

April 26, 2016
City Council
Regular Meeting
7:00 p.m.



Julie Masters, Mayor
Charles Suderman
Bruce Henderson
Walter Wilson

AGENDA
City of Dickinson
CITY COUNCIL
REGULAR MEETING

Wally Deats, Mayor Pro Tem
Louis Decker
William H. King III
Julie M. Robinson, City
Administrator

April 26, 2016

NOTICE is hereby given of a **REGULAR MEETING** of the City Council for the City of Dickinson, County of Galveston, State of Texas, to be held on **TUESDAY, April 26, 2016, at 7:00 p.m.** at: 4403 Highway 3, Dickinson, Texas 77539 for the purpose of considering the following numbered items. The City Council of the City of Dickinson, Texas, reserves the right to meet in a closed session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

ITEM 1.) CALL TO ORDER AND CERTIFICATION OF A QUORUM:

Invocation and Pledge of Allegiance.

ITEM 2.) PROCLAMATIONS AND COUNCIL COMMENTS:

A. Motorcycle Awareness

ITEM 3.) PUBLIC COMMENTS: At this time, any person with city-related business may speak to the Council. In compliance with the Texas Open Meetings Act, The City Council may not deliberate. **Comments from the public should be limited to a maximum of three (3) minutes per individual speaker.**

A. Introduction of New Director of Public Works Paul Booth

ITEM 4.) CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

The following items are considered routine by the City Council and will be enacted by one motion. There will not be a separate discussion on these items unless a Council member requests, in which event, the item will be removed from the consent agenda and discussed after the consent agenda.

A. Approval of the Minutes of the Workshop Council Meeting of April 12, 2016

B. Approval of the Minutes of the Regular Council Meeting of April 12, 2016

C. Resolution Number XXX-2016 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE SUBMISSION OF A GRANT APPLICATION FOR THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM TO THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS; AND PROVIDING FOR INCORPORATION OF PREAMBLE AND AN EFFECTIVE DATE.**

D. Resolution Number XXX-2016 - **A RESOLUTION OF THE CITY OF DICKINSON, TEXAS FINDING THAT CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 AND TO RECONCILE DOCKET NO. 44572 REVENUES TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING AN EFFECTIVE DATE.**

OLD BUSINESS

ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update on Activities of TML Region 14

ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update of Public Works Projects

A. Fiscal Year 2015-2016 Street Maintenance Sales Tax Projects [35th Street (East of Kansas Avenue), Nebraska Street, Hollywood Street, Gill Road, Johnson Street, Mariner's Way, Pine Oak Circle]

B. Bayou Chantilly Outfall Repair Project

NEW BUSINESS

ITEM 7.) PUBLIC HEARING CONCERNING: Zoning Case SUP-16-0330, A Request For A Specific Use Permit On Approximately 0.551 Acres, For A "Bar" In The "GC" (General Commercial) Zoning District, Legally Described As 112-LC, ABST 78 R HALL SUR LOTS 1 THRU 8 & ADJ ALLEY BLK 209 NICHOLSTONE, Generally Located On The East Side Of Dickinson Avenue And North Of E. 28th Street, With The Address Being 2709 Dickinson Avenue, Dickinson Texas 77539.

- A. Staff Presentation of Zoning Case
- B. Applicant's Statement
- C. Those In Favor
- D. Those Opposed
- E. Applicant's Rebuttal
- F. Adjourn Public Hearing

ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 – AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0330 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A BAR; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 0.551 ACRES IN ABSTRACT 78 R HALL SURVEY LOTS 1 THRU 8 AND ADJACENT ALLEY, BLOCK 209 NICHOLSTONE, MORE COMMONLY KNOWN AS 2709 DICKINSON AVENUE, GENERALLY LOCATED NORTH OF EAST 28th STREET AND EAST OF DICKINSON AVENUE IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (First of Three Readings)

ITEM 9.) PUBLIC HEARING CONCERNING: Zoning Case SUP-16-301, A Request For A Specific Use Permit On Approximately 5.568 Acres For “Tobacco Oriented Uses” In The “GC” (General Commercial) Zoning District, Legally Described As Abstract 19 Perry & Austin PT, Lot 131 & 137, NE Of IH 45 Addition Dickinson, Called Tract 1, Being Off Highway 45 Addition D, Dickinson, Gulf Freeway At Highway 517, Generally Located East Of IH-45 And North Of FM 517, With The Address Being 3407 Gulf Freeway, Dickinson Texas 77539.

- A. Staff Presentation of Zoning Case
- B. Applicant’s Statement
- C. Those In Favor
- D. Those Opposed
- E. Applicant’s Rebuttal
- F. Adjourn Public Hearing

ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 – AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0301 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A TOBACCO ORIENTED USES; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 5.568 ACRES IN ABSTRACT 19 PERRY & AUSTIN PT, LOT 131 & 137, NORTHEAST OF IH 45 ADDITION D, DICKINSON, CALLED TRACT 1, BEING OFF HIGHWAY 45 ADDITION D, DICKINSON GULF FREEWAY, AT HIGHWAY 517, DICKINSON PLAZA SHOPPING

CENTER, MORE COMMONLY KNOWN AS 3407 GULF FREEWAY, GENERALLY LOCATED NORTH OF FM 517 AND EAST OF INTERSTATE 45 IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (First of Three Readings)

ITEM 11.) PUBLIC HEARING CONCERNING: Zoning Case ZTC-16-0400, A Request To Revise Section 18-58, Uses Requiring Specific Use Permit, Of Article V, Specific Uses Of Chapter 18, Zoning, Of The Code Of Ordinances To Include “Vacation Rentals” In Conventional Residential (CR) and Rural Residential (RR) Zoning Districts As One Of The Uses That Must Obtain A Specific Use Permit.

- A. Staff Presentation of Proposed Text Amendment
- B. Those In Favor
- C. Those Opposed
- D. Adjourn Public Hearing

ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 – **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REVISING SECTION 18-58, USES REQUIRING SPECIFIC USE PERMIT, OF ARTICLE V, SPECIFIC USES, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES TO INCLUDE VACATION RENTALS IN CONVENTIONAL RESIDENTIAL (CR) AND RURAL RESIDENTIAL (RR) ZONING DISTRICTS AS ONE OF THE USES THAT MUST OBTAIN A SPECIFIC USE PERMIT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (First of Three Readings)**

ITEM 13.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE ADDENDUM (TRAFFIC CONTROL DEVICE INVENTORY – SCHEDULE III) TO SUBSECTION (g) OF SECTION 10-3, TRAFFIC-CONTROL DEVICES, OF CHAPTER 10, MOTOR VEHICLES AND TRAFFIC, OF THE CODE OF ORDINANCES BY ADDING THERETO THE DESIGNATION OF “NO PARKING” ZONES ON SECTIONS OF TANGLEBRIAR DRIVE WITHIN THE CITY OF DICKINSON; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A REPEALER**

CLAUSE, A SEVERABILITY CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE. (First of Three Readings)

ITEM 14.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Resolution Number XXX-2016 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, CONFIRMING THE REAPPOINTMENTS AND NEW APPOINTMENTS OF MEMBERS TO THE GALVESTON COUNTY UNITED BOARD OF HEALTH; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.**

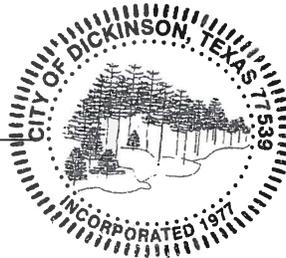
ITEM 15.) ADJOURN

CERTIFICATION

This is to certify that a copy of the Notice of the Regular City Council meeting for **TUESDAY, April 26, 2016**, was posted on the bulletin board at City Hall, 4403 Highway 3, Texas, on this the 21st day of April, 2016, prior to 6:00 p.m.

Alun W. Thomas

Alun W. Thomas, Interim City Secretary



In compliance with the Americans with Disabilities Act, the City of Dickinson will provide reasonable accommodations for disabled persons attending City Council Meetings. Requests should be received at least 24 hours prior to the scheduled meeting, by contacting the City Secretary's office at 281-337-6217, or by FAX at 281-337-6190.

City Council Meeting

CALL TO ORDER

Invocation

Given by: _____

Pledge of Allegiance

Given by: _____

Roll Call

**CITY OF DICKINSON, TEXAS
CITY COUNCIL MEETING
ATTENDANCE LIST**

**MEETING DATE April 26, 2016
Regular Meeting**

<u>MAYOR/COUNCIL</u>	<u>PRESENT</u>	<u>ABSENT</u>
MAYOR JULIE MASTERS	_____	_____
POS. 1: COUNCILMEMBER CHARLES SUDERMAN	_____	_____
POS. 2: COUNCILMEMBER BRUCE HENDERSON	_____	_____
POS. 3: COUNCILMEMBER WALTER WILSON	_____	_____
POS. 4: COUNCILMEMBER WALLY DEATS	_____	_____
POS. 5: COUNCILMEMBER LOUIS DECKER	_____	_____
POS. 6: COUNCILMEMBER WILLIAM KING	_____	_____
<u>ALSO IN ATTENDANCE:</u>		
CITY ATTORNEY David W. Olson	_____	_____
CITY ADMINISTRATOR Julie M. Robinson	_____	_____
Administrative Services Manager Stephanie Russell	_____	_____
Director of Community Dev. Zach Meadows	_____	_____
Public Works Director Kellis George	_____	_____
Public Works Director Paul Booth	_____	_____
Library Director Vicki McAllister	_____	_____
Fire Marshal Lee Darrow	_____	_____
Management Assistant Alun Thomas	_____	_____
Police Chief Ron Morales	_____	_____
EMS Director Derek Hunt	_____	_____

Julie Masters, Mayor
Charles Suderman
Bruce Henderson
Walter Wilson

MINUTES
City of Dickinson
CITY COUNCIL
SPECIAL WORKSHOP
MEETING

Wally Deats, Mayor Pro Tem
Louis Decker
William H. King III
Julie M. Robinson, City
Administrator

April 12, 2016

NOTICE is hereby given of a **SPECIAL WORKSHOP MEETING** of the City Council for the City of Dickinson, County of Galveston, State of Texas, to be held on **TUESDAY, April 12, 2016, at 6:00 p.m.** at: 4403 Highway 3, Dickinson, Texas 77539 for the purpose of considering the following numbered items. The City Council of the City of Dickinson, Texas, reserves the right to meet in a closed session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

ITEM 1.) CALL TO ORDER AND CERTIFICATION OF A QUORUM

Mayor Masters called the meeting to order at 6:03 p.m. Interim City Secretary Alun Thomas called roll and certified a quorum. Council Members present were as follows: Mayor Julie Masters, Mayor Pro-Tem Wally Deats, and Council Members Louis Decker, Walter Wilson, Bruce Henderson, and William H. King, III. Also present were City Administrator Julie Robinson, City Attorney David Olson, Administrative Services Manager Stephanie Russell, and Director of Community Development Zach Meadows. Police Chief Ron Morales arrived at 6:20 p.m.

ITEM 2.) PRESENTATION, DISCUSSION AND DIRECTION CONCERNING: Review and Revision of Draft of Community Services and Facilities Chapter of New Comprehensive Plan.

City Administrator Julie Robinson provided an overview of the draft Chapter and outlined some specific areas to be reviewed and discussed, as referenced in the agenda coversheet. After discussion that included members of the Planning & Zoning Commission, City Council directed the following initial changes to the proposed Community Services and Facilities Chapter:

- General Comments:
 - Add Bibliography or Footnotes for source documents.
- Inventory of Existing Community Facilities:
 - Add years built to each of the listed facilities.
 - Add language regarding City Hall and Library Complex was built to accommodate future growth of the City.
- Multijurisdictional Facility on the West Side of Dickinson:

- It was the consensus of Council that the possibility of a future multijurisdictional facility on the west side of Dickinson should remain in the Chapter.
- Water/Wastewater Management:
 - Needs to specifically note that some properties on the west side of Dickinson still utilize septic systems. A future objective should be to try to get these properties connected to water and sewer lines.
- Existing Parks and Recreational Facilities:
 - This Section needs to be reworded to make it clearer. Council Member Henderson will submit his suggested changes to staff.
- Goals, Objectives, and Action Items
This section of the Chapter should be revised to clarify existing goals, objectives, and action items, and also to include additional information. Mayor Masters will submit her suggested changes to staff.

There was a discussion concerning the Future Community Facilities and Services section, specifically the Parks and Recreational Facilities section. Suggestions included:

- Negotiating with Galveston County for the City to acquire the County parks located within the City limits
- Creating a sports complex with facilities for multiple sports
- Acquiring and maintaining the Dickinson Cemetery
- Establishing a meeting facility that could be used by residents at no additional cost to them

Mrs. Robinson asked that any additional comments or recommendations concerning the Chapter be sent to her as quickly as possible to allow time for staff to incorporate the revisions and put a revised version on the April 26, 2016 Workshop Meeting agenda for consideration by the Council.

ITEM 3.) ADJOURN

Council Member Wilson made a motion to adjourn the meeting at 6:53 p.m., and Council Member Henderson seconded the motion.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

PASSED, APPROVED AND ADOPTED this the 26th day of April, 2016.

