (Director of Planning and Research)

Planning and Zoning Commission recommended approval 8-0-0 on 04/18/11.

Attachments: [Excerpt P&Z Minutes from 04-18-11](#)
[Ordinance](#)
[Exhibit A to Ordinance - Regulations](#)

6. CITIZENS REQUEST FOR HEARING BEFORE CITY COUNCIL

The privilege of speaking at this time is limited to the following persons: residents, persons having an ownership interest in property or a business located within the City, or their attorneys.

A statement of no more than 3 minutes may be made on items of general relevance. There will be no yielding of time to another person. State law prohibits the Mayor and members of the City Council from commenting on any statement or engaging in dialogue without an appropriate agenda item being posted in accordance with the Texas Open Meetings Law. Comments should be directed to the entire Council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign or slander any individual shall be cause for termination of time privileges and expulsion from Council Chambers.

7. COUNCIL MEMBERS COMMENTS/REPORTS

Announcements concerning items of community interest. No action will be taken or discussed.

8. MAYOR COMMENTS/ REPORT

Announcements concerning items of community interest. No action will be taken or discussed.

9. REPORTS FROM STAFF MEMBERS

[11-0188](#) Staff Report

Attachments: [Staff Report April 26, 2011](#)

Announcements concerning items of community interest. No action will be taken or discussed.

10. CONSENT AGENDA

- 10A. [11-0170](#) Consider and take action on a request from the League City Lions Club for a variance to Chapter 42, Article II of the Code of Ordinances of the City of League City entitled "Noise" for May 6 and May 7, 2011. (Assistant City Manager, Public Safety)

Staff Recommends Approval.

Attachments: [Letter NoiseTowner 2011](#)

- 10B.** [11-0168](#) Consider and take action on a request from the League City Lions Club for a variance to Chapter 110, Article I, Section 110-5 of the Code of Ordinances of the City Of League City entitled “Parades and Processions Generally” for lane closures along SH3 at Walter Hall Park for their 57th Village Fair & Texas Music Festival on May 6-8, 2011. (Assistant City Manager, Public Safety)

Staff Recommends Approval.

Attachments: [Special Event Application - VF2011](#)
 [Traffic Lane Closure Maps - VF2011](#)

- 10C.** [11-0166](#) Consider and take action to approve an amendment to the Interlocal Tax Collection Agreement with Galveston County to provide for the assessment and collection of taxes for the City (Assistant City Manager, Management Services)

Staff recommends approval

Attachments: [Letter from Cheryl Johnson](#)
 [Amendment to Interlocal Agreement](#)

- 10D.** [11-0167](#) Consider and take action on the approval of the resale of property resulting from a tax foreclosure for Lot 23, Block 2, Clear Creek Heights Section 3, League City (Assistant City Manager, Management Services)

Staff recommends approval.

Attachments: [Letter from Linebarger](#)
 [Bid Analysis](#)
 [Proceeds Distribution Form](#)
 [Bid Form](#)
 [GCAD Map & Prop Info](#)
 [Trustee's Deed](#)

- 10E.** [11-0179](#) Consider and take action on the award of Bid 11-009 for Petroleum Products to Apache Oil. (Assistant City Manager, Management Services)

Staff recommends approval.

Attachments: [Bid Tabulation - Petroleum Products 11-009](#)
 [Graph of Fuel Prices](#)

- 10F.** [11-0171](#) Consider and take action on the renewal of the annual contract for Auto Parts and Batteries. (Assistant City Manager, Management Services)

Staff recommends renewal of contract with Santa Fe Auto Parts for Sections 1,2,4,6,9 & 10, with O'Reilly Auto Parts for Section 5 & 11, and with Russell & Smith for Section 3,7 & 8.

Attachments: [BID TAB AUTO PARTS](#)

- 10G. [11-0182](#) Consider and take action on the award of Bid 11-007 for the annual Medical Supplies contract with Boundtree Medical. (Assistant City Manager, Management Services)

Staff recommends approval.

END OF CONSENT AGENDA

11. **OLD BUSINESS**

- 11A. [11-0178](#) Consider and take action on the replacement purchase of two (2) fleet units that were destroyed by fire on November 4, 2010. (Assistant City Manager, Management Services)

Staff recommends approval.

