The City Council of the City of Seabrook met in regular session on Tuesday, February 5, 2013 at 7:00 p.m. in Seabrook City Hall, 1700 First Street, Seabrook, Texas to discuss, consider and if appropriate, take action on the items listed below.

THOSE PRESENT WERE:

GLENN R. ROYAL	MAYOR
ROBERT LLORENTE	COUNCIL PLACE NO. 1
MIKE GIANGROSSO – Ex. Abs.	COUNCIL PLACE NO. 2
GARY JOHNSON	COUNCIL PLACE NO. 3
DON HOLBROOK.	COUNCIL PLACE NO. 4
THOM KOLUPSKI	COUNCIL PLACE NO. 5
LAURA DAVIS	MAYOR PRO TEM & COUNCIL PLACE NO. 6
KELLY TEMPLIN	CITY MANAGER
GAYLE COOK	ASSISTANT CITY MANAGER
STEVEN L. WEATHERED	CITY ATTORNEY
MICHELE L. GLASER	CITY SECRETARY

Mayor Royal called the meeting to order at 7:00 p.m. and led the audience in the United States and Texas Pledge of Allegiance.

1.0 PRESENTATIONS

1.1 Presentation of award to Christmas Boat Parade winner. (Royal) – Not present.

1.2 Presentation of an American flag flown in Afghanistan to the Seabrook Police Department. (Dominic Del Rosso of SVFD)

Dom Del Rosso presented the flag to the Seabrook Police Department.

2.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

Joe Pirtle and Jay Banks of Willow Wisp spoke in favor of Ordinance No. 2013-01.

2.1 Mayor, City Council and/or members of the city staff may make announcements about city/community events. (Council)

Council members announced several upcoming events. Mayor Royal announced that Asst. City Secretary Meredith Brant had completed her re-certification.

3.0 CONSENT AGENDA

3.1 Approve a special events permit and request for temporary signs for the annual Keels & Wheels Concours classic automobile and vintage boat show on May 4 - 5, 2013 at the Lakewood Yacht Club. (Applicant)

3.2 Approve a special events permit and a request for temporary signs for the annual Seabrook Lucky Trails Marathon on Saturday, March 16 thru Sunday, March 17, 2013. The marathon will begin each day at Meador Park and continue along the Seabrook trails to Pine Gully Park and back to Meador Park. (Applicant)

3.3 Approve minutes of the City Council meeting of January 22, 2013. (Glaser)

3.4 Removed from the Consent Agenda.

3.5 Removed from the Consent Agenda.

3.6 Removed from the Consent Agenda.

3.7 Consider approval of Clearwire (Crown Castle) equipment modifications to the tower facility located at 1700 First Street. Modifications include: 1) replacing existing radio equipment; 2) replacing existing coax lines; and 3) adding a junction box. (Templin)

Motion was made by Councilor Holbrook and seconded by Councilor Kolupski

To approve the Consent Agenda with the exception of Items 3.4, 3.5 and 3.6.

MOTION CARRIES BY UNANIMOUS CONSENT.

END OF CONSENT AGENDA

3.4 Approve reappointments of John Dolan and Sue Langgard as regular members of the Board of Adjustment and Richard Nguyen as an alternate member, all with 2-year terms expiring January 2015. (Council)

AND

3.5 Approve reappointment of Mike DeHart, Bo Lewis, Dodie Miller and Michael Potts as members of the Planning & Zoning Commission for 3-year terms expiring January 2016. (Council)

AND

3.6 Approve reappointment of David Wilkerson and Gene Scott as members of the Ethics Review Commission for 2-year terms ending October 2014. (Council)

Motion was made by Councilor Holbrook and seconded by Councilor Kolupski

To approve the reappointments of members listed under Items 3.4, 3.5 and 3.6 but in the future, the city will also advertise openings when re-appointments occur so that new applicants can be considered in addition to current members. Normally, only new applicants will have to complete a new application and appear before Council to be interviewed.

MOTION CARRIES BY UNANIMOUS CONSENT.

4.0 NEW BUSINESS

4.1 Consider first and final reading of Ordinance No. 2013-05, Issuance of General Obligation Refunding Bonds Series 2013. (Royal)

ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF SEABROOK, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013; AUTHORIZING A PRICING OFFICER TO APPROVE THE AMOUNT, THE INTEREST RATES, PRICE, REDEMPTION PROVISIONS AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AND CONTAINING OTHER MATTERS RELATED THERETO.