Wally Deats, Mayor Pro Tem

ATTEST:

Alun W. Thomas, Interim City Secretary

DRAFT

Julie Masters, Mayor
Charles Suderman
Bruce Henderson
Walter Wilson

MINUTES
City of Dickinson
CITY COUNCIL
REGULAR MEETING

Wally Deats, Mayor Pro Tem
Louis Decker
William H. King III
Julie M. Robinson, City
Administrator

April 12, 2016

NOTICE is hereby given of a **REGULAR MEETING** of the City Council for the City of Dickinson, County of Galveston, State of Texas, to be held on **TUESDAY, April 12, 2016, at 7:00 p.m.** at: 4403 Highway 3, Dickinson, Texas 77539 for the purpose of considering the following numbered items. The City Council of the City of Dickinson, Texas, reserves the right to meet in a closed session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

ITEM 1.) CALL TO ORDER AND CERTIFICATION OF A QUORUM:

Invocation and Pledge of Allegiance.

Mayor Masters called the meeting to order at 7:04 p.m. Minister Larry Chase with Greater New Hope Missionary Baptist Church gave the invocation, and Council Members led the Pledge of Allegiance. Interim City Secretary Alun Thomas called roll and certified a quorum. Council Members present were as follows: Mayor Julie Masters, Mayor Pro-Tem Wally Deats, and Council Members Louis Decker, Walter Wilson, Bruce Henderson, and William H. King, III. Council Member Charles Suderman was absent. Also present were City Administrator Julie Robinson, City Attorney David Olson, Administrative Services Manager Stephanie Russell, Director of Community Development Zach Meadows, Public Works Director Kellis George, and Chief Ron Morales.

ITEM 2.) PROCLAMATIONS:

- A. Parkinson's Disease
- B. Holy Trinity Episcopal Church Strawberry Festival
- C. Child Abuse Awareness Month
- D. Fair Housing

Mayor Masters read Proclamations A and C, and indicated that Proclamation B will be read at Holy Trinity Episcopal Church on May 1, 2016. Mayor Masters also advised that Proclamation D will be signed by all members of the Council but not read.

COUNCIL COMMENTS:

- Welcome and thanks to all for coming
- Congratulations to Claire Rhoads for receiving an Honorable Mention for her papier-mâché at an art competition in Texas City, and to Bill Bonham and each of the other Dickinson residents who participated in the event.

- Dickinson ISD Education Foundation is hosting its fundraising gala on April 26, 2016 at 6:00 p.m. at South Shore Harbour Resort and Conference Center. Tickets are still available.
- Family Services Center of Galveston County, a non-profit that operates throughout the county to provide affordable or free family counseling, is having a gala on April 30, 2016 at 6:00 p.m., and tickets are still available.
- The Strawberry Festival will be held on May 1, 2016.
- Red, White and Bayou Crawfish and Texas Music Festival will take place on May 21, 2016.
- Larry Crow, a friend of Council Member Deats, recently passed away at age 72. Mr. Crow was a law enforcement officer in La Marque who rose to the rank of Police Chief before becoming Mayor of that city.
- Hope for good weather overnight tonight with the front moving through.
- Condolences to the family of Shellie Ziegler, who has passed away. Together with her husband, Jerry, Mrs. Ziegler was a long-time member and fixture of the Dickinson community, and she will be dearly missed. Services will be held on Thursday morning at the First United Methodist Church in Dickinson, and the wake services will be at the Crowder Funeral Home tomorrow evening from 4:00 to 8:00 p.m.
- Thank you to Police Chief Morales for discussing the railroad tracks on FM 517, and to Alicen Newman, Assistant to the Public Works Director, and the Mayor for working on the issue.
- This week is National Police and Fire Dispatchers Week. Citizens are encouraged to recognize the work of our dispatchers.
- Council Member King will be attending the Texas Municipal League Region 14 meeting in Sugar Land on April 22, 2016.
- Council Member King attended Louis Gill's 90th birthday celebration, and wishes him the best.
- Dickinson Historical Society will host its Night of Wine and Roses fundraiser on April 22, 2016.
- The Greater Bay Area Relay for Life will be held on April 16, 2016, from 3:00 pm through Midnight, at Dickinson High School.

ITEM 3.) PUBLIC COMMENTS: At this time, any person with city-related business may speak to the Council. In compliance with the Texas Open Meetings Act, The City Council may not deliberate. **Comments from the public should be limited to a maximum of three (3) minutes per individual speaker.**

- A. Tom Trimble – 501 Old Bayou Drive, Dickinson – Mr. Trimble received a bill from Republic Services for solid waste service last year, despite not setting out any trash to be collected. Mr. Trimble does not feel that the minutes from the January 12, 2016 meeting accurately reflect how upset

he was, and he repeated his request for assistance in dealing with his bill from Republic Services as well as the repair of the hole that is on his property. He would like to be kept informed about the progress of any work conducted along the bayou.

- B. Joan Malmrose – 218 FM 517 W, Dickinson – The Dickinson Historical Society has tickets available for purchase for its upcoming Night of Wine and Roses fundraiser. Also, on April 28, 2016, Judge Cowan will make a presentation at the Historic Railroad Depot about how Dickinson became a city.

ITEM 4.) CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

The following items are considered routine by the City Council and will be enacted by one motion. There will not be a separate discussion on these items unless a Council member requests, in which event, the item will be removed from the consent agenda and discussed after the consent agenda.

- A. Approval of the Minutes of the Regular Council Meeting of March 22, 2016
- B. Resolution Number XXX-2016 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A NON-REAL ESTATE DONATION AGREEMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND TROY HADAWAY FOR THE DONATION OF MEDICAL SUPPLIES, MEDICATIONS AND 6 AUTOMATIC EXTERNAL DEFIBRILLATORS VALUED AT \$13,200.00; AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AGREEMENT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.**
- C. Resolution Number XXX-2016 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, RATIFYING THE ACTIONS OF THE CITY ADMINISTRATOR IN EXECUTING A LEASE AGREEMENT FOR 3811 DICKINSON AVENUE, DICKINSON, TEXAS 77539, FOR THE BAYOU ANIMAL SERVICES' ANIMAL CONTROL AND SHELTERING SERVICES FACILITY WITH PATRICK C. RESTIVO FOR THE PERIOD OF MARCH 1, 2016, THROUGH SEPTEMBER 30, 2016; PROVIDING FOR INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.**

Council Member Wilson made a motion to approve the Consent Agenda. Council Member Henderson seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS
MOTION PASSED

OLD BUSINESS

ITEM 5.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Update of Public Works Projects

- A. Fiscal Year 2014-2015 Street Maintenance Sales Tax Projects [48th Street (East of Highway 3), Leonetti Lane]
- B. Eastside Drainage Project [Disaster Recovery CDBG Round 2.2: Briar Glen Subdivision Drainage]
- C. Drainage and Street Condition Issues Related To Pin Oak Drive

Public Works Director Kellis George presented Council with an update on the status of the current Public Works Projects and addressed the questions of Council.

ITEM 6.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, ADOPTING CHAPTER 6, TRANSPORTATION, OF THE COMPREHENSIVE PLAN; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, AND AN EFFECTIVE DATE.** (Second of Three Readings)

Mayor Masters read the ordinance by caption only. Council Member Deats made a motion to approve the ordinance in two readings, and Council Member King seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

ITEM 7.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, SO AS TO REZONE APPROXIMATELY +/- 0.551 ACRES, LEGALLY DESCRIBED AS ABSTRACT 78 R HALL SURVEY LOTS 1 THROUGH 8 & ADJACENT ALLEY, BLOCK 209 NICHOLSTONE 112-LC, GENERALLY LOCATED NORTH OF 28TH STREET AND EAST OF FM**

1266 WITH THE ADDRESS BEING 2709 DICKINSON AVENUE, IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, FROM CONVENTIONAL RESIDENTIAL (CR) TO GENERAL COMMERCIAL (GC); DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (Second of Three Readings)

Mayor Masters read the ordinance by caption only. Council Member Henderson made a motion to approve the ordinance in two readings, and Council Member King seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

- ITEM 8.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance Number XXX-2016 - **AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, SO AS TO REZONE APPROXIMATELY +/- 0.7855 ACRES, LEGALLY DESCRIBED AS ABSTRACT 19 PERRY & AUSTIN SURVEY PART OF LOT 24, NICHOLS ADDITION DICKINSON, GENERALLY LOCATED ON THE CORNER OF DEATS AND FM 1266 WITH THE ADDRESS BEING 4010 DEATS ROAD, IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, FROM CONVENTIONAL RESIDENTIAL (CR) TO GENERAL COMMERCIAL (GC); DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (Second of Three Readings)**

Council Member Wilson made a motion to table the item since the property owner has not removed the existing fireworks stand as Council had previously directed. Council Member Decker seconded the motion to table. There being no further discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION TO TABLE PASSED

ITEM 9.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Ordinance Number XXX-2016 - AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING SECTION 18-11, DEFINITIONS OF TERMS AND PHRASES, OF ARTICLE II, DEFINITIONS, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF DICKINSON, TEXAS, TO ADD A DEFINITION FOR “VACATION RENTAL”; REPEALING SECTION 18-61, DEVELOPMENT AND PERFORMANCE STANDARDS, OF ARTICLE V, SPECIFIC USES, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES; ADOPTING A NEW SECTION 18-61, DEVELOPMENT AND PERFORMANCE STANDARDS, TO ESTABLISH MINIMUM REGULATIONS FOR BED AND BREAKFAST AND VACATION RENTAL LODGING; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. (Second of Three Readings)

Mayor Masters read the ordinance by caption only. Council Member Henderson made a motion to approve the ordinance in two readings, and Council Member King seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

4 AYES (Henderson, Deats, Decker and King)

1 NAY (Wilson)

MOTION PASSED

NEW BUSINESS

ITEM 10.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Award of Request For Proposals #1603-04 for Construction Management and Inspection Services to Project Surveillance, Inc.

Council Member King made a motion to table the item; however, the motion died for lack of a second. Mayor Masters opened the floor for discussion.

City Administrator Julie Robinson, Administrative Services Manager Stephanie Russell and Council Members Deats addressed the questions of Council concerning the RFP process and the evaluation of proposals.

Council Member Henderson made a motion to approve the award of Request For Proposals #1603-04 for Construction Management and Inspection Services to Project Surveillance, Inc., and Council Member Decker seconded the motion. There being no further discussion, Mayor Masters called for the vote.

VOTE:

4 AYES (Wilson, Henderson, Deats and Decker)

1 NAY (King)

MOTION PASSED

- ITEM 11.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2016 – **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE CITY OF DICKINSON, TEXAS AND PROJECT SURVEILLANCE, INC. AS CONTRACTOR FOR CONSTRUCTION MANAGEMENT & INSPECTION SERVICES; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Masters read the resolution by caption only. Council Member Henderson made a motion to approve the resolution, and Council Member Wilson seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

- ITEM 12.) CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution Number XXX-2016 - **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, DECLARING THE INTENTION OF THE CITY OF DICKINSON, TEXAS, TO ANNEX CERTAIN TERRITORY; DESCRIBING SUCH TERRITORY; SETTING THE DATES, TIMES, AND PLACES FOR TWO PUBLIC HEARINGS AT WHICH ALL INTERESTED PARTIES SHALL HAVE AN OPPORTUNITY TO BE HEARD; PROVIDING FOR PUBLICATION OF NOTICES OF SUCH PUBLIC HEARINGS; AND DIRECTING PREPARATION OF A MUNICIPAL SERVICE PLAN FOR THE TERRITORY PROPOSED TO BE ANNEXED.**

Mayor Masters read the resolution by caption only. Council Member King made a motion to approve the resolution, and Council Member Henderson seconded the motion. There being no discussion, Mayor Masters called for the vote.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

Mayor Masters recessed the regular meeting at 7:48 p.m.

ITEM 13.) EXECUTIVE SESSION: The City Council will now hold a closed executive meeting pursuant to the provision of Chapter 551, Government Code, Vernon's Texas Codes annotated, in accordance with the authority contained in:

- A. Section 551.071 – Consultation With Attorney Regarding Pending Or Contemplated Litigation Or A Matter In Which The Duty Of The City Attorney Requires To Be Discussed In Closed Meeting.
- B. Section 551.072 – Deliberation Regarding Real Property – Discussion Regarding The Purchase, Exchange, Lease Or Value Of Real Property.
- C. Section 551.074 – Personnel Matter – Discussion To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline Or Dismissal Of The City Secretary.

ITEM 14.) RECONVENE

Mayor Masters reconvened the regular meeting at 9:18 p.m.

ITEM 15.) CONSIDERATION AND POSSIBLE ACTION CONCERNING: Matters Discussed in Executive Session.

None.

ITEM 16.) ADJOURN

Council Member Wilson made a motion to adjourn the meeting at 9:18 p.m., and Council Member Henderson seconded the motion.

VOTE:

5 AYES (Wilson, Henderson, Deats, Decker and King)

0 NAYS

MOTION PASSED

PASSED, APPROVED AND ADOPTED this the 26th day of April, 2016.

