The City Council of the City of Seabrook met in regular session on Tuesday, October 21, 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	MAYOR
ROBERT LLORENTE	COUNCIL PLACE NO. 1
MIKE GIANGROSSO	COUNCIL PLACE NO. 2
GARY JOHNSON	MAYOR PRO TEM & COUNCIL PLACE 3
MELISSA BOTKIN	COUNCIL PLACE NO. 4
THOM KOLUPSKI	COUNCIL PLACE NO. 5
O.J. MILLER	COUNCIL PLACE NO. 6
GAYLE COOK	CITY MANAGER
SEAN LANDIS	ASSISTANT CITY MANAGER
STEVEN L. WEATHERED	CITY ATTORNEY
MEREDITH BRANT	ASSISTANT CITY SECRETARY

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

With the permission of Council, Mayor Royal took agenda items out of order as follows.

1.0 PRESENTATIONS

1.2 Quarterly Report of Open Space & Trails Committee activities. (Helen Burton)

Helen Burton, Chair of the Open Space & Trails Committee, gave her presentation which included committee activities and accomplishments for the past quarter.

2.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

Eric Moorehead of Lake Cove spoke of his concern regarding the increasing rate of homeowners insurance. He stated that he felt that Seabrook was being singled out and asked that Council look into the matter.

1.0 PRESENTATIONS

1.1 Presentation from Commissioner John Kennedy and Managing Director, Charlie Jenkins on the Port of Houston projects and updates.

John Kennedy introduced Charlie Jenkins who spoke on activities of the Port. Mr. Jenkins stated the 100 year celebration of the digging of the ship channel will be celebrated on November 10 at Brady's Landing. Currently the Port is deepening and widening the channel at Barbours Cut and is on target for scheduled goals. He thanked the city staff for the great job they have done in helping control traffic during the arrival and departure of cruise ships. He spoke of the settlement agreement between the city of Seabrook and the Port and the various commitments. Mr. Jenkins added that the rail has not happened yet, but will in time. He added that new property development requires additional infrastructure and the road which will service the new warehouse is currently in development. This road will have no impact on Seabrook as it will service the warehouse traffic on Port Road. Also nearing completion is the berm which should be complete in April.

Mayor Royal expressed concern regarding the container traffic hours and how will they be determined. Mr. Jenkins stated that typically the container trucks run late evening to early morning Monday through Friday, although he stated that the Port has no authority in that regard.

Mayor Royal stated that he would like to discuss a legal question with the City Attorney in executive session.

EXECUTIVE SESSION
At 7:29 p.m., Mayor Royal announced that the City Council would hold a closed executive meeting regarding Agenda Item 1.1 pursuant to the provisions of the Open Meetings Act, Chapter 551, Texas Government Code, and Vernon's Texas Codes Annotated, in accordance with the authority contained in Section 551.071, Consultation with Attorney.

OPEN MEETING
At 7:51 p.m. Mayor Royal reconvened the meeting in open session and stated that no action had been taken.

Mayor Royal thanked Mr. Kennedy and Mr. Jenkins for the update and expressed appreciation for the partnership between the Port and the City of Seabrook.

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

Councilor Giangrosso stated that the Art Festival begins with an exhibit Friday night at Springhill and Saturday and Sunday the Festival will be on the grounds of the Community House and City Hall

Mayor Royal announced that the Seabrook Association will host an 80's Dance Party celebration on November 1.

3.0 CONSENT AGENDA

3.1 Approve the September 2014 Building Reports. (Landis)

3.2 Approve the September 2014 Public Safety Report. (Wright)

3.3 Approve the minutes of the October 7, 2014 regular City Council meeting. (Glaser)

3.4 Approve the second of two required readings of proposed Resolution No. 2014-08, "SEDC Project for Master Plan Update" (EDC)

A RESOLUTION APPROVING A PROJECT FOR THE HIRING OF AN INDEPENDENT CONSULTANT FOR UPDATE OF THE COMPREHENSIVE MASTER PLAN, USING FUNDS PROVIDED BY THE SEABROOK ECONOMIC DEVELOPMENT CORPORATION IN AN AMOUNT NOT TO EXCEED $100,000.

3.5 Reappoint David Wilkerson as a member of the Ethics Review Commission for a term ending October 31, 2016 and revise appointment terms of Barbara Clemmons and Ashley Cook, regular members of the Ethics Review Commission, to terms ending October 31, 2015. (Glaser)

Motion was made by Gary Johnson and seconded by Mike Giangrosso

To approve the Consent Agenda.

MOTION CARRIED BY UNANIMOUS CONSENT.

END OF CONSENT AGENDA

4.0 NEW BUSINESS

4.1 Consider approval of tax rate for 2014. Required public hearings on the tax rate were held on September 30 and October 7, 2014.