Attachments: [Fire Damage Pictures](#)
[2011 Ford F150 Quote A](#)
[2011 Ford F150 Quote B](#)

12. **NEW BUSINESS**

- 12A. [11-0186](#) Consider and take action on a request from Frank C. Schoellkopf for a variance to Section 46-155 of the Code of Ordinances of the City of League City entitled "Illegal fireworks declared nuisance; seizure and destruction" for the location at 5520 Humble Camp (Council Members Sanborn and Paulissen)

Attachments: [Pages 11-12 from Minutes of 05-22-2007 Regular Meeting](#)
[Sec 46-155 Illegal fireworks declared nuisance; seizure and destruction](#)

- 12B. [11-0196](#) Consider and take action on a resolution adopting the League City 2011 Economic Development Strategic Plan (Director of Planning and Research)

Staff recommends approval.

Attachments: [Resolution](#)
[Economic Development Strategic Plan - Exhibit A](#)

- 12C. [11-0183](#) Consider and take action on a resolution consenting to the sale and issuance of Unlimited Tax Bonds, Series 2011 for Galveston County Municipal Utility District No. 39 and authorizing and directing the Mayor to execute and the City Secretary to attest same for and on behalf of the City (Assistant City Manager, Management Services)

Staff recommends approval.

Attachments: [Resolution GCMUD 39 Series 2011](#)
[Letter from First Southwest 032911](#)
[Cash Flow Statement](#)

13. FIRST READING OF ORDINANCES

- 13A. [11-0202](#) Consider and take action on an ordinance amending Ordinance No. 2003-53 approving the Third Amendment to the Utility Agreement by and between Galveston County Municipal Utility District No. 45, League City Investors, Ltd. and the City of League City, Texas (Assistant City Manager, Public Works)

Staff recommends approval.

Attachments: [Proposed Ordinance](#)
[Exh A Third Amendment to MUD 45 UA](#)
[Settlement Agreement](#)

14. TABLED ITEMS SUBJECT TO RECALL

- 14A. [11-0197](#) Consider and take action to award the construction contract for the Louisiana Avenue Trees Relocation/Removal Project (Assistant City Manager, Public Works)

Staff seeks recommendation from Council.

Attachments: [Project Location Exhibits](#)
[Background Memorandum \(2\)](#)
[Trees on Plan Profile](#)
[TreeAppraisalWithPhotos](#)
[Environmental Design Proposal](#)
[Bid Tabulation](#)

15. ITEMS ADDED AFTER ELECTRONIC AGENDA COMPLETED**16. EXECUTIVE (CLOSED) SESSION (S)**

- 16A. 11-0190 Texas Open Meetings Act, Section 551.074, Government Code - Personnel Matters

Discuss employment, appointment or evaluation of a public officer or employee, to-wit: City Manager (Mayor Randall and Mayor Pro Tem Barber)

- 16B. 11-0192 Texas Open Meetings Act, Section 551.074 Government Code - Personnel Matters

Discuss employment, appointment or evaluation of a public officer or employee, to-wit: City Secretary (Mayor Randall and Mayor Pro Tem Barber)

17. ACTION ITEM(S) FROM EXECUTIVE SESSION(S)

- 17A. 11-0191 Consider and take action on the employment, appointment or evaluation of a public officer or employee, to-wit: City Manager (Mayor Randall and Mayor Pro Tem Barber)

- 17B. 11-0193 Consider and take action on the employment, appointment or evaluation of a public officer or employee, to-wit: City Secretary (Mayor Randall and Mayor Pro Tem Barber)

18. ADJOURNMENT

**TONI RANDALL
MAYOR**

CERTIFICATE OF NOTICE

This is to certify that the above Notice of Meeting was posted on the bulletin board of City Hall of the City of League City, Texas, on or before the 22nd day of April, 2011 prior to 12:30 p.m. as well as the City's public internet webpage, www.leaguecity.com and was posted in accordance with the Texas Open Meetings Act.

The City Council of the City of League City, Texas reserves the right to meet in closed session on any of the items listed above should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code: 551.071 Consultations with Attorney, 551.072 Deliberations about Real Property, 551.073 Deliberations about Gifts and Donations, 551.074 Personnel Matters, 551.076 Deliberations about Security Devices, and 551.087 Deliberations Regarding Economic Development Negotiations.

**BARBARA F. LONG
CITY SECRETARY**

(SEAL)

NOTE: In compliance with the Americans With Disabilities Act, this facility is wheel chair accessible and accessible parking spaces are available. Requests for special accommodations or interpretive services must be made at least 48 hours prior to this meeting. Please contact the City Secretary's Office at 281-554-1030 or by FAX 281-554-1035.