Wally Deats, Mayor Pro Tem

ATTEST:

Alun W. Thomas, Interim City Secretary

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC	<p>Resolution Number XXX-2016</p> <p style="text-align: center;">A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE SUBMISSION OF A GRANT APPLICATION FOR THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM TO THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS; AND PROVIDING FOR INCORPORATION OF PREAMBLE AND AN EFFECTIVE DATE.</p>
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BACKGROUND	<p>The Police Department is requesting to submit an application for the Bulletproof Vest Partnership Grant Program to the U. S. Department of Justice, Office of Justice Programs, for the purchase of 8 replacement ballistic vests.</p> <p>The total grant amount is \$5,800 and the City's matching funds will be \$2,900 (50%). The matching funds will be budgeted in FY 2016-2017.</p>
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RECOMMENDATION	Staff recommends approval of the Resolution.
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ATTACHMENTS	<ul style="list-style-type: none"> • Resolution Number XXX-2016
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FUNDING ISSUES	<input type="checkbox"/> None <input checked="" type="checkbox"/> Matching funds to be budgeted in FY 2016-2017 Budget. <input type="checkbox"/> Funds to be transferred from Acct.# - -
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SUBMITTING STAFF MEMBER Chief Ron Morales	CITY ADMINISTRATOR APPROVAL 
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ACTIONS TAKEN		
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER

RESOLUTION NUMBER XXX-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE SUBMISSION OF A GRANT APPLICATION FOR THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM TO THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS; AND PROVIDING FOR INCORPORATION OF PREAMBLE AND AN EFFECTIVE DATE.

WHEREAS, the City Council finds it in the best interest of the citizens of the City of Dickinson, Galveston County, Texas (the "City") to continue to provide adequate protection for its police officers by providing bulletproof vests, and that such bulletproof vests should be funded through the Bulletproof Vest Partnership Grant Program administered by the U. S. Department of Justice, Office of Justice Programs; and

WHEREAS, the City Council agrees that the City will provide applicable matching funds therefore as required by the Bulletproof Vest Partnership Grant Program application; and

WHEREAS, the City Council agrees that in the event of loss or misuse of the U. S. Department of Justice funds, the City Council assures that the funds will be returned to the U.S. Department of Justice in full.

WHEREAS, the City Council designates Julie Masters, Mayor of the City of Dickinson, as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The facts and matters contained in the preamble are hereby found to be true and correct and incorporated herein by this reference as if set at length.

Section 2. The City Council hereby approves the submission of a grant application for the Bulletproof Vest Partnership Grant Program to the U. S. Department of Justice, Office of Justice Programs.

Section 3. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this 26th day of April, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

APPROVED AS TO FORM:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

David W. Olson, City Attorney
City of Dickinson, Texas

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: **Resolution Number XXX-2016**

A RESOLUTION OF THE CITY OF DICKINSON, TEXAS FINDING THAT CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 AND TO RECONCILE DOCKET NO. 44572 REVENUES TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING AN EFFECTIVE DATE.

BACKGROUND: On April 4, 2016, CenterPoint Energy Houston Electric filed an Application for Approval of a Distribution Cost Recovery Factor ("DCRF") with each of the cities in their service area. In the filing, the Company asserts that it is seeking an increase in distribution revenues of \$49,351,913 for the period of September 1, 2016 to August 31, 2017, and increasing to \$60,596,164 thereafter. Action must be taken to deny the rate increase by June 3, 2016, or the rate increase will become effective.

The City of Dickinson has been a member of the Gulf Coast Coalition of Cities ("GCCC") since its inception more than a decade ago. GCCC has successfully settled previous rate cases with CenterPoint Energy Houston Electric to the benefit of Dickinson residents. It is recommended that the City continue its participation with the GCCC and in the current CenterPoint rate case through the GCCC.

Please see the enclosed Memorandum for further discussion of the rate case and GCCC.

RECOMMENDATION: Staff recommends approval of the Resolution.

ATTACHMENTS:

- Resolution Number XXX-2016
- Memorandum Explaining Rate Case and Resolution

FUNDING ISSUES

Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER Julie M. Robinson, City Administrator	CITY ADMINISTRATOR APPROVAL 
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ACTIONS TAKEN

APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER
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RESOLUTION NUMBER XXX-2016

A RESOLUTION OF THE CITY OF DICKINSON, TEXAS FINDING THAT CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 AND TO RECONCILE DOCKET NO. 44572 REVENUES TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Dickinson, Texas ("City") is an electric utility customer of CenterPoint Energy Houston Electric, LLC ("CenterPoint" or "Company"), and a regulatory authority with an interest in the rates and charges of CenterPoint; and

WHEREAS, the City is a member of the Gulf Coast Coalition of Cities ("GCCC") (such participating cities are referred to herein as "GCCC"), a coalition of similarly situated cities served by CenterPoint that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in CenterPoint's service area; and

WHEREAS, on or about April 4, 2016 CenterPoint filed with the City an Application for Approval to Amend its Distribution Cost Recovery Factor ("DCRF") Pursuant to 16 Tex. Admin. Code § 25.243 and to Reconcile Docket No. 44572 Revenues seeking to increase electric distribution rates by \$49,351,913 for the period of September 1, 2016 to August 31, 2017, and increasing to \$60,596,164 thereafter; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if it is granted; and

WHEREAS, GCCC is coordinating its review of CenterPoint's DCRF filing with designated attorneys and consultants to resolve issues in the Company's application; and

WHEREAS, the GCCC's members and attorneys recommend that GCCC members deny the DCRF.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The rates proposed by CenterPoint to be recovered through its DCRF charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

Section 2. The Company shall continue to charge its existing rates to customers within the City.

Section 3. The City's reasonable rate case expenses shall be reimbursed in full by CenterPoint within 30 days of presentation of an invoice to CenterPoint.

Section 4. It is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

Section 5. A copy of this Resolution shall be sent to Denise Gaw, CenterPoint Energy Service Company, LLC, 1111 Louisiana Street, Houston, Texas 77002 and to Thomas Brocato, General Counsel to the Gulf Coast Coalition of Cities, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, Texas 78767-1725.

DULY PASSED AND APPROVED this _____ day of _____, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

APPROVED AS TO FORM:

David W. Olson, City Attorney
City of Dickinson, Texas

DIVIDER PAGE



TO: Honorable Mayor and Council Members

FROM: Julie M. Robinson, City Administrator *JMR*

DATE: April 18, 2016

SUBJECT: CenterPoint Energy Houston Electric – Distribution Cost Recovery Factor Filing

The City of Dickinson, along with approximately 25 other cities served by CenterPoint Energy Houston Electric ("CenterPoint" or "Company"), is a member of the Gulf Coast Coalition of Cities ("GCCC"). The coalition has been in existence since the early 1990s. GCCC has been the primary public interest advocate before the Railroad Commission, the Courts, and the Legislature on gas utility regulation matters for nearly 20 years.

On April 4, 2016, CenterPoint filed an Application for Approval of a Distribution Cost Recovery Factor ("DCRF") with each of the cities in their service area. In the filing, the Company asserts that it is seeking an increase in distribution revenues of \$49,351,913 for the period of September 1, 2016 to August 31, 2017, and increasing to \$60,596,164 thereafter.

GCCC has engaged the services of a consultant, Mr. Karl Nalepa, to review the Company's filing. GCCC's attorney recommends that all GCCC members adopt the Resolution denying the rate change. Once the Resolution is adopted, CenterPoint will have 30 days to appeal the decision to the Public Utility Commission where the appeal will be consolidated with CenterPoint's filing for the environs and those cities that have relinquished their original jurisdiction currently pending at the Commission.

Unless the City of Dickinson denies the Application by June 3, 2016, the rate increase requested by CenterPoint will become effective. Therefore, the Resolution presented to Council would deny CenterPoint's requested rate increase.

Gulf Coast Coalition of Cities

The City of Dickinson has been a member of the Gulf Coast Coalition of Cities ("GCCC") since its inception more than a decade ago. GCCC has successfully settled previous rate cases with CenterPoint to the benefit of Dickinson residents. It is recommended that the City continue its participation with the GCCC and in the current CenterPoint rate case through the GCCC.

Rate case expenses are reimbursable from CenterPoint. As such, there will be no cost impact to Dickinson.

Explanation of “Be It Resolved” Paragraphs:

1. This paragraph finds that the Company’s application is unreasonable and should be denied.
2. This section states that the Company’s current rates shall not be changed.
3. The Company will reimburse the cities for their reasonable rate case expenses. Legal counsel and consultants approved by the Cities will submit monthly invoices that will be forwarded to CenterPoint for reimbursement.
4. This section merely recites that the resolution was passed at a meeting that was open to the public and that the consideration of the Resolution was properly noticed.
5. This section provides CenterPoint and counsel for the cities will be notified of the City’s action by sending a copy of the approved and signed resolution to counsel.

Should you have any questions concerning this rate case, please do not hesitate to contact me.

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: Conduct A Public Hearing Concerning: SUP-16-0330, A Request For A Specific Use Permit On Approximately 0.551 Acres, For A “Bar” In The “GC” (General Commercial) Zoning District, Legally Described As 112-LC, ABST 78 R HALL SUR LOTS 1 THRU 8 & ADJ ALLEY BLK 209 NICHOLSTONE, Generally Located On The East Side Of Dickinson Avenue And North Of E. 28th Street, With The Address Being 2709 Dickinson Avenue, Dickinson Texas 77539.

BACKGROUND: Texas Beer Refinery has applied for a Specific Use Permit for a taproom to be located at 2709 Dickinson Avenue (“Property”). The City of Dickinson Code of Ordinances establishes that the use of this property/lease space for this purpose is considered to be a Bar. All Bars must apply for a Specific Use Permit and must be located in a Neighborhood Commercial (NC) or General Commercial (GC) Zoning District. At the regular City Council meeting on April 12, 2016, City Council approved changing the zoning on the property from Conventional Residential (CR) to General Commercial (GC), allowing Texas Beer Refinery to request the Specific Use Permit.

At the April 19, 2016 regular meeting of the Planning and Zoning Commission, the Commission held a public hearing to give the public an opportunity to comment on the requested Specific Use Permit to allow the use of a Bar on the Property. The Planning & Zoning Commission unanimously recommended approval of the Specific Use Permit.

The Specific Use Permit may also include appropriate conditions and safeguards to protect adjacent property and property values.

RECOMMENDATION: **The Planning and Zoning Commission unanimously recommended approval of the Specific Use Permit.**

ATTACHMENTS: • April 19, 2016 Planning and Zoning Commission packet

FUNDING ISSUES

Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER	CITY ADMINISTRATOR APPROVAL
Zachary Meadows, Director of Community Development	

ACTIONS TAKEN		
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER

**Dickinson Planning & Zoning Commission
Agenda Item Data Sheet**

MEETING DATE April 19, 2016

TOPIC:	CONDUCT A PUBLIC HEARING CONCERNING: SUP-16-0330 , to hear comments and testimony regarding a request for a Specific Use Permit on approximately 0.551 acres, for a “Bar” in the “GC” (General Commercial) zoning district, legally described as 112-LC, ABST 78 R HALL SUR LOTS 1 THRU 8 & ADJ ALLEY BLK 209 NICHOLSTONE, generally located on the East side of Dickinson Avenue and North of E. 28th Street, with the address being 2709 Dickinson Avenue, Dickinson Texas 77539.
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BACKGROUND:	<p>The applicant is requesting a Specific Use Permit for “Tobacco Oriented Uses” on property located at 3407 Gulf Frwy, Dickinson Plaza Shopping Center. The City of Dickinson Code of Ordinances establishes that the use of this property for the purpose of Tobacco Related products require an application for Specific Use Permit be applied for. All Tobacco Related Business must apply for a Specific Use Permit and must be located in a General Commercial “GC” Zoning District.</p> <ul style="list-style-type: none"> ▪ <i>Applicant – Texas Beer Refinery</i> ▪ <i>Property Owner – Huynh & Le Corporation Inc.</i> ▪ <i>Address: 2709 Dickinson Ave. Dickinson, Texas 77539.</i> ▪ <i>Zoning District – General Commercial</i> ▪ <i>Proposed Use – Bar, which requires a Specific Use Permit in the General Commercial Zoning District.</i> ▪ <i>Compatibility With Proposed and Existing Uses - The character of the surrounding area of the subject site is a mixture of uses made up of mostly commercial, and additional residential lots, it is also adjacent to an RV park..</i> ▪ <i>Fire – Central Station (4500 FM 517 East) would provide service to this property.</i> <p>The Specific Use Permit may also include appropriate conditions and safeguards to protect adjacent property and property values.</p>
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RECOMMENDATION: Staff Recommends Approval
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ACTIONS TAKEN	
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	OTHER

**Dickinson Planning & Zoning Commission
Agenda Item Data Sheet**

- | | |
|---------------------|---|
| ATTACHMENTS: | <ul style="list-style-type: none">• Specific Use Permit Application• Owner Approval Letter• Aerial Map Reflecting Location of the Property• List of Properties Within 200 Feet of Zoning Change Property Provided by Galveston Central Appraisal District to Applicant• Copy of Notice of Public Hearing Sent to Properties on List Provided by Galveston Central Appraisal District and Pictures of Zoning Change Signage Posted on Property |
|---------------------|---|

SUBMITTING STAFF MEMBER:	Zachary Meadows, Director of Community Development
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ACTIONS TAKEN

APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	OTHER
---	--------------



COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION

PROPERTY

Address
2709 Dickinson Ave, Dickinson, TX 77539

Legal Description (as stated on Recorded Deed)
Brewery Tap Room

- **A basic diagram of the property, surrounding property and public roadways on 8 ½ x 11 or 8 ½ x 14 paper including basic dimensions and a copy of the recorded deed must be attached.**

OWNER

Name(s)	Phone#/Fax/Email
Palm RV Park 281-957-5533	

Mailing Address (Street, City, State, Zip)
2705 Dickinson Ave, Dickinson, TX 77539

APPLICANT/AGENT

Name(s)	Phone#/Fax/Email
Ryan Rhodes 832-722-4627	

Mailing Address (Street, City, State, Zip)
121 Baker Springs Ct, Friendswood, TX 77546

- **A notarized letter of authorization from the property owner(s) must be attached.**

PURPOSE

State why the specific use permit is being requested.
Property will be a tap room for a local brewery

I hereby certify that the above information is true to the best of my knowledge.

