

**MINUTES**  
**CITY OF ALVIN, TEXAS**  
**216 W. SEALY STREET**  
**REGULAR CITY COUNCIL MEETING**  
**MAY 1, 2014**  
**7:00 P.M.**

**I. CALL TO ORDER**

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in regular session at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Gary Appelt, and Councilmembers Jim Landriault, Scott Reed, Brad Richards, Terry Droege, Greg Bullard and Roger Stuksa. Also present were Terry Lucas, City Manager and Bobbi Kacz, City Attorney. Councilmember Adam Arendell was absent.

**II. INVOCATION**

Reverend Charles Smith of First Christian Church gave the Invocation.

**III. PLEDGE OF ALLEGIANCE**

Mayor Appelt led the Pledge of Allegiance.

**IV. SPECIAL PRESENTATIONS**

- A. Presentation of a proclamation to recognize Dr. A. Rodney Allbright for his dedication and years of service to Alvin Community College.

Mayor Appelt presented a proclamation to recognize Dr. A. Rodney Allbright for his dedication and years of service to Alvin Community College.

- B. Presentation of a proclamation to observe May 11th through May 17th as "Police Week" and Thursday May 15, 2014 as "Police Officer's Memorial Day."

Mayor Appelt presented a proclamation to Police Chief Robert Lee and Officer Bruce Trent recognizing May 11th through May 17th as "Police Week" and Thursday May 15, 2014 as "Police Officer's Memorial Day."

- C. Presentation of a proclamation to declare May 4, 2014 as Lemonade Day in Alvin.

Mayor Appelt read a proclamation declaring May 4, 2014 as Lemonade Day in Alvin.

#### V. APPROVAL OF MINUTES

- A. Approval of the minutes of the regular Council meeting of April 24, 2014.

Councilmember Larndriault moved to approve the minutes of April 24, 2014. Seconded by Councilmember Droege. The motion to approve carried on a vote of 6 Ayes.

#### VI. PETITIONS OR REQUESTS FROM THE PUBLIC

**Speakers may be limited to 2, 3 or 5 minutes according to Section 2-24 of the Code of Ordinances, City of Alvin, Texas. 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.**

Mr. Eugene Bauer, 315 Hurstgreen , addressed the Council to announce that a non-proprietary organization is looking at the Alvin Citizens report that was presented in March and is being considered for an award. He cautioned that ordinances needed to be specific and clear when written.

Mr. J.R. Dick Tyson, 3075 Mustang Rd., suggested that the comprehensive plan include through streets North of Highway 6 such as Shirley Street. He opposed the use of the land on County Road 38 for a Municipal Sport Shooting Park. He requested to know how much public funds went into the International Soccer project. He commented on the tax evaluations that citizens recently received.

#### VII. REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

None

#### VIII. PUBLIC HEARING-NONE

#### IX. CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

All items listed under the Consent Agenda are considered to be routine, and require little or no deliberation by City Council. These items will be enacted/approved by one motion unless a Councilmember requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action. Approval of the Consent Agenda enacts the items of legislation and authorizes implementation of other items.

X. MATTERS REMOVED FROM CONSENT AGENDA

XI. OTHER BUSINESS:

Council may approve, discuss, refer, or postpone items under Other Business.

- A. Consider Ordinance 14-G, granting to CenterPoint Energy Resources Corp., DBA CenterPoint Energy Texas Gas Operations, the right, privilege and franchise to construct, install, extend, remove, replace, abandon, operate and maintain its facilities within the public rights-of-way of the City of Alvin, Texas for the transportation, delivery, sale and distribution of natural gas; containing other provisions relating to the foregoing subject; providing for severability and providing an effective date on **second and final reading**.

Councilmember Reed moved to approve Ordinance 14-G, granting to CenterPoint Energy Resources Corp., DBA CenterPoint Energy Texas Gas Operations, the right, privilege and franchise to construct, install, extend, remove, replace, abandon, operate and maintain its facilities within the public rights-of-way of the City of Alvin, Texas for the transportation, delivery, sale and distribution of natural gas; containing other provisions relating to the foregoing subject; providing for severability and providing an effective date on second and final reading. Seconded by Councilmember Bullard. The motion to approve carried on a vote of 6 Ayes.

- B. Consider Ordinance 14-N, amending City of Alvin, Ordinance 13-SS, passed and approved September 12, 2013, same being an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-14 by approving "Budget Amendment X" to the original 2013-14 budget; for the purpose of amending the City of Alvin organizational chart of the City Manager by creating a new position titled "Director of Human Resource" and re-titling the current Human Resource Manager to Human Resource Generalist as set forth in the proposed organizational chart attached as Exhibit "A" **on second and final reading**.

Councilmember Stuksa moved to approve Ordinance 14-N, amending City of Alvin, Ordinance 13-SS, passed and approved September 12, 2013, same being

an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-14 by approving "Budget Amendment X" to the original 2013-14 budget; for the purpose of amending the City of Alvin organizational chart of the City Manager by creating a new position titled "Director of Human Resource" and re-titling the current Human Resource Manager to Human Resource Generalist as set forth in the proposed organizational chart attached as Exhibit "A" on second and final reading. Seconded by Councilmember Droege. The motion to approve carried on a vote of 6 Ayes.

