

**SEABROOK CITY COUNCIL
NOTICE OF REGULAR CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 4, 2012 - 7:00 PM**

NOTICE IS HEREBY GIVEN THAT THE SEABROOK CITY COUNCIL WILL MEET ON **TUESDAY SEPTEMBER 4, 2012 AT 7:00 PM** IN THE SEABROOK CITY HALL COUNCIL CHAMBERS, 1700 FIRST STREET, SEABROOK, TEXAS 77586, **TO DISCUSS, CONSIDER, AND IF APPROPRIATE, TAKE ACTION WITH RESPECT TO THE ITEMS LISTED BELOW.**

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR OTHER ACCOMMODATIONS OR INTERPRETIVE SERVICES, MUST BE MADE, 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (281) 291-5600 OR FAX (281) 291-5710 FOR FURTHER INFORMATION.

PLEDGE OF ALLEGIANCE

1.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

At this time we would like to listen to any member of the audience on any subject matter, whether or not that item is on the agenda. All comments are limited to a maximum of four minutes for each speaker. In accordance with the Open Meetings Act, members may not discuss or take action on any item that has not been posted on the agenda. When your name is called, please come to the podium and state your name and address clearly into the microphone before making your comments. Thank you.

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

2.0 CONSENT AGENDA - Council will discuss, consider and if appropriate, take action on the items listed below.

All consent agenda items are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a council member, city manager, city attorney or city secretary so requests, in which event the item will be removed from the Consent Agenda and considered immediately following the Consent Agenda.

- 2.1 Approve excused absences for Don Holbrook and Mike Giangrosso on August 21, 2012. (Council)

ATTACHMENT 1

- 2.2 Approve allocation of HOT funds from the 2011-12 budget and 2012-13 budget not to exceed \$45,000 for the construction and installation of Attraction/Park/Directional signs with the finding that this expenditure will promote overnight hotel stays through advertising. (Dearman)

ATTACHMENT 2

- 2.3 Approve minutes of the August 7, 2012 regular City Council meeting. (Glaser)

ATTACHMENT 3

- 2.4 Approve the August 21, 2012 minutes of the regular City Council meeting. (Glaser)

ATTACHMENT 4

- 2.5 Approve second and final reading of Ordinance No. 2012-14, "Add Tobacco Related Uses to the Comprehensive Land Use Matrix and Parking Matrix." (Landis)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK APPENDIX A, COMPREHENSIVE ZONING, ARTICLE 3, "ESTABLISHMENT OF ZONING DISTRICTS AND ASSOCIATED REGULATIONS", SECTION 3.15 "COMPREHENSIVE LAND USE REGULATION MATRIX," AND ARTICLE 5, "OFF-STREET PARKING, LOADING, INGRESS AND EGRESS; AND "LANDSCAPING AND SAFETY REQUIREMENTS", SECTION 5.04 "COMPREHENSIVE PARKING REGULATION MATRIX" BY ADDING "CIGAR AND TOBACCO SHOP" AND "CIGAR LOUNGE" AS SEPARATE PERMITTED USES WITHIN THE FOLLOWING LAND USE DISTRICTS: "MEDIUM COMMERCIAL" (C-2), "HEAVY COMMERCIAL" (C-3), "COMMERCIAL SPECIAL" (C-S), "WATERFRONT ACTIVITY DISTRICT" (WAD), "MARINE ORIENTED MIXED USE" (MMU), AND "LIGHT INDUSTRIAL" (LI); BY ADDING "SMOKE AND HEAD SHOP" AS A SEPARATE PERMITTED USE WITHIN THE FOLLOWING LAND USE DISTRICTS: "HEAVY COMMERCIAL" (C-3) AND "LIGHT INDUSTRIAL" (LI); ESTABLISHING PARKING REQUIREMENTS FOR SUCH USES; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR VIOLATION OF ANY PROVISION HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ATTACHMENT 5

- 2.6 Approve second and final reading of Ordinance No. 2012-15, "Add the Use of 'Tattoo Parlor' to the Comprehensive Land Use Matrix and Parking Matrix." (Landis)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK APPENDIX A, COMPREHENSIVE ZONING, ARTICLE 3, "ESTABLISHMENT OF ZONING DISTRICTS AND ASSOCIATED REGULATIONS", SECTION 3.15 "COMPREHENSIVE LAND USE REGULATION MATRIX," AND ARTICLE 5, "OFFSTREET PARKING, LOADING, INGRESS AND EGRESS; AND LANDSCAPING AND SAFETY REQUIREMENTS", SECTION 5.04 "COMPREHENSIVE PARKING REGULATION MATRIX" BY ADDING "TATTOO PARLOR" AS A PERMITTED USE WITHIN THE FOLLOWING LAND USE DISTRICTS: "HEAVY COMMERCIAL" (C-3), AND "LIGHT

INDUSTRIAL" (LI); AND ESTABLISHING PARKING REQUIREMENTS FOR SUCH USE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR VIOLATION OF ANY PROVISION HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ATTACHMENT 6

- 2.7 Approve second and final reading of proposed Ord. No. 2012-16, "Revisions to Update Noise Regulations" (Council)