SIGNATURE (Applicant/Owner)

RECEIVED (Date, Time, Staff Signature)	PLANNING & ZONING HEARING DATE
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**COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION**

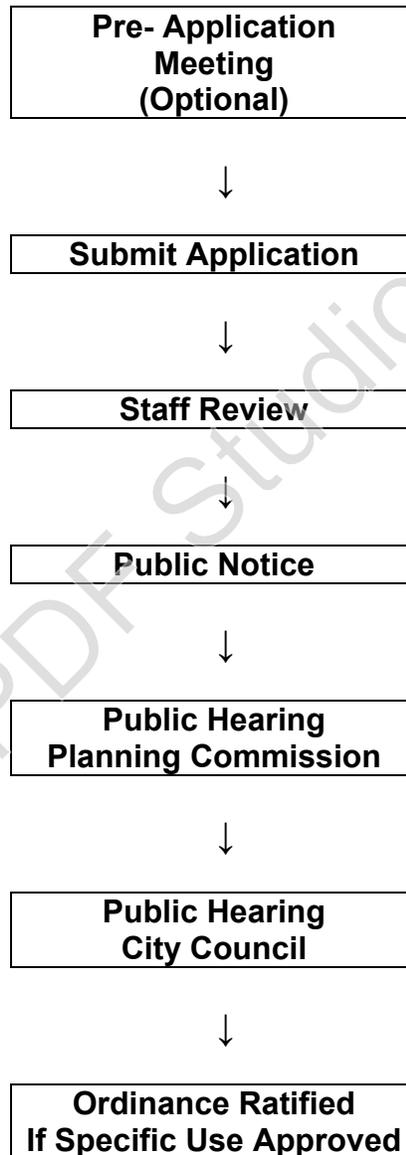
1. Schedule a pre-application conference with Community Development staff
2. Complete the Specific Use Permit Application including:
 - Name, address and telephone numbers of applicant(s), owner(s), and agent(s)
 - A notarized letter of authorization from the owner (if filed by an agent)
 - Legal property description
 - A statement of the reasons why the amendment is being requested
 - A basic diagram of the property, surrounding property and public roadways on 8 ½ x 11 or 8 ½ x 14 paper including basic dimensions
 - Filing fee and any additional fees required
 - Any technical studies identified during the pre-application conference
3. The application and all required material must be supplied to the City no later than 12:00 noon thirty (30) days prior to the Planning & Zoning Commission meeting date.
4. Before the 10th day before the date of the public hearing, written notice must be sent by certified mail, return receipt requested, to all property owners located within 200 feet of the property on which the change is proposed (Contact the Central Appraisal District at 409/935-1980 for a list of property owners). The written notice must include:
 - Time, date and location of the public hearing
 - A general description of the proposal
 - The legal description and address or general street location of the property
 - A statement that the public may be heard at the public hearing.
5. Prior to the public hearing, copies of the returned receipts and an affidavit stating the names and addresses of the persons to whom notice was sent must be submitted to the City.
6. Before the 10th day before the date of the public hearing, signs (provided by the City) must be posted on the property for which the change is proposed. One sign must be posted for each 200 feet of frontage on a public street at a location where lettering is visible from the street. If the property does not have public street frontage, the sign must be posted on the nearest public street with a notation indicating the location of the property.
7. Prior to the public hearing, the applicant must provide an affidavit verifying that the sign was posted and the date installed.
8. The Planning & Zoning Commission will hold a public hearing to consider the request and will issue a report to the City Council recommending approval or denial of the request.
9. The City Council will publish notice of a public hearing no less than 15 days prior to the hearing. Council will hold a public hearing, following which they will approve or deny the request or return it to the Planning & Zoning Commission for further consideration. The public hearing before Council will generally be conducted at the first regular meeting (second Tuesday) of the Month immediately following the Planning & Zoning Commission meeting.



**COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION**

SPECIFIC USE PERMIT STEPS

Approximate Processing Time: 45-60 Days



deskPDF Studio Trial



COMMUNITY DEVELOPMENT SPECIFIC USE PERMIT APPLICATION

Who may request a specific use permit?

A specific use permit may be requested by the owner of the property another person having written, notarized authorization to act as the agent of the property owner.

What is the filing deadline?

Proposals should be filed as soon as completed. They must be filed, reviewed by staff and accepted by Dickinson Community Development no later than 12:00 noon thirty (30) days prior to the Planning & Zoning Commission meeting date. ***If required information is missing or in error, the proposal will be returned for completion and must be resubmitted in accordance with the filing deadline.***

How does the process work?

Please see the Specific use Steps worksheet provided by the City.

How long does a specific use permit request take?

Many factors influence the amount of time required to complete a specific use permit request. A good estimate is 45 – 60 days from the day of the application submittal.

How do I submit a request?

The City of Dickinson will supply the application form and staff will assist you in completing it. When several owners are involved, one person should be authorized (by notarized letter) to act as signatory and applicant.

What is the cost of a specific use permit request?

A non-refundable fee of \$250.00 must accompany a specific use permit request. Additionally, one specific use sign must be posted every 200' of public street frontage. Specific use signs must be purchased from the City for \$25.00 each. Signs may be re-used for future projects. In some instances, staff, the Planning & Zoning Commission or City Council may require technical studies (engineering, noise, traffic, impact, etc.). The cost for these studies is borne by the applicant.

When are the Planning & Zoning Commission Meetings?

Regular meetings are scheduled for the third (3rd) Tuesday of each month.

When are the City Council Meetings?

Regular meetings are scheduled for the second (2nd) and fourth (4th) Tuesday of each month.

What is the purpose of the public hearings?

Zoning regulations are established to protect the public health, safety and general welfare of all citizens. The public hearing process gives all residents the opportunity to express benefits or damages of the proposal.

What key information should be presented?

- Present and proposed zoning or use
- Compatibility of proposed zoning with the surrounding area
- Important physical features of the property (roads, topography, etc.)
- Need for re-zoning the location
- Support for the request by neighboring property owners
- Other facts that may affect a decision

Who should present the proposal at the public hearings?

The owner should be present at the public hearings. The owner, applicant or an agent may make the presentation.



**COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION**

Application Checklist

These items must be submitted no later than 12:00 p.m. 30 days prior to the meeting:

- Signed application
- \$250.00 fee
- Map from Central Appraisal District with 200' radius
- List of owners within 200' (from Central Appraisal District)
- Address Affidavit
- Copy of Public Hearing Notice
- Certified Mail Receipts (White with Dark Green)
- Site Plan
- Recorded Deed

Bring these items to the Planning & Zoning Commission meeting on the third Tuesday of the month:

- Return receipts, including envelopes that are returned
- Sign affidavit



**COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION**

Sample Affidavits

Each application for a specific use permit must include an address affidavit and a sign affidavit. Please use the following as a guide to prepare the required affidavits.

Address Affidavit

Section 18-20 #1 requires an affidavit stating the names and addresses of the persons to who notice was sent. This can be accomplished by adding a statement to the bottom of the list of addresses from the Galveston Central Appraisal District.

Example:

“I hereby certify notice was sent by certified mail, return receipt requested, to all property owners within 200’.”

Sign Affidavit

Section 18-20 #2 requires an affidavit verifying that the sign(s) were posted as required. The sign(s) must be posted at least 10 days before the public hearing.

Example:

“I hereby certify the specific use permit sign(s) were posted at {Address or Location} on {Date Posted} and will remain posted until {Date of Public Hearing before Council}”



**COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION**

SAMPLE

Notice of Public Hearing

This notice is provided in accordance with Dickinson Code of Ordinances Section 18-20. It will be sent to all property owners within 200' of the property listed below regarding a Specific Use Permit request. You are welcome to attend the public hearing to learn more about the proposed project and/or to voice your opinions on this proposal.

Address of Property: {physical address}
Dickinson, TX 77539

Legal Description: {lot, block, section}
(Per CAD)

Location: {cross-streets, landmarks}

Proposal: {Description of request: Specific Use Permit,
Description of project: Why do you need the request above?}

Meeting Date: Tuesday, {date} 6:30 p.m.

Meeting Location: 4403 Highway 3
Council Chambers
Dickinson, TX 77539

If you would like additional information regarding the details of this proposal, please contact the Community Development Coordinator, at (281) 337-2489 ext. 230.

Texas Beer Refinery, Corp
2709 Dickinson Ave
Dickinson, TX 77539

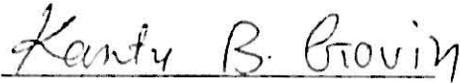
To whom it may concern

I authorize Texas Beer Refinery, located at 2709 Dickinson Ave, Dickinson, TX 77539 to apply for re-zoning as a "GC" business. I am the property owner and if there are any questions, please contact me at 281-957-5533.

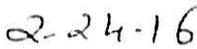
Sincerely,



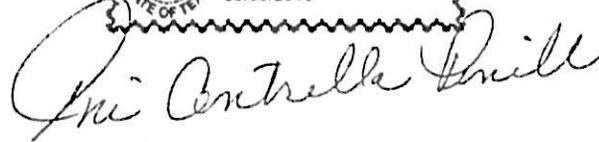
Signature



Printed Name



Date



Details | Basemap





ID	NAME	ADDRESS	ADDRESS2	CITY	ST	ZIP
R183094	YANG, SO YOON	DBA HANDI PLUS #15	901 HWY 146	KEWAH	TX	77565
R183143	OAM SHIV KRUPA INC	2705 DICKINSON AVE		DICKINSON	TX	77539
R189733	ALANIS, JESUS	4900 21ST ST		DICKINSON	TX	77539
R389734	FINLEY, GLENNE	WENIXORE, SUSAN M	716 4TH ST	SAN LEON	TX	77539 2385
R511570	CASTILLO EDDIE	SEARIN RESENDIZ	4202 28TH ST	DICKINSON	TX	77539
R511571	GONZALEZ, RAYMUNDO	4208 E 28TH ST		DICKINSON	TX	77539
R511572	RANGEL, YADIRA	4208 28TH ST		DICKINSON	TX	77539
R511576	MARTINEZ, VICTOR	2800 KAYLAS AVE		DICKINSON	TX	77539

G. ALVESTON CAD
 [Signature] 02/26/2016



Notice of Public Hearing

This notice is provided in accordance with Dickinson Code of Ordinances Section 18-20. It will be sent to all property owners within 200' of the property listed below regarding a Specific Use Permit Application. You are welcome to attend the public hearing to learn more about the proposed project and/or to voice your opinions on this proposal.

Address of Property: 2709 Deats Road
Dickinson, TX 77539

Legal Description: 0.551 acres Abstract 78 R Hall Survey Lots 1 through 8 & Adjacent Alley, Block 209, Nicholstone 112-LC

Location: North of 28th Street and east of FM 1266, with the address being 2709 Dickinson Avenue, Dickinson, Texas, 77539

Proposal: The applicant is requesting a Specific Use Permit to use this property for a Bar

Meeting Date: **Planning & Zoning** – Tuesday, April 19, 2016 at 6:30 pm.
City Council – Tuesday, April 26, 2016 at 7:00 pm.

Meeting Location: 4403 Hwy 3
Dickinson City Hall
Council Chambers
Dickinson, TX 77539

If you would like additional information regarding the details of this proposal, please contact Zach Meadows, Director of Community Development for the City of Dickinson, at (281)337-6286.