Ryan O'Hara made a presentation for refinancing bonds at a lower interest rate of approximately 2.4 percent. In addition to the savings with the lower interest rate, he stated that the city could anticipate saving $60,000 in the cost of issuance, as the bond refinancing will be a private placement, for a total savings of approximately $293,000. He also stated that the refinancing does not extend the life of the bond issue. Mayor Royal stated that this was not a violation of the charter as it concerns the refinancing of bonds already approved by the electorate.

Motion was made by Councilor Llorente and seconded by Councilor Johnson

To approve Ordinance No. 2013-05 on first and final reading with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIES BY UNANIMOUS CONSENT.

4.2 Consider first reading of Ordinance No. 2013-01, "Prohibited Parking." (Landis)

AN ORDINANCE AMENDING CHAPTER 90 OF THE CODE OF ORDINANCES OF THE CITY OF SEABROOK, ENTITLED "TRAFFIC AND VEHICLES," ARTICLE III, "STOPPING, STANDING, AND PARKING," DIVISION 1, "GENERALLY," BY ADDING A NEW SECTION 90-70 ENTITLED, "PARKING PROHIBITED; STREETS, ALLEYS AND DRIVEWAYS," PROVIDING FOR A PENALTY IN AN AMOUNT OF NOT MORE THAN TWO HUNDRED DOLLARS ($200.00),OR THE MAXIMUM AMOUNT PERMITTED BY LAW FOR VIOLATION OF ANY PROVISIONS HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR NOTICE.

Building Official Sean Landis stated that this ordinance would clarify that parking is not permitted in the front yard. For streets without curbs, parking would be permitted on the shoulder up to five feet from the pavement. Mr. Landis stated that streets without curbs are located primarily on Todville, in Old Seabrook and in Wildwood Subdivision. He also stated that initially warnings would be given and that he would work with applicable Homeowners' Associations to advertise this ordinance. Mr. Weathered also stated that the ordinance caption would be published upon approval.

Motion was made by Councilor Holbrook and seconded by Councilor Johnson

To approve the first reading of Ordinance No. 2013-01 with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.3 Consider first and final reading of Ordinance No. 2013-03, "Budget Amendment Ordinance for FY 2011/12." (Lab)

AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2011 AND ENDING ON SEPTEMBER 30, 2012 FOR THE CITY OF SEABROOK.

Motion was made by Councilor Davis and seconded by Councilor Holbrook

To approve the first and final reading of Ordinance No. 2013-03 with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.4 Consider recommendations of the Ethics Review Commission to amend Section 2-207 of the Code of Ethics as it relates to membership. If recommendations are approved, this item will require an ordinance be submitted to Council. (Ethics Review Commission)

Motion was made by Councilor Davis and seconded by Councilor Johnson

To approve the recommendations from the Ethics Review Commission and to direct staff to prepare an ordinance containing the changes.

Councilor Davis confirmed with the city attorney that the proposed changes were in conformance with state law.

MOTION CARRIES BY UNANIMOUS CONSENT.

5.0 ROUTINE BUSINESS

5.1 Consider approval of the Action Items Checklist which is attached and made a part of this agenda. (Council)

Councilor Holbrook asked for an update on Item 4 "Consider transportation alternatives from hotels to new cruise terminal." Mr. Templin stated that he would provide an update at the next meeting.
Motion was made by Councilor Johnson and seconded by Councilor Llorente

To approve the Consent Agenda.

MOTION CARRIES BY UNANIMOUS CONSENT.

5.2 Establish future meeting dates and agenda items. (Council)

Items for upcoming agendas were: 1) recommendations from the Public Safety Committee on changes to the committee's goals, policies and membership (Davis) and 2) Approval of a special events permit for Trash Bash (Holbrook).

6.0 EXECUTIVE SESSION
At 7:49 p.m. Mayor Royal announced that the City Council would hold a closed executive meeting pursuant to the provisions of the open meetings Act, Charter 551, Government Code, and Vernon's Texas Codes Annotated, in accordance with the authority contained in the following sections: Section 551.071, Consultation with Attorney; and Section 551.074, Personnel Matters.

Section 551.074
6.1 Consider evaluation of the City Secretary. (Council)

Section 551.072
6.2 Conduct a closed meeting, as provided by Section 551.072 Texas Government Code to deliberate the purchase of real property as deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. (Templin)

7.0 OPEN MEETING
At 8:18 p.m. Mayor Royal reconvened the meeting in open session and stated that Items 6.1 and 6.2 had been discussed, but that no action had been taken.

Upon motion, Mayor Royal adjourned the meeting at 8:20 p.m.

Approved this 19th day of February 2013.

Glenn R. Royal, Mayor

Michele L. Glaser, TRMC
City Secretary