Four separate motions are required: 1) To approve a tax rate of 45.9507 cents per $100.00 valuation of assessed property for operations and maintenance; 2) To approve a tax rate of 18.0523 cents per $100.00 valuation of assessed property for the interest and sinking fund; 3) To approve that the property tax rate be increased by the adoption of 64.0030 cents per $100.00 valuation which is effectively a 5.43 percent increase in the tax rate; and 4) To approve proposed Ordinance No. 2014-25, "Tax Ordinance" on first and final reading with the reading of the caption serving as the reading of the ordinance and requiring a record vote. (Cook)

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AD VALOREM TAXES FOR THE CITY OF SEABROOK, TEXAS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2015 AND DIRECTING THE ASSESSMENT AND COLLECTION THEREOF.

Mayor Royal took roll call votes on all four motions.

1) Motion was made by Councilor Botkin and seconded by Councilor Miller

To approve a tax rate of 45.9507 cents per $100.00 valuation of assessed property for operations and maintenance.

AYES: Royal, Llorente, Giangrosso, Johnson, Botkin, Kolupski and Miller.
NAYS: None.

MOTION CARRIED BY UNANIMOUS CONSENT.

2) Motion was made by Councilor Johnson and seconded by Councilor Botkin

To approve a tax rate of 18.0523 cents per $100.00 valuation of assessed property for the interest and sinking fund.

AYES: Royal, Llorente, Giangrosso, Johnson, Botkin, Kolupski and Miller.
NAYS: None.

MOTION CARRIED BY UNANIMOUS CONSENT.

3) Motion was made by Councilor Johnson and seconded by Councilor Botkin

To approve that the property tax rate be increased by the adoption of 64.0030 cents per $100.00 valuation which is effectively a 5.43 percent increase in the tax rate.

AYES: Royal, Llorente, Giangrosso, Johnson, Botkin, Kolupski and Miller.
NAYS: None.

MOTION CARRIED BY UNANIMOUS CONSENT.

4) Motion was made by Councilor Llorente and seconded by Councilor Giangrosso

To approve proposed Ordinance No. 2014-25, "Tax Ordinance" on first and final reading with the reading of the caption serving as the reading of the ordinance and requiring a record vote.

AYES: Royal, Llorente, Giangrosso, Johnson, Botkin, Kolupski and Miller.
NAYS: None.

MOTION CARRIED BY UNANIMOUS CONSENT.

4.2 Consider approval of first and final reading of proposed Ordinance No. 2014-26, "Emergency Appropriation for Lakeside Drive Lift Station Repair." A favorable vote of five or more council members is required for passage. (Chairez)

AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION IN AN AMOUNT NOT TO EXCEED $400,000 FOR THE REPAIR AND EMERGENCY

BYPASS SYSTEM TO THE NETWORK OF MANHOLE CONNECTIONS AT THE LIFT STATION AT 1904 LAKESIDE DRIVE AND DECLARING AN EMERGENCY.

Director of Public Works Arthur Chairez gave an overview of the collection system and the problem that has developed requiring immediate attention. He stated that two or three manholes have been affected due to a sink hole in the area of the Lakeside lift station. Although efforts were made to make the repairs, too much damage was already done. Now the area is compromised. The repair will require a two-part process which will take approximately 30 – 45 days to repair. The requested funds are for the repairs.

Motion was made by Councilor Llorente and seconded by Councilor Botkin

To approve Ordinance No. 2014-26, "Emergency Appropriation for Lakeside Drive Lift Station Repair" on first and final reading with the reading of the caption serving as the reading of the ordinance

MOTION CARRIED BY UNANIMOUS CONSENT.

5.0 ROUTINE BUSINESS

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

Item #23 - Ms. Cook read a portion of a letter from TXDoT regarding Union Pacific's response to right-of-way acquisitions.

Councilor Kolupski asked that item #23 be removed from the list.

Motion was made by Councilor Miller and seconded by Councilor Kolupski

To approve the Action Items Checklist with the removal of Item #23.

MOTION CARRIED BY UNANIMOUS CONSENT.

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

Upcoming regular meeting dates are November 4 and November 18.

6.0 EXECUTIVE SESSION

At 8:21 p.m., Mayor Royal announced that the City Council will hold a closed executive meeting pursuant to the provisions of the open meetings Act, Chapter 551, Texas 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 Consult with attorney to receive legal advice only in relation to legal issues associated with proposed Charter amendments and submission to the electorate for determination, pursuant to Section 551.071 Texas Government Code. (Weathered)

7.0 OPEN MEETING

At 8:49 p.m., Mayor Royal reconvened in open session and stated that no action had been taken on Item 6.1.

Upon a motion duly made and seconded, Mayor Royal adjourned the meeting at 8:50 p.m.

Approved this 4th day of November 2014.

Glenn R. Royal, Mayor

Meredith Brant, TRMC
Assistant City Secretary

THE CITY OF SEABROOK TEXAS