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: **Ordinance Number XXX-2016 (Zoning Case SUP-16-0330)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0330 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A BAR; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 0.551 ACRES IN ABSTRACT 78 R HALL SURVEY LOTS 1 THRU 8 AND ADJACENT ALLEY, BLOCK 209 NICHOLSTONE, MORE COMMONLY KNOWN AS 2709 DICKINSON AVENUE, GENERALLY LOCATED NORTH OF EAST 28th STREET AND EAST OF DICKINSON AVENUE IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

BACKGROUND: **(This is the first of three readings)**

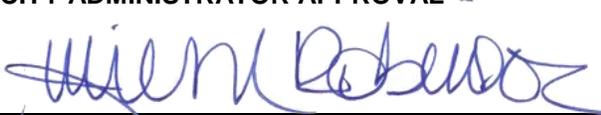
In the previous agenda item, the Council conducted a public hearing on a request to amend the Comprehensive Zoning Ordinance by granting a Specific Use Permit to Applicant Texas Beer Refinery for a Bar on property located at 2709 Dickinson Avenue in Dickinson (“Property”).

On April 19, 2016, the Planning and Zoning Commission conducted a public hearing on this Specific Use Permit request and recommended approval of the request.

RECOMMENDATION: • **The Planning and Zoning Commission unanimously recommended approval of the Specific Use Permit.**

ATTACHMENTS: • Ordinance XXX-2016

FUNDING ISSUES Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER Zachary Meadows, Director of Community development	CITY ADMINISTRATOR APPROVAL 
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ACTIONS TAKEN		
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER

**ORDINANCE NUMBER XXX-2016
(Zoning Case SUP-16-0330)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0330 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A BAR; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 0.551 ACRES IN ABSTRACT 78 R HALL SURVEY LOTS 1 THRU 8 AND ADJACENT ALLEY, BLOCK 209 NICHOLSTONE, MORE COMMONLY KNOWN AS 2709 DICKINSON AVENUE, GENERALLY LOCATED NORTH OF EAST 28th STREET AND EAST OF DICKINSON AVENUE IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, OAM Shiv Krupa, Inc (“Owner”) is the owner of ± 0.551 Acres, Abstract 78 R Hall Survey Lots 1 Thru 8 and Adjacent Alley, Block 209 Nicholstone, more commonly known as 2709 Dickinson Avenue, generally located north of E 28th Street and east of Dickinson Avenue in the City of Dickinson, Galveston County, Texas (the “Property”), and

WHEREAS, the Property presently has a zoning classification of General Commercial (“GC”) pursuant to Ordinance No. 420-2001, the City's Comprehensive Zoning Ordinance; and

WHEREAS, Texas Beer Refinery (“Applicant”) has made application to the City for a Specific Use Permit (“SUP”) for said Property to allow the use of a Bar as authorized by the City’s Zoning Ordinance; and

WHEREAS, the City Secretary of Dickinson, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Dickinson and laws of the State of Texas, at a meeting of the City Council, to be held on the 26th day of April, 2016, for the purpose of considering a Specific Use Permit (“SUP”) to allow the use of a Bar on the Property; and

WHEREAS, the City Secretary of the said City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general circulation in the City of Dickinson, Texas, at least fifteen (15) days prior to the time set for such hearing; and

WHEREAS, the City Council of said City, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 26th day of April, 2016; and

WHEREAS, the City Council is of the opinion and finds that the granting of the Specific Use Permit (SUP) to allow the Applicant to use the Property for a Bar, as described herein, would not be detrimental to the public health, safety, or general welfare or otherwise offensive to the general public, and will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Dickinson, and as well, the owners and occupants thereof, and the City generally.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The Comprehensive Zoning Ordinance Number 420-2001, as the same has been heretofore amended, is hereby further amended so as to grant Specific Use Permit Number SUP-16-0330 allowing the Applicant to use the Property for a Bar; such Property being legally described as ± 0.551 Acres, Abstract 78 R Hall Survey Lots 1 Thru 8 and Adjacent Alley, Block 209 Nicholstone, more commonly known as 2709 Dickinson Avenue, generally located north of E 28th Street and east of Dickinson Avenue in the City of Dickinson, Galveston County, Texas, presently zoned General Commercial (“GC”).

Section 3. It is further ordered that Specific Use Permit Number SUP-16-0330, as amended by this Ordinance, is approved solely for the use of a Bar by the Applicant, and therefore, all amendments to such SUP approved by this Ordinance are exclusively for the benefit of the Applicant and do not run with the land.

Section 4. It is directed that the official zoning map of the City of Dickinson, adopted on the 24th day of July, 2001, by Ordinance No. 420-2001, shall be revised and amended to reflect the Specific Use Permit (SUP) granted by this Ordinance, with the appropriate reference thereon to the number and effective date of this Ordinance and a brief description of the nature of the change.

Section 5. All provisions of the ordinances of the City of Dickinson in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Dickinson not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 6. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

Section 7. Any person who shall intentionally, knowingly, recklessly or with criminal negligence violate any provision contained in this Ordinance, or who shall commit or perform any act declared herein to be unlawful, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount of not more than two thousand dollars (\$2,000.00). Each day a violation continues shall constitute a separate offense.

Section 8. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Dickinson, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 9. This Ordinance shall become effective upon final reading and adoption of this Ordinance, in accordance with law.

DULY PASSED AND APPROVED on first reading this the ___ day of _____, 2016.

DULY PASSED AND APPROVED on second reading this ___ day of _____, 2016.

DULY PASSED, APPROVED, AND ADOPTED on third and final reading this ___ day of _____, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

APPROVED AS TO FORM AND CONTENT:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

David W. Olson, City Attorney
City of Dickinson, Texas

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: Conduct A Public Hearing Concerning Zoning Case SUP-16-301, A Request For A Specific Use Permit On Approximately 5.568 Acres For "Tobacco Oriented Uses" In The "GC" (General Commercial) Zoning District, Legally Described As Abstract 19 Perry & Austin PT, Lot 131 & 137, NE Of IH 45 Addition Dickinson, Called Tract 1, Being Off Highway 45 Addition D, Dickinson, Gulf Freeway At Highway 517, Generally Located East Of IH-45 And North Of FM 517, With The Address Being 3407 Gulf Freeway, Dickinson Texas 77539.

BACKGROUND: Mr. Wade Carpenter has submitted an application for an electronic cigarette store/vapor store proposed to be located at 3407 Gulf Freeway ("Property") in the Dickinson Plaza Shopping Center. The City of Dickinson Code of Ordinances establishes that the use of this property for this purpose is considered to be for Tobacco Oriented Uses. All Tobacco Oriented Use businesses must apply for a Specific Use Permit and must be located in a General Commercial "GC" Zoning District.

At the April 19, 2016 regular meeting of the Planning and Zoning Commission, the Commission held a public hearing to give the public an opportunity to comment on the proposed Specific Use Permit. No one spoke in opposition to the requested Specific Use Permit. The Planning & Zoning Commission unanimously recommended approval of the requested Specific Use Permit.

The Specific Use Permit may also include appropriate conditions and safeguards to protect adjacent property and property values.

RECOMMENDATION: **The Planning and Zoning Commission unanimously recommended approval of the Specific Use Permit.**

ATTACHMENTS: • April 19, 2016 Planning and Zoning Commission packet

FUNDING ISSUES

Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER
Zachary Meadows, Director of
Community Development

CITY ADMINISTRATOR APPROVAL


ACTIONS TAKEN		
APPROVAL	READINGS PASSED	OTHER
<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	

**Dickinson Planning & Zoning Commission
Agenda Item Data Sheet**

MEETING DATE April 19, 2016

TOPIC:	CONDUCT A PUBLIC HEARING CONCERNING: SUP-16-0301 , to hear comments and testimony regarding a request for a Specific Use Permit on approximately 5.568 acres for “Tobacco Oriented Uses” in the “GC” (General Commercial) zoning district, legally described as Abstract 19 Perry & Austin PT, Lot 131 & 137, NE of IH 45 Addition Dickinson, called Tract 1, being off Highway 45 Addition D, Dickinson, Gulf Freeway at Highway 517, Dickinson Plaza Shopping Center, with the address being 3407 Gulf Freeway, Dickinson Texas 77539.
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BACKGROUND:	<p>The applicant is requesting a Specific Use Permit for “Tobacco Oriented Uses” on property located at 3407 Gulf Frwy, Dickinson Plaza Shopping Center. The City of Dickinson Code of Ordinances establishes that the use of this property for the purpose of Tobacco Related products require an application for Specific Use Permit be applied for. All Tobacco Related Business must apply for a Specific Use Permit and must be located in a General Commercial “GC” Zoning District.</p> <ul style="list-style-type: none"> ▪ <i>Applicant – Wade Carpenter</i> ▪ <i>Property Owner – Dixie Partners, LP</i> ▪ <i>Address: 3407 Gulf Freeway Dickinson, Texas 77539.</i> ▪ <i>Zoning District – General Commercial</i> ▪ <i>Proposed Use – E-Cig Shop, which requires a Specific Use Permit in the General Commercial Zoning District.</i> ▪ <i>Compatibility With Proposed and Existing Uses - The character of the surrounding area of the subject site is a made up of mostly commercial.</i> ▪ <i>Fire – Central Station (4500 FM 517 East) would provide service to this property.</i> <p>The Specific Use Permit may also include appropriate conditions and safeguards to protect adjacent property and property values.</p>
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RECOMMENDATION: None

ACTIONS TAKEN

<p>APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO</p>	<p>OTHER</p>
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**Dickinson Planning & Zoning Commission
Agenda Item Data Sheet**

ATTACHMENTS:	<ul style="list-style-type: none">• Owner Letter of Approval• Specific Use Application• Aerial Map Reflecting Location of the Property• List of Properties Within 200 Feet of Zoning Change Property Provided by Galveston Central Appraisal District to Applicant• Copy of Notice of Public Hearing Sent to Properties on List Provided by Galveston Central Appraisal District to Applicant
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SUBMITTING STAFF MEMBER:	Zachary Meadows, Director of Community Development
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ACTIONS TAKEN	
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	OTHER



SUP 16 03.01
Paid
\$ 525.00
3/23/16
[Signature]

COMMUNITY DEVELOPMENT
SPECIFIC USE PERMIT APPLICATION

PROPERTY

Address
3407 gulf freeway Dickinson

Legal Description (as stated on Recorded Deed)
Abst 19 Perry & Austin pt lot 131 & 137 Ne of I 45 Add N D Dickinson
called tr 1 Being off Hwy 45 Add N D Dickinson gulf Hwy at Hwy
5 17 Dickinson Plaza Shopping Ctr

- A basic diagram of the property, surrounding property and public roadways on 8 1/2 x 11 or 8 1/2 x 14 paper including basic dimensions and a copy of the recorded deed must be attached.

OWNER

Name(s) Phone#/Fax/Email
Dixie Partner SS ILP 214. 769 - 3694 Rob Paredes a@hotmail.com

Mailing Address (Street, City, State, Zip)
P.O Box 270 874 Flower Mound, TX 75027

APPLICANT/AGENT

Name(s) Phone#/Fax/Email
Wade Carpenter 832 769 1838

Mailing Address (Street, City, State, Zip)
2318 Leading edge dr Friendswood 77546

- A notarized letter of authorization from the property owner(s) must be attached.

PURPOSE

State why the specific use permit is being requested.
Vapor Store
Electronic - Cigarette Store

I hereby certify that the above information is true to the best of my knowledge.
Wade Carpenter
SIGNATURE (Applicant/Owner)

RECEIVED (Date, Time, Staff Signature) PLANNING & ZONING HEARING DATE
4/19/2016

DIXIE PARTNERS II, LP

PO BOX 270874
FLOWER MOUND, TX 75027
214.769.3696

To Whom It May Concern:

Let this letter serve as the Landlord's knowledge and acceptance of the operation of a 'vapor' store at Dickinson Plaza by Wade Carpenter (as Tenant) and related partners/investors. Please call should you have any questions.

Sincerely,

DIXIE PARTNERS II, LP


Robert Paredes
Owner

STATE OF Texas
COUNTY/CITY OF Fort Bend to-wit:

I, Carlos Perez, a Notary Public in and for said State, do hereby certify that Robert Paredes, whose signature is affixed to the foregoing instrument, has acknowledged the same before me.

WITNESS my hand notarial seal, this 23rd day of March, 2016





NOTARY PUBLIC

Home ▾ City of Dickinson Parcel and Zoning Information

Details

Basemap





GALVESTON CENTRAL APPRAISAL DISTRICT

Tommy Watson, Chief Appraiser

9850 Emmett F Lowry Expressway, Suite A, Texas City, Texas 77591
Telephone: 409-935-1980 or (Toll Free) 1-866-277-4725
Fax: 409-935-1799

City Planning Packs

Check the one (s) that apply:

200 Foot Radius

Adjacent Property Owners Listing

Subject Property Address : 3429 Gulf Freeway

Subject Property Acct #: 3015-0131-0000-002 /R 163340
_____ /R _____

Name of Contact Person: Jennifer Carpenter

Phone Number of Contact Person: 832-769-1458

Date: 3/8/16

Request will be ready after Noon on Next Day. (Some Exceptions may apply)

*The charge for this service is between \$2.00 and \$5.00, depending on the number of property owners involved.