- C. Consider Ordinance 14-Q, amending City of Alvin Ordinance 13-SS, passed and approved September 12, 2013, same being an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-14 by approving "Budget Amendment XI" to the original 2013-14 budget; for the purpose of reclassifying the Deputy City Clerk position to pay-grade 14 and providing for supplemental appropriation and/or transfer of certain funds as set forth in the attached Exhibit A; providing for severability; and providing for other matters related thereto **on first reading**.

Councilmember Reed moved to approve Ordinance 14-Q, amending City of Alvin Ordinance 13-SS, passed and approved September 12, 2013, same being an ordinance approving and adopting the City of Alvin's budget for fiscal year 2013-14 by approving "Budget Amendment XI" to the original 2013-14 budget; for the purpose of reclassifying the Deputy City Clerk position to pay-grade 14 and providing for supplemental appropriation and/or transfer of certain funds as set forth in the attached Exhibit A; providing for severability; and providing for other matters related thereto on first reading. Seconded by Councilmember Landriault. The motion to approve carried on a vote of 6 Ayes.

- D. Presentation of the Business and Financial Plans for the Alvin Municipal Sport Shooting Park and Youth Development Center.

Larry Buehler, Economic Development Director, presented the business plan of the Alvin Municipal Sport Shooting Park and Youth Development Center. Julie Siggers, Alvin Convention and Visitor Bureau Director, presented the marketing component of the business plan. Mayor Appelt explained to the public the reasoning Council is considering this project.

Mayor Appelt called for an Executive Session. In order to maintain the integrity of the outline It is recorded under XIV.

- E. Consider a variance request from Mr. Chris Zieber to waive the screening requirements of outdoor storage of Section 35-34(4) of the Corridor Land Use Ordinance. The proposed monument business location is along SH 6 at County Road 149.

Councilmember Stuksa moved to approve a variance request from Mr. Chris Zieber to waive the screening requirements of outdoor storage of Section 35-34(4) of the Corridor Land Use Ordinance. The proposed monument business location is along SH 6 at County Road 149. Seconded by Councilmember Reed.

A roll call vote was taken:

Councilmember Landriault	No	Councilmember Reed	Yes
Councilmember Richards	No	Councilmember Droege	Yes
Councilmember Bullard	No	Councilmember Stuksa	Yes

Mayor Appelt broke the tie and voted no; therefore, the motion to approve the variance failed.

- F. Consider a variance request from William Briggs of Vanguard Truck Centers to waive the screening requirements of 'outdoor storage' of Section 35-34(4) of the Corridor Land Use Ordinance for the business located at 2220 N. Gordon, Alvin.

Following discussion, Councilmember Droege moved to postpone a variance request from William Briggs of Vanguard Truck Centers to waive the screening requirements of 'outdoor storage' of Section 35-34(4) of the Corridor Land Use Ordinance for the business located at 2220 N. Gordon, Alvin until plans are submitted. Seconded by Councilmember Richards. The motion to postpone carried on a vote of 6 Ayes.

Item D was considered at this time during the meeting but is recorded in its place on the agenda in order to maintain the integrity of the outline.

## **XII. REPORTS FROM CITY MANAGER**

- A. Review preliminary list of items for the Council meeting of May 15, 2014.

The preliminary list of items for the Council meeting of May 1, 2014 was presented and reviewed.

## **XIII. REPORTS FROM COUNCILMEMBERS**

**Pursuant to S.B. No. 1182, City Council Members may make a report or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.**

- A. Announcements and requests from Councilmembers.

Councilmember Reed wished Mayor Appelt Happy 60<sup>th</sup> Birthday.

Councilmember Bullard reminded everyone that election day is May 10<sup>th</sup>.

**XIV. CLOSED EXECUTIVE SESSION**

Mayor Appelt called for an Executive Session at 8:05 P.M. in accordance to Texas Government Code Under Attorney Consultation.

The meeting reconvened at 9:07 P.M. The Mayor announced that no action was required.

**XV. ACTION ITEMS FROM EXECUTIVE SESSION-NONE**

**XVI. OPEN MEETINGS ACT RESOLUTION**

A. Consider Resolution No. OMA-R-14-05-01, A RESOLUTION CONFIRMING COMPLIANCE WITH THE PROVISIONS OF THE OPEN MEETINGS ACT.

Councilmember Landriault moved to approve Resolution No. OMA-R-14-05-01, A RESOLUTION CONFIRMING COMPLIANCE WITH THE PROVISIONS OF THE OPEN MEETINGS ACT. Seconded by Councilmember Richards. The motion to approve carried on a vote of 6 Ayes.

**XVII. ADJOURNMENT**

Councilmember Droege moved to adjourn the meeting. Seconded by Councilmember Reed. The motion to adjourn carried on a vote of 6 Ayes. The meeting adjourned at 9:09 P.M.