AN ORDINANCE AMENDING CHAPTER 55 OF THE CODE OF ORDINANCES OF THE CITY OF SEABROOK, ENTITLED "NUISANCES AND MISCELLANEOUS PROVISIONS," ARTICLE II, ENTITLED "NOISE," BY REVISION OF SECTIONS 55-21, "UNREASONABLE NOISE PROHIBITED," 55-22, "DEFINITIONS," 55-24, "DISTURBANCE OF REASONABLE PERSON OF ORDINARY SENSIBILITIES PROHIBITED," AND 55-26, "ENFORCEMENT," PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 FOR VIOLATION OF ANY PROVISION HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ATTACHMENT 7

- 2.8 Approve proposed Res. No. 2012-21, "Deposits, Fees & Regulations for Various Parks Facilities." (Council)

A RESOLUTION OF THE CITY OF SEABROOK AMENDING AND UPDATING DEPOSITS, FEES AND REGULATIONS GOVERNING THE USE OF VARIOUS CITY FACILITIES, INCLUDING THE COMMUNITY HOUSE, PINE GULLY PARK, CITY PAVILIONS AND THE CITY SWIMMING POOL COMPLEX. THIS RESOLUTION REPLACES RESOLUTION NO. 2012-03, APPROVED ON MARCH 21, 2012.

ATTACHMENT 8

- 2.9 Approve proposed Resolution No. 2012-22, "Deposits, Fees and Rules for Carothers Coastal Gardens (Council)

A RESOLUTION OF THE CITY OF SEABROOK AMENDING AND UPDATING DEPOSITS, FEES AND REGULATIONS GOVERNING THE USE OF DRUSILLA CAROTHERS COASTAL GARDENS AT PINE GULLY PARK AND ESTABLISHING AN EFFECTIVE DATE. THIS RESOLUTION REPLACES RESOLUTION NO. 2011-19 APPROVED ON OCTOBER 4, 2011

ATTACHMENT 9

- 2.10 Approve agreement between Harris County and the City of Seabrook for administration and implementation of a regional watershed protection education

program. (Royal)

END OF CONSENT AGENDA

- 3.0 NEW BUSINESS - Council will discuss, consider and if appropriate, take action on the items listed below.**

ATTACHMENT 10

- 3.1 Discuss/consider the 2012 effective tax rate and FY 2012/13 budget and take action if needed. (Lab/Templin)

- 4.0 ROUTINE BUSINESS - Council will discuss, consider and if appropriate, take action on the items listed below.**

ATTACHMENT 11

- 4.1 Approve the Action Items Checklist which is attached and made a part of this agenda. (Council)

ATTACHMENT 12

- 4.2 Establish future meeting dates and agenda items. (Council)

5.0 EXECUTIVE SESSION

The City Council will now 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 one or more of the following sections: Section 551.071, Consultation with Attorney; Section 551.072, Real Property; Section 551.073, Deliberation Regarding a Prospective Gift; Section 551.074, Personnel Matters; Section 551.076. Security Devices; and Section 551.087, Economic Development.

Section 551.071

- 5.1 Consult with attorney to receive legal advice only concerning recent statutory amendments for changes in uniform municipal elections dates and related legal issues, as provided for under Section 551.071 Texas Government Code.

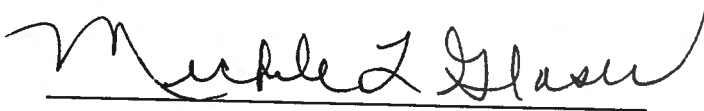
6.0 OPEN MEETING

Council will reconvene in open session to allow for possible action on any of the agenda items listed above under "Executive Session".

THE CITY COUNCIL RESERVES THE RIGHT TO HEAR ANY OF THE ABOVE DESCRIBED AGENDA ITEMS THAT QUALIFY FOR AN EXECUTIVE SESSION IN AN EXECUTIVE SESSION BY PUBLICLY ANNOUNCING THE APPLICABLE SECTION NUMBER OF THE OPEN MEETINGS ACT, (CHAPTER 551 OF THE TEXAS GOVERNMENT CODE) THAT JUSTIFIES EXECUTIVE SESSION TREATMENT.

CERTIFICATE

I certify that this notice was posted on the bulletin board on or before Friday, August 31, 2012 no later than 5:00 p.m. and that this notice will remain posted until the meeting has ended.



Michele L. Glaser, TRMC
City Secretary



ACTION ITEM CHECK LIST STATUS

#	STATUS	DATE ASSIGNED	NEXT REVIEW DATE	PROPOSED CLOSURE DATE	RESPONSIBLE ORGANIZATION	SUPPORT ORGANIZATIONS	CITY COUNCIL RESPONSIBILITY	PLANNING OBJECTIVE #	AGENDA ITEM NUMBER	DESCRIPTION OF ACTION ITEM	STATUS AND DATE
1	OPEN/IN WORK	5/1 & 6/12/12	7/10/2012		Staff/Council				3.3	Noise Ordinance Proposal	Second and final reading on 9/4/12 agenda
2	OPEN/IN WORK	7/24/2012			Staff				5.2	Carothers Rates	On the 9/4/12 agenda.
3	OPEN/IN WORK	7/24/2012			Staff				5.2	Parks & Pool Rates	On the 9/4/12 agenda.