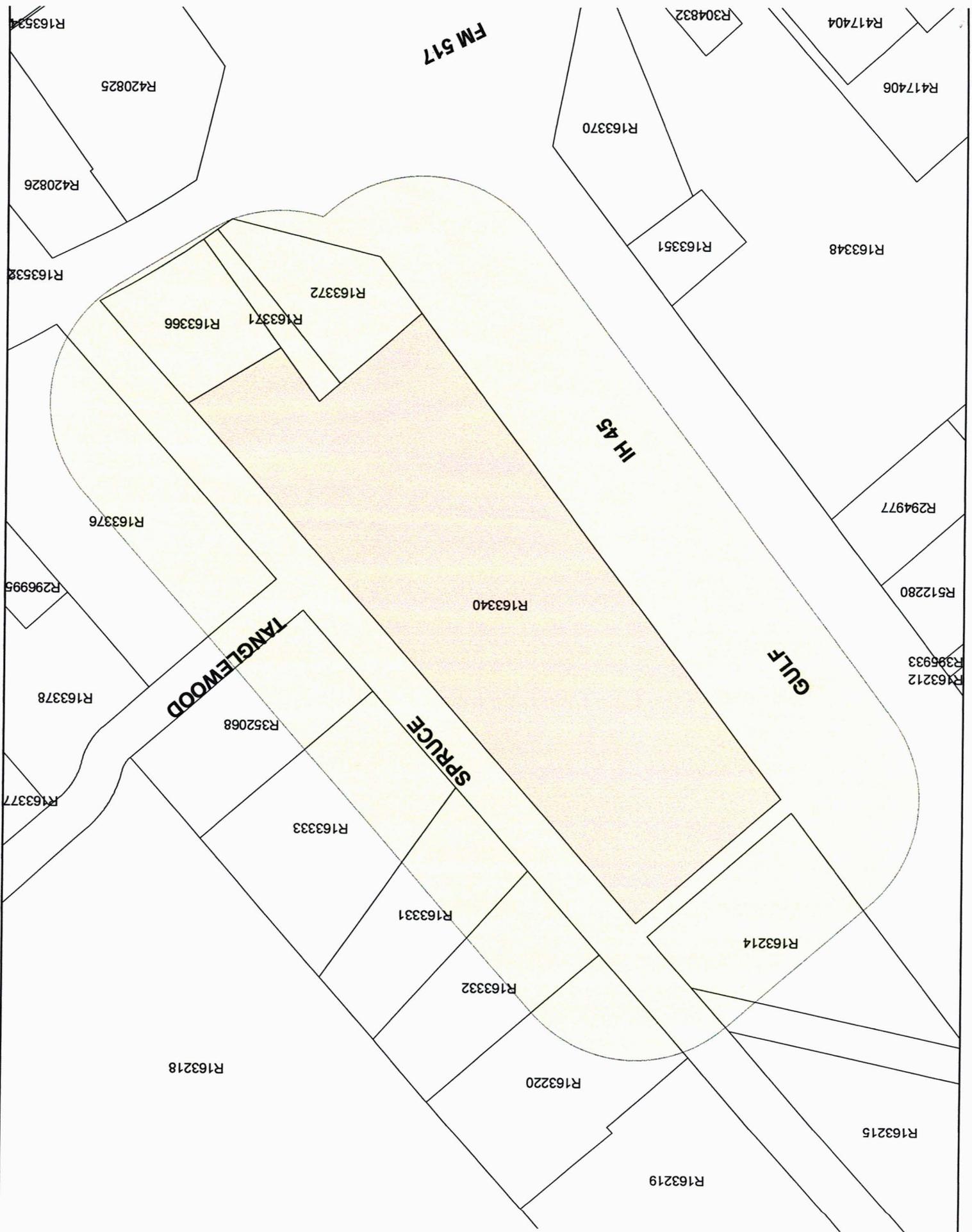
\$2.00

Prepaid Amount: _____ Check _____ Cash _____

New Personal
Acct.

Her new
Address is
~~3103~~ Gulf.
3407 Fwy

ID	NAME	ADDRESS	ADDRESS2	ADDRESS3	CITY	ST	ZIP
R163214	DIXIE PARTNERS II LP	%ROBERT G PAREDES	PO BOX 270874		FLOWER MOUND	TX	75027
R163220	DICKINSON CIVIC ASSOC INC	PO BOX 217			DICKINSON	TX	77539-0217
R163331	PATEL JIGNESHKUMAR M &	SANJAY M PATEL	917 GRAND AVE		BACLIFF	TX	77518
R163332	PATEL JIGNESHKUMAR M &	SANJAY M PATEL	917 GRAND AVE		BACLIFF	TX	77518
R163333	EVENHOUSE, RANDALL	306 BENSON RD			DICKINSON	TX	77539-6306
R163340	DIXIE PARTNERS II LP	%ROBERT G PAREDES	PO BOX 270874		FLOWER MOUND	TX	75027
R163366	DIXIE PARTNERS II LP	%ROBERT G PAREDES	PO BOX 270874		FLOWER MOUND	TX	75027
R163371	DIXIE PARTNERS II LP	%ROBERT G PAREDES	PO BOX 270874		FLOWER MOUND	TX	75027
R163372	COMPASS BANK	15 20TH ST			BIRMINGHAM	AL	35233
R163376	FIRST PRESBYTERIAN CHURCH	215 PINE DR			DICKINSON	TX	77539-4311
R352068	KINDRED, BETTY JO	19406 TEXAS LAUREL TRL			HUMBLE	TX	77346



FM 517

IH 45

TANGLEWOOD

SPRUCE

GULF

R163370

R163351

R163348

R417406

R304832

R420825

R420826

R163534

R163532

R163372

R163371

R163366

R163376

R294977

R512280

R396933

R463212

R296999

R163378

R163377

R352068

R163333

R163331

R163332

R163214

R163215

R163218

R163220

R163219

R163340



Notice of Public Hearing

This notice is provided in accordance with Dickinson Code of Ordinances Section 18-20. It will be sent to all property owners within 200' of the property listed below regarding a Specific Use Permit Application. You are welcome to attend the public hearing to learn more about the proposed project and/or to voice your opinions on this proposal.

Address of Property: 3407 Gulf Freeway
Dickinson, TX 77539

Legal Description: 5.568 acres legally described as Abstract 19 Perry & Austin
PT Lots 131 & 137

Location: NE of IH 45 ADDN D Dickinson called Tract 1 being off HWY
45 ADDN D Dickinson Gulf Frwy at HWY 517, Dickinson
Plaza Shopping Center with the address being 3407 Gulf
Freeway, Dickinson Texas 77539

Proposal: The applicant is requesting a Specific Use Permit to use this
property for Tobacco Oriented Uses

Meeting Date: **Planning & Zoning** – Tuesday, April 19, 2016 at 6:30 pm.
City Council – Tuesday, April 26, 2016 at 7:00 pm.

Meeting Location: 4403 Hwy 3
Dickinson City Hall
Council Chambers
Dickinson, TX 77539

If you would like additional information regarding the details of this proposal, please contact Zach Meadows, Director of Community Development for the City of Dickinson, at (281)337-6286.

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: **Ordinance Number XXX-2016 (Zoning Case SUP-16-0301)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0301 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A TOBACCO ORIENTED USES; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 5.568 ACRES IN ABSTRACT 19 PERRY & AUSTIN PT, LOT 131 & 137, NORTHEAST OF IH 45 ADDITION D, DICKINSON, CALLED TRACT 1, BEING OFF HIGHWAY 45 ADDITION D, DICKINSON GULF FREEWAY, AT HIGHWAY 517, DICKINSON PLAZA SHOPPING CENTER, MORE COMMONLY KNOWN AS 3407 GULF FREEWAY, GENERALLY LOCATED NORTH OF FM 517 AND EAST OF INTERSTATE 45 IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

BACKGROUND: **(This is the first of three readings)**

In the previous agenda item, the Council conducted a public hearing on a request to amend the Comprehensive Zoning Ordinance by granting a Specific Use Permit to the Applicant for Tobacco Oriented Uses on property located at 3407 Gulf Freeway in Dickinson (“Property”).

On April 19, 2016, the Planning and Zoning Commission conducted a public hearing on this Specific Use Permit request and recommended approval of the request.

RECOMMENDATION: • **The Planning and Zoning Commission unanimously recommended approval of the Specific Use Permit.**

ATTACHMENTS: • Ordinance XXX-2016

FUNDING ISSUES Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER	CITY ADMINISTRATOR APPROVAL
Zachary Meadows, Director of Community Development	

ACTIONS TAKEN		
APPROVAL	READINGS PASSED	OTHER
<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	

**ORDINANCE NUMBER XXX-2016
(Zoning Case SUP-16-0301)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, ORDINANCE NUMBER 420-2001, AS HERETOFORE AMENDED, TO GRANT SPECIFIC USE PERMIT NUMBER SUP-16-0301 ALLOWING THE APPLICANT TO USE THE PROPERTY FOR A TOBACCO ORIENTED USES; SUCH PROPERTY BEING LEGALLY DESCRIBED AS ± 5.568 ACRES IN ABSTRACT 19 PERRY & AUSTIN PT, LOT 131 & 137, NORTHEAST OF IH 45 ADDITION D, DICKINSON, CALLED TRACT 1, BEING OFF HIGHWAY 45 ADDITION D, DICKINSON GULF FREEWAY, AT HIGHWAY 517, DICKINSON PLAZA SHOPPING CENTER, MORE COMMONLY KNOWN AS 3407 GULF FREEWAY, GENERALLY LOCATED NORTH OF FM 517 AND EAST OF INTERSTATE 45 IN THE CITY OF DICKINSON, GALVESTON COUNTY, TEXAS, PRESENTLY ZONED GENERAL COMMERCIAL (“GC”); PROVIDING FOR THE INCORPORATION OF PREAMBLE; DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, Dixie Partners II LP (“Owner”) is the owner of ± 5.568 Acres, Abstract 19 Perry & Austin Pt, Lot 131 & 137, Northeast Of IH 45 Addition D, Dickinson, Called Tract 1, Being Off Highway 45 Addition D, Dickinson Gulf Freeway, At Highway 517, Dickinson Plaza Shopping Center, more commonly known as 3407 Gulf Freeway, generally located North of FM 517 and east of Interstate 45 in the City of Dickinson, Galveston County, Texas (the “Property”), and

WHEREAS, the Property presently has a zoning classification of General Commercial (“GC”) pursuant to Ordinance No. 420-2001, the City’s Comprehensive Zoning Ordinance; and

WHEREAS, Wade Carpenter (“Applicant”) has made application to the City for a Specific Use Permit (“SUP”) for said Property to allow the use of Tobacco Oriented Uses as authorized by the City’s Zoning Ordinance; and

WHEREAS, the City Secretary of Dickinson, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Dickinson and laws of the State of Texas, at a meeting of the City Council, to be held on the 26th day of April, 2016, for the purpose of considering a Specific Use Permit (“SUP”) to allow the use of Tobacco Oriented Uses on the Property; and

WHEREAS, the City Secretary of the said City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general

circulation in the City of Dickinson, Texas, at least fifteen (15) days prior to the time set for such hearing; and

WHEREAS, the City Council of said City, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 26th day of April, 2016; and

WHEREAS, the City Council is of the opinion and finds that the granting of the Specific Use Permit (SUP) to allow the Applicant to use the Property for a Bar, as described herein, would not be detrimental to the public health, safety, or general welfare or otherwise offensive to the general public, and will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Dickinson, and as well, the owners and occupants thereof, and the City generally.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The Comprehensive Zoning Ordinance Number 420-2001, as the same has been heretofore amended, is hereby further amended so as to grant Specific Use Permit Number SUP-16-0301 allowing the Applicant to use the Property for a Tobacco Oriented Uses; such Property being legally described as ± 5.568 Acres, Abstract 19 Perry & Austin Pt, Lot 131 & 137, Northeast Of IH 45 Addition D, Dickinson, Called Tract 1, Being Off Highway 45 Addition D, Dickinson Gulf Freeway, At Highway 517, Dickinson Plaza Shopping Center, more commonly known as 3407 Gulf Freeway, generally located North of FM 517 and east of Interstate 45 in the City of Dickinson, Galveston County, Texas, presently zoned General Commercial ("GC").

Section 3. It is further ordered that Specific Use Permit Number SUP-16-0301, as amended by this Ordinance, is approved solely for the use of Tobacco Oriented Uses by the Applicant, and therefore, all amendments to such SUP approved by this Ordinance are exclusively for the benefit of the Applicant and do not run with the land.

Section 4. It is directed that the official zoning map of the City of Dickinson, adopted on the 24th day of July, 2001, by Ordinance No. 420-2001, shall be revised and amended to reflect the Specific Use Permit (SUP) granted by this Ordinance, with the appropriate reference thereon to the number and effective date of this Ordinance and a brief description of the nature of the change.

Section 5. All provisions of the ordinances of the City of Dickinson in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Dickinson not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 6. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

Section 7. Any person who shall intentionally, knowingly, recklessly or with criminal negligence violate any provision contained in this Ordinance, or who shall commit or perform any act declared herein to be unlawful, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount of not more than two thousand dollars (\$2,000.00). Each day a violation continues shall constitute a separate offense.

Section 8. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Dickinson, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 9. This Ordinance shall become effective upon final reading and adoption of this Ordinance, in accordance with law.

DULY PASSED AND APPROVED on first reading this the ____ day of _____, 2016.

