The City Council of the City of Seabrook met in regular session on Tuesday, February 4, 2014 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 – Ex. Abs.	MAYOR
ROBERT LLORENTE - Ex. Abs.	COUNCIL PLACE NO. 1
MIKE GIANGROSSO	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
GAYLE COOK	CITY MANAGER
SEAN LANDIS	ASSISTANT CITY MANAGER
STEVEN L. WEATHERED	CITY ATTORNEY
MICHELE L. GLASER	CITY SECRETARY

Mayor Pro Tem Davis called the meeting to order at 7:00 p.m. and asked the Girl Scouts in the audience to lead the audience in the United States and Texas Pledges of Allegiance.

1.0 PRESENTATIONS

1.1 Presentation of Annual EDC report to City Council. (Chavez)

EDC President Paul Dunphey presented the annual report which included a budget review and updates on major projects such as the Waterfront Drive improvements, the planned SH 146 expansion, and plans to retain current businesses and attract new businesses. He reported that 11 new businesses have started and four have closed.

2.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

Lori Webster, Seabrook, stated that the new peddler ordinance will have a significant negative impact on girl scout cookie sales as the permitting process is time-consuming and booth sales are limited to 72 hours.

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

Councilor Giangrosso reported on several upcoming events.

3.0 CONSENT AGENDA

3.1 Approve renewal of contract with Houston Community Newspapers (Bay Area Citizen) for one year. (Cook)

3.2 Approve minutes of the regular City Council meeting of January 21, 2014. (Glaser)

3.3 Removed from the Consent Agenda by Councilor Kolupski.

Motion was made by Councilor Giangrosso and seconded by Councilor Johnson

To approve Items 3.1 and 3.2 of the Consent Agenda.

MOTION CARRIED BY UNANIMOUS CONSENT.

END OF THE CONSENT AGENDA

3.3 Request to waive the requirement of the Peddler's Ordinance, Section 22-80 to allow Scouts in the San Jacinto Girl Scout Council to conduct girl scout cookie booth sales in Seabrook from February 21 through March 30, 2014. (Applicant)

Mrs. Glaser explained that the girl scouts will still have to secure a no charge permit for cookie sales, but that approval of this request will allow cookie sales booths to operate from February 21 through March 30, 2014. The current ordinance has a limit of 72 consecutive sales hours for itinerant vendors.

Motion was made by Councilor Holbrook and seconded by Councilor Kolupski

To approve the request to allow San Jacinto Girl Scout booth sales to occur from February 21 through March 30, 2014.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.0 NEW BUSINESS

4.1 Consider approval of first and final reading of proposed Ordinance No. 2014-01, "Budget Amendment for Fiscal Year 2012-13." (Lab)

AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2012 AND ENDING ON SEPTEMBER 30, 2013.

Motion was made by Councilor Holbrook and seconded by Councilor Johnson

To approve first and final reading of proposed Ordinance No. 2014-01, with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.2 Consider approval of first reading of proposed Ordinance No. 2014-02, "Multi-Stop Sign at Lakeside Drive and Wild Oak Forest Lane." (Council)

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SEABROOK, CHAPTER 90 "TRAFFIC AND VEHICLES" ARTICLE I, "IN GENERAL", SECTION 90-5 "STOP SIGNS DESIGNATED"; BY REVISING NAME OF SUBSECTION (1), "FOUR WAY STOPS" TO "MULTI-WAY STOPS," AND ADDING A NEW MULTI-WAY STOP AT THE INTERSECTION OF LAKESIDE DRIVE AND WILD OAK FOREST LANE; 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 NOTICE.

Mr. Weathered noted some minor typographical errors.

Motion was made by Councilor Giangrosso and seconded by Councilor Kolupski

To approve the first reading of proposed Ordinance No. 2014-02, with the reading of the caption serving as the reading of the ordinance and to make the minor corrections recommended by the City Attorney.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.3 Consider approval of first reading of proposed Ordinance No. 2014-03, "Speed Limit and School Zone Designation on El Mar Lane." (Council)

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 90 "TRAFFIC AND VEHICLES" ARTICLE II, "SPEED RESTRICTIONS", TO PROVIDE FOR NEW SPEED LIMITS ON EL MAR LANE, BY AMENDING SECTION 90-31, "ENUMERATION OF LIMITS," SUBSECTION (2) "EXCEPTIONS" ESTABLISHING A SPEED LIMIT OF 25 MILES PER HOUR FOR EL MAR LANE BETWEEN BAHAMA DRIVE AND NORTH MEYER AVE; SECTION 90-32 "SCHOOL ZONES" SUBSECTION "A,""TWENTY MILES PER HOUR DURING DESIGNATED TIMES," ESTABLISHING A SCHOOL ZONE AND SPEED OF 20 MILES PER HOUR ON THE PORTION OF EL MAR LANE FROM 200 FEET WEST OF THE CROSSWALK ADJACENT TO SCHOOL TO NORTH MEYER AVE, A DISTANCE OF APPROXIMATELY 750 FEET, FOR VEHICLES AS ESTABLISHED AND POSTED BY THE CITY OF SEABROOK; PROVIDING FOR A PENALTY IN AN AMOUNT OF NOT MORE THAN TWO HUNDRED DOLLARS ($200.00) FOR VIOLATION OF ANY PROVISIONS HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