DULY PASSED AND APPROVED on second reading this ____ day of _____, 2016.

DULY PASSED, APPROVED, AND ADOPTED on third and final reading this ____ day of _____, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

APPROVED AS TO FORM AND CONTENT:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

David W. Olson, City Attorney
City of Dickinson, Texas

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: Conduct A Public Hearing Concerning Zoning Case ZTC-16-0400, A Request To Revise Section 18-58, Uses Requiring Specific Use Permit, Of Article V, Specific Uses Of Chapter 18, Zoning, Of The Code Of Ordinances To Include "Vacation Rentals" In Conventional Residential (CR) and Rural Residential (RR) Zoning Districts As One Of The Uses That Must Obtain A Specific Use Permit.

BACKGROUND: On April 12, 2016, City Council approved an Ordinance establishing basic regulations for both Bed & Breakfast and Vacation Rental Facilities. The regulations stated that Vacation Rental establishments would be required to obtain a Specific Use Permit in order to operate.

 This text amendment would revise Section 18-58, Uses Requiring Specific Use Permit, to include Vacation Rental in the list of uses in the Conventional Residential and Rural Residential zoning districts that would require a Specific Use Permit.

 On April 19, 2016, the Planning and Zoning Commission conducted a public hearing on the requested amendment and recommended approval of the request.

RECOMMENDATION: **The Planning and Zoning Commission unanimously recommended approval of the requested text amendment.**

ATTACHMENTS: • April 19, 2016 Planning and Zoning Commission packet

FUNDING ISSUES Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER	CITY ADMINISTRATOR APPROVAL
Zachary Meadows, Director of Community Development	

ACTIONS TAKEN		
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER

**Dickinson Planning & Zoning Commission
Agenda Item Data Sheet**

MEETING DATE April 19, 2016

TOPIC:	Conduct A Public Hearing Concerning: ZTC-16-0400, A Request Revising Section 18-58, Uses Requiring Specific Use Permit, Of Article V, Specific Uses Of Chapter 18, Zoning, Of The Code Of Ordinances To Include "Vacation Rentals" In Conventional Residential (CR) and Rural Residential (RR) Zoning Districts As One Of The Uses That Must Obtain A Specific Use Permit.
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BACKGROUND:	At the Regular Meeting on April 12, 2016 City Council approved an ordinance which adopted basic regulations for Bed & Breakfast and Vacation Rental establishments. Those regulations called for these businesses to be located in either Conventional Residential (CR) or Rural Residential (RR) zoning districts in the City of Dickinson. The ordinance however did not include revising the Specific Use table in Section 18-58 of the Zoning Ordinance.
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RECOMMENDATION:	None
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ATTACHMENTS:	<ul style="list-style-type: none">• Proposed Revision to Section 18-58, Uses Requiring Specific Use Permit, of Chapter 18, Zoning, of the Code of Ordinances
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SUBMITTING STAFF MEMBER:	Zachary Meadows, Director of Community Development
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ACTIONS TAKEN

APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	OTHER
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**PROPOSED REVISION TO SECTION 18-58 TO INCLUDE
VACATION RENTALS
IN LIST OF USES REQUIRING SPECIFIC USE PERMIT
IN CONVENTIONAL RESIDENTIAL AND RURAL RESIDENTIAL ZONING
DISTRICTS**

Sec. 18-58. Uses requiring specific use permit.

In addition to the certificates of zoning compliance called for in this chapter, a specific use permit shall be required before the following specific uses can be permitted within the district specified:

<i>Use</i>	<i>Permitted Districts</i>
Airport, landing field, or landing strip for aircraft, including helipads and landing areas for other types of aircraft	All Districts
Appliance and home furnishing store (without storage)	NC
Automotive sales, new or used, leasing, service and repair shops, including auto bodywork shops	GC
Bars	NC, GC
Bed and breakfasts	RR, CR
Boat/RV storage, sales, leasing and service establishments	GC, GI
Car, Truck and RV washing facilities	GC
Cement/concrete plant	GI
Child day care centers	NC
Churches	All Districts
Circus or carnival grounds, but not within three hundred (300') of any residential district or use	NC, GC, GI
Community Center	DOS
Correctional institutions or facilities (public or private)	GC, GI
Dance Halls	NC, GC
Flea market	GC
Gamerooms	GC
General Merchandise Stores, including Department and Variety Stores, but not greater than 10,000 square feet in gross building floor area	NC
Golf courses	RR, CR, SR, HR, MH
Group day care homes	RR, CR
Group homes, as defined in Article II, Definitions	RR, CR, SR, HR, MH
Livestock facilities and operations	RR, GI
Mini-warehouses	GC, GI
Nightclubs	NC, GC
Nonprofit recreational facilities (other than private	RR, CR, SR, HR, MH

recreational facilities permitted by use in RR, CR, SR, HR, and MH)	
Parking lots	DOS
Radio, television, telephone or communication broadcast tower or station of any type, subject to Chapter 16.5, Telecommunication Towers, of the Dickinson Code of Ordinances	RR, GC, GI
Restaurants that serve alcohol	NC
Recreational vehicle parks	GC
Registered family homes	CR
Salvage yards, junk yards, vehicle storage facilities or similar operations	GI
Schools, public or private	All Districts
Sexually oriented businesses	GC
Slaughterhouses, rendering operations, or other similar operations	GI
Special Event Center on five (5) or more acres	RR, CR
Swimming pool	DOS
Tobacco Oriented Uses	GC
Vacation Rentals	RR, CR

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC: **Ordinance Number XXX-2016 (Zoning Case ZTC-16-0400)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REVISING SECTION 18-58, USES REQUIRING SPECIFIC USE PERMIT, OF ARTICLE V, SPECIFIC USES, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES TO INCLUDE VACATION RENTALS IN CONVENTIONAL RESIDENTIAL (CR) AND RURAL RESIDENTIAL (RR) ZONING DISTRICTS AS ONE OF THE USES THAT MUST OBTAIN A SPECIFIC USE PERMIT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

BACKGROUND: **(This is the first of three readings)**

In the previous agenda item, the Council conducted a public hearing on revising section 18-58, Uses Requiring a Specific Use Permit, to include Vacation Rentals in the list of uses in the Conventional Residential or Rural Residential zoning districts that require a Specific Use Permit.

On April 19, 2016, the Planning and Zoning Commission conducted a public hearing on the requested amendment and recommended approval of the request. This Ordinance would implement the Zoning Text Amendment.

RECOMMENDATION: **The Planning and Zoning Commission unanimously recommended approval of the requested text amendment.**

ATTACHMENTS: • Ordinance XXX-2016

FUNDING ISSUES Not applicable
 Not budgeted
 Full Amount already budgeted.
 Funds to be transferred from Acct.# - -

SUBMITTING STAFF MEMBER

Zachary Meadows, Director of
Community Development

CITY ADMINISTRATOR APPROVAL



ACTIONS TAKEN

APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER
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**ORDINANCE NUMBER XXX-2016
(ZONING CASE ZTC-16-0400)**

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, REVISING SECTION 18-58, USES REQUIRING SPECIFIC USE PERMIT, OF ARTICLE V, SPECIFIC USES, OF CHAPTER 18, ZONING, OF THE CODE OF ORDINANCES TO INCLUDE VACATION RENTALS IN CONVENTIONAL RESIDENTIAL (CR) AND RURAL RESIDENTIAL (RR) ZONING DISTRICTS AS ONE OF THE USES THAT MUST OBTAIN A SPECIFIC USE PERMIT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH DAY OF VIOLATION HEREOF; AND PROVIDING A REPEALER CLAUSE, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City Council finds that it is in the best interest of the health, safety, and welfare of the citizens of the City of Dickinson to regulate the location of Vacation Rentals in Conventional Residential (CR) and Rural Residential (RR) zoning districts by use of Specific Use Permit (SUP); and

WHEREAS, the City Council is of the opinion and finds that the regulations contained in this Ordinance are in the best interest of the health, safety, and welfare of the Citizens;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. Section 18-58, Uses Requiring Specific Use Permit, of Article V, Specific Uses, of Chapter 18, Zoning, of the Code of Ordinances of the City of Dickinson, Texas, is hereby revised to read as follows:

“Sec. 18-58. Uses requiring specific use permit.

In addition to the certificates of zoning compliance called for in this chapter, a specific use permit shall be required before the following specific uses can be permitted within the district specified:

<i>Use</i>	<i>Permitted Districts</i>
Airport, landing field, or landing strip for aircraft, including helipads and landing areas for other types of aircraft	All Districts
Appliance and home furnishing stores (without storage)	NC
Automotive sales, new or used, leasing, service and repair shops, including auto bodywork shops	GC

Bars	NC, GC
Bed and breakfasts	RR, CR
Boat/RV storage, sales, leasing and service establishments	GC, GI
Car, Truck and RV washing facilities	GC
Cement/concrete plant	GI
Child day care centers	NC
Churches	All Districts
Circus or carnival grounds, but not within three hundred (300') of any residential district or use	NC, GC, GI
Community Center	DOS
Correctional institutions or facilities (public or private)	GC, GI
Dance Halls	NC, GC
Flea market	GC
Gamerooms	GC
General Merchandise Stores, including Department and Variety Stores, but not greater than 10,000 square feet in gross building floor area	NC
Golf courses	RR, CR, SR, HR, MH
Group day care homes	RR, CR
Group homes, as defined in Article II, Definitions	RR, CR, SR, HR, MH
Livestock facilities and operations	RR, GI
Mini-warehouses	GC, GI
Nightclubs	NC, GC
Nonprofit recreational facilities (other than private recreational facilities permitted by use in RR, CR, SR, HR, and MH)	RR, CR, SR, HR, MH
Parking lots	DOS
Radio, television, telephone or communication broadcast tower or station of any type, subject to Chapter 16.5, Telecommunication Towers, of the Dickinson Code of Ordinances	RR, GC, GI
Restaurants that serve alcohol	NC
Recreational vehicle parks	GC
Registered family homes	CR
Salvage yards, junk yards, vehicle storage facilities or similar operations	GI
Schools, public or private	All Districts
Sexually oriented businesses	GC
Slaughterhouses, rendering operations, or other similar operations	GI
Special Event Center on five (5) or more acres	RR, CR
Swimming pool	DOS

Tobacco Oriented Uses	GC
Vacation Rentals	RR, CR

Section 3. All provisions of the ordinances of the City of Dickinson in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Dickinson not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 4. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

Section 5. Any person who shall intentionally, knowingly, recklessly or with criminal negligence violate any provision contained in this Ordinance, or who shall commit or perform any act declared herein to be unlawful, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount of not less than one dollar (\$1.00) and not more than two thousand dollars (\$2,000.00). Each day a violation continues shall constitute a separate offense.

Section 6. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Dickinson, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 7. This Ordinance shall become effective upon final reading and adoption of this Ordinance, in accordance with law.

DULY PASSED AND APPROVED on first reading this ____ day of _____, 2016.

DULY PASSED, AND APPROVED on second reading this ____ day of _____, 2016.

DULY PASSED, APPROVED, AND ADOPTED on third and final reading this ____ day of _____, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

APPROVED AS TO FORM AND CONTENT:

David W. Olson, City Attorney
City of Dickinson, Texas

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC	<p>ORDINANCE NUMBER XXX-2016</p> <p>AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE ADDENDUM (TRAFFIC CONTROL DEVICE INVENTORY – SCHEDULE III) TO SUBSECTION (g) OF SECTION 10-3, TRAFFIC-CONTROL DEVICES, OF CHAPTER 10, MOTOR VEHICLES AND TRAFFIC, OF THE CODE OF ORDINANCES BY ADDING THERETO THE DESIGNATION OF “NO PARKING” ZONES ON SECTIONS OF TANGLEBRIAR DRIVE WITHIN THE CITY OF DICKINSON; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE.</p>
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BACKGROUND	<p>After the creation of the “no parking” zone on the north side of Hughes Road from Tanglebriar Drive to Cimmaron Drive in 2002 which sought to address parking issues related to Hughes Road Elementary (Ord#441-2002), drivers of school age children have been utilizing Tanglebriar Drive in a similar parking fashion to avoid the designated traffic flow for car rider drop offs.</p> <p>To avoid pedestrian safety concerns, the Police Department recommends establishing a “no parking” zone on the east side of Tanglebriar Drive from its intersection with Hughes Road to its intersection with Tanglebriar Circle for a total distance of 300 feet.</p>
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RECOMMENDATION	Staff recommends approval of the Ordinance.
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ATTACHMENTS	Ordinance Number XXX-2016
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FUNDING ISSUES	<input checked="" type="checkbox"/> Not applicable <input type="checkbox"/> Not budgeted <input type="checkbox"/> Full Amount already budgeted. <input type="checkbox"/> Funds to be transferred from Acct.# - -
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SUBMITTING STAFF MEMBER	CITY ADMINISTRATOR APPROVAL
Jay Jaekel, Patrol Captain	

ACTIONS TAKEN		
APPROVAL <input type="checkbox"/> YES <input type="checkbox"/> NO	READINGS PASSED <input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	OTHER

ORDINANCE NUMBER XXX-2016

AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, AMENDING THE ADDENDUM (TRAFFIC CONTROL DEVICE INVENTORY – SCHEDULE III) TO SUBSECTION (g) OF SECTION 10-3, TRAFFIC-CONTROL DEVICES, OF CHAPTER 10, MOTOR VEHICLES AND TRAFFIC, OF THE CODE OF ORDINANCES BY ADDING THERETO THE DESIGNATION OF “NO PARKING” ZONES ON SECTIONS OF TANGLEBRIAR DRIVE WITHIN THE CITY OF DICKINSON; PROVIDING FOR THE INCORPORATION OF PREAMBLE; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, the City Council of the Dickinson has determined that it is in the best interest of the health, safety and welfare of its citizens and the public as a whole to establish “no parking” zones along sections of Tanglebriar Drive and to erect no parking signs at the location specified herein; and

WHEREAS, the City Council finds that the Traffic Control Device Inventory – Schedule III which is the Addendum to Subsection (g) of Section 10-3, Traffic-Control Devices, of Chapter 10, Motor Vehicles and Traffic, of the Code of Ordinances should be amended to establish such “no parking” zones.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DICKINSON TEXAS, THAT:

Section 1. The facts and matters contained in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The Addendum (Traffic Control Device Inventory – Schedule III) to Subsection (g) of Section 10-3, Traffic-Control Devices, of Chapter 10, Motor Vehicles and Traffic, of the Code of Ordinances is hereby amended by the addition of the following “No Parking” zones and “No Parking” signs shall be erected along such locations:

Tanglebriar Drive – On the east side of Tanglebriar Drive from its intersection with Hughes Road to its intersection with Tanglebriar Circle for a total distance of 300 feet.