Motion was made by Councilor Holbrook and seconded by Councilor Giangrosso

To approve first reading of proposed Ordinance No. 2014-03, with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.4 Consider first and final reading of Ordinance No. 2014-04, "Ordering a May 10, 2014 General City Election and a June 7, 2014 Runoff Election, If Necessary." (Glaser)

AN ORDINANCE CALLING AND ESTABLISHING PROCEDURES FOR THE GENERAL CITY OFFICERS' ELECTION FOR MAYOR AND COUNCIL POSITIONS 2, 4 AND 6 TO BE HELD ON MAY 10, 2014; ESTABLISHING PROCEDURES FOR A RUNOFF ELECTION TO BE HELD ON JUNE 7, 2014 IF NO CANDIDATE RECEIVES A MAJORITY OF VOTES CAST IN THE MAY GENERAL ELECTION; AND MAKING OTHER PROVISIONS RELATED THERETO.

Mrs. Glaser stated that the ordinance contained a statement that the alternate judge would be appointed by Council by minute order at a later date, as it was not certain if the city's long-time alternate judge would be available to serve for the May election.

Motion was made by Councilor Kolupski and seconded by Councilor Giangrosso

To approve first and final reading of proposed Ordinance No. 2014-04, with the reading of the caption serving as the reading of the ordinance.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.5 Consider approval of first reading of Ordinance No. 2014-05, "Amend Firearms Ordinance to Discharge of Weapons and Exceptions."

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 44, "LAW ENFORCEMENT AND OFFENSES", ARTICLE III, "OFFENSES", DIVISION 1 "GENERALLY" BY AMENDING SECTION 44-78 "FIREARMS" TO EXPAND THE DEFINITIONS AND INCLUDE ARCHERY EQUIPMENT [~~AND ALLOW FOR THE PERMITTED EXCEPTIONS TO BE APPROVED BY THE CHIEF OF POLICE OR DESIGNEE.~~]

THIS ORDINANCE PROVIDES FOR A PENALTY IN AN AMOUNT NOT TO EXCEED $2,000 FOR VIOLATION OF ANY PROVISIONS HEREOF BY INCLUSION INTO THE CODE; REPEALS ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDES FOR SEVERABILITY; AND PROVIDES FOR NOTICE.

Motion was made by Councilor Johnson and seconded by Councilor Holbrook

To approve first reading of proposed Ordinance No. 2014-05, with the reading of the caption serving as the reading of the ordinance.

Mr. Weathered stated that the caption would be amended as shown above as that section of the ordinance had been removed.

Staff was asked to determine if a cross bow shoots a bolt rather than an arrow, and if so, to add the term "bolt" to the ordinance on second reading.

MOTION CARRIED 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)

Motion was made by Councilor Holbrook and seconded by Councilor Johnson

To approve the Action Items Checklist after the removal of Item 24.

MOTION CARRIED BY UNANIMOUS CONSENT.

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

Council members were reminded of a special joint meeting with the Planning and Zoning Commission on February 18 at 6:00 p.m. in addition to the regular meeting at 7:00 p.m.

6.0 EXECUTIVE SESSION

At 7:27 p.m. Mayor Pro Tem Davis announced that City Council would hold a closed executive meeting concerning Agenda Item 6.1, pursuant to the provisions of the Open Meetings Act, Chapter 551, Government Code, and Vernon's Texas Codes Annotated, in accordance with the authority contained in Section 551.071, Consultation with Attorney.

Section 551.071

6.1 Conduct an Executive Session under Section 551.071, Texas Government Code, to receive legal advice regarding legal issues associated with the city's water supply contract. (Royal)

7.0 OPEN MEETING

Mayor Pro Tem Davis reconvened the Open Meeting at 7:57 p.m. and stated that Agenda Item 6.1 had been discussed in Executive Session, but no action had been taken.

Upon motion, Mayor Pro Tem Davis adjourned the meeting at 7:57 p.m.

Approved this 18th day of February 2014.

Glenn R. Royal, Mayor

Michele L. Glaser, TRMC
City Secretary