Section 3. The Chief of Police or his designated representative is hereby authorized and directed to place or cause to be placed appropriate traffic control devices to effectuate the establishment of the no parking signs as herein provided.

Section 4. It shall be unlawful for any person operating or in control of any motor vehicle or bicycle, to park such motor vehicle or bicycle at or between any no parking sign placed at the location designated in Section 2 hereof.

Section 5. This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of said Ordinances save and except the granting of the Specific Use Permit as provided herein and those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided, however, that any complaint, action, claim or lawsuit that has been initiated or has arisen under or pursuant to any of the Ordinances or sections thereof that have been specifically repealed on the date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance or section thereof and for that purpose the Ordinance or section thereof shall remain in full force and effect.

Section 6. If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portions of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 7. Any person who shall intentionally, knowingly, recklessly or with criminal negligence violates any provision contained in this Ordinance, or who shall commit or perform any act declared herein to be unlawful, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount of not less than one dollar (\$1.00) and not more than two hundred dollars (\$200.00).

Section 8. This Ordinance shall be in full force and effect from and after its date of its publication, in accordance with law.

DULY PASSED AND APPROVED on first reading this ____ day of _____,
2016.

DULY PASSED AND APPROVED on second and final reading this ____ day of _____, 2016.

DULY PASSED, APPROVED, AND ADOPTED on third and final reading this ____ day of _____, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

APPROVED AS TO FORM AND CONTENT:

David W. Olson, City Attorney
City of Dickinson, Texas

**Dickinson City Council
Agenda Item Data Sheet**

MEETING DATE April 26, 2016

TOPIC	<p>RESOLUTION NUMBER XXX-2016</p> <p>A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, CONFIRMING THE REAPPOINTMENTS AND NEW APPOINTMENTS OF MEMBERS TO THE GALVESTON COUNTY UNITED BOARD OF HEALTH; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.</p>
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BACKGROUND	<p>The members of the Galveston County United Board of Health are nominated by the Galveston County Commissioners' Court and confirmed by the Member Governments of the Health District. As a Member Government, the City of Dickinson must confirm Galveston County's nominations.</p> <p>This Resolution would confirm the re-appointments and the appointment of the new members to the United Board of Health that have been made by the Galveston County Commissioners' Court.</p>
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RECOMMENDATION	No recommendation.
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ATTACHMENTS	<ul style="list-style-type: none"> • Resolution Number XXX-2016 • Memo from Ms. Kathy Barroso of Galveston County Health District and Information on All Appointments to United Board of Health
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FUNDING ISSUES	<input checked="" type="checkbox"/> No impact to budget <input type="checkbox"/> Full Amount already budgeted. <input type="checkbox"/> Funds to be transferred from Acct.# - -
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SUBMITTING STAFF MEMBER	CITY ADMINISTRATOR APPROVAL
Alun Thomas, Interim City Secretary	

ACTIONS TAKEN		
APPROVAL	READINGS PASSED	OTHER
<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> 1 st <input type="checkbox"/> 2 nd <input type="checkbox"/> 3 rd	

RESOLUTION NUMBER XXX-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, CONFIRMING THE REAPPOINTMENTS AND NEW APPOINTMENTS OF MEMBERS TO THE GALVESTON COUNTY UNITED BOARD OF HEALTH; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, members of the Galveston County United Board of Health (the "Board") are nominated by the Galveston County Commissioners' Court and confirmed by Member Governments of the Galveston County Health District; and

WHEREAS, the City of Dickinson, Texas is a Member Government of the Galveston County Health District and thus must confirm the re-appointment and/or new appointment of members to the Board; and

WHEREAS, the Galveston County Commissioners' Court has made its nominations; and

WHEREAS, the City of Dickinson desires to confirm the nominations made by the Galveston County Commissioners' Court.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble of this Resolution are hereby found to be true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2. The City of Dickinson, Texas, hereby confirms the following re-appointments and new appointments to the Galveston County United Board of Health with terms of office as indicated:

Term will be May 1, 2016 – April 30, 2018

<u>Name</u>	<u>Represents</u>
Curtis Klages, DVM	Veterinarian (new appointment)
Mary Jo Godinich, MD	Medical Society (reappointment)
Michael Roussos	Mainland Medical Center (reappointment)
Jason Q. Lawrence	Engineer (reappointment)
Patrick J. McGinnis, MD	Citizen at Large (reappointment)

Section 3. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this 21st day of April, 2016.

Wally Deats, Mayor Pro Tem
City of Dickinson, Texas

ATTEST:

Alun W. Thomas, Interim City Secretary
City of Dickinson, Texas

APPROVED AS TO FORM AND CONTENT:

David W. Olson, City Attorney
City of Dickinson, Texas

DIVIDER PAGE

GALVESTON COUNTY HEALTH DISTRICT
Coastal Health & Wellness, Public Health Programs, Galveston E.M.S

Ben G. Raimer, MD
Chair, United Board of Health



Kathy Barroso, CPA
Chief Executive Officer

Abdul-Aziz Alhassan, MD
Medical Director
Interim Local Health Authority

TO: Mayors and City Council Members of Member Cities

FROM: Kathy Barroso, CPA *KB*
Chief Executive Officer

DATE: April 18, 2016

SUBJECT: United Board of Health Appointments & Re-Appointments

In accordance with the Health District Interlocal Agreement executed December 2002, the Commissioners' Court of Galveston County will submit member governments nominees for United Board of Health positions. Approval by a majority of the member governments is required to confirm appointment of each board member.

On Tuesday, January 5, the Commissioners' Court nominated the following:

Term will be May 1, 2014 – April 30, 2016

<u>Name</u>	<u>Represents</u>
Curtis Klages, DVM	Veterinarian (new appointment)

On Tuesday, February 16, the Commissioners' Court nominated the following:

Term will be May 1, 2014 – April 30, 2016

<u>Name</u>	<u>Represents</u>
Patrick J. McGinnis, MD	Citizen at Large (reappointment)

On Tuesday, March 15, the Commissioners' Court nominated the following:

Term will be May 1, 2016 – April 30, 2018

<u>Name</u>	<u>Represents</u>
Mary Jo Godinich, MD	Medical Society (reappointment)
Michael Roussos	Mainland Medical Center (reappointment)
Jason Q. Lawrence	Engineer (reappointment)
Patrick J. McGinnis, MD	Citizen at Large (reappointment)

On Tuesday, April 12, the Commissioners' Court nominated the following:

Term will be May 1, 2016 – April 30, 2018

<u>Name</u>	<u>Represents</u>
Curtis Klages, DVM	Veterinarian (new appointment)

Please consider this request at your next City Council meeting and return a copy of the signed resolution by mail, fax or email to Amanda Taber, Executive Assistant, P.O. Box 939, La Marque, TX 77568 (409)-938-2273 or execasst@gchd.org. For your convenience a draft resolution and information on members are attached. If you have any questions, please feel free to contact Amanda Taber or myself at (409) 938-2273.

Attachments

RESOLUTION

STATE OF TEXAS

COUNTY OF GALVESTON

WHEREAS, members of the Galveston County United Board of Health are nominated by the Galveston County Commissioners' Court and confirmed by the Member Governments of the Health District, and

WHEREAS, the appointment of members are under consideration, and

WHEREAS, the Galveston Commissioners' Court has made its nominations,

NOW BE IT THEREFORE RESOLVED that this body endorses the following appointments:

Term will be May 1, 2016 – April 30, 2018

Name

Curtis Klages, DVM

Mary Jo Godinich, MD

Michael Roussos

Jason Q. Lawrence

Patrick J. McGinnis, MD

Represents

Veterinarian (new appointment)

Medical Society (reappointment)

Mainland Medical Center (reappointment)

Engineer (reappointment)

Citizen at Large (reappointment)

ATTEST:

City Secretary

Mayor

ADJOURN

TIME: _____

MOTION: _____

SECOND: _____

VOTE _____

FYI

FUTURE CITY COUNCIL AGENDA ITEMS

May 2016

5/10/2016

Special Council Meeting

- Review and Revision of Draft of Land Use Chapter of New Comprehensive Plan (Joint Workshop with Planning & Zoning Commission)

Regular Council Meeting

- Update on the Activities of the Galveston County Transit District Board
- Public Hearing and First Reading of Ordinance Adopting Community Services and Facilities Chapter of New Comprehensive Plan
- Approval of Interlocal Agreement for Emergency Medical Response Services in Unincorporated Portions of Galveston County Adjacent to the City of Dickinson
- Presentation and Acceptance of Fiscal Year 2014-2015 Audited Comprehensive Annual Financial Report and Federal Single Audit Report Prepared By Belt, Harris Pechacek, LLLP, Certified Public Accountants.
- Widget Briefing – Economic Development/Tourism
- Approval of submitted bid on Tax Foreclosed Property Cause #05TX0518

5/24/2016

Special Council Meeting

- Continued Review and Revision of Draft of Land Use Chapter of New Comprehensive Plan (Joint Workshop with Planning & Zoning Commission)

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- First Reading of Juvenile Curfew Ordinance
- Public Hearing and First Reading of Ordinance Adopting Land Use Chapter of New Comprehensive Plan
- Appointments/Reappointments to Boards and Commissions
- 2nd Quarter Financial & Investment Report
- Second Reading of Ordinance Adopting Community Services and Facilities Chapter of New Comprehensive Plan
- Update on Activities of the Dickinson Bayou Watershed Partnership
-

June 2016

6/14/2016

Special Council Meeting

- Revised Needs Assessment for Police Building

Regular Council Meeting

- Update on Public Works Projects
- Second Reading of Ordinance Adopting Land Use Chapter of New Comprehensive Plan
- United Board of Health Re-Appointment and Appointments
- Widget Briefing – Public Works – Tree Removal

6/28/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of the Dickinson Bayou Watershed Partnership
- First Reading of Ordinance Adopting Comprehensive Plan In Its Entirety
-

July 2016

07/13/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Second Reading of Ordinance Adopting Comprehensive Plan In Its Entirety

07/27/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of Dickinson Bayou Watershed Steering Committee

August 2016

08/09/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects

08/23/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of the Dickinson Bayou Watershed Partnership
- 3rd Quarter Financial & Investment Report
- Recessing the Regularly Scheduled Meeting of the City Council in Order to Conduct Business as the City of Dickinson Employee Benefits Trust.
- Reconvene
- Accepting the Action of the City of Dickinson Employee Benefits Trust to Accept the Offer for Employee Medical and Pharmacy Insurance from _____, the Renewal Offer for Employee Dental Insurance from Guardian, the Renewal Offer for Life Insurance from Guardian, the Renewal Offer for Vision Insurance from Humana Comp Benefits, and the Renewal Offer for Long-Term Disability Insurance from Standard Insurance.

September 2016

09/13/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects

09/27/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of the Dickinson Bayou Watershed Partnership

- GCAD nomination
- Agreement with Employer Solutions Employee Support PLLC FY 2016-2017
- Award of Competitive Sealed Bid for Official Newspaper
- Update on Activities of Dickinson Bayou Watershed Steering Committee
-

October 2016

10/13/2016

Special Council Meeting

Regular Council Meeting

- Breast Cancer Awareness
- Update on Public Works Projects
- Galveston County Appraisal District Nominations
- Appointments to HGAC

10/27/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of the Dickinson Bayou Watershed Partnership

November 2016

11/08/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Re-approve FFAST form
- Appointments/Reappointments to Boards and Commissions
- 4th Quarter Financial & Investment Report
- Cancellation of November 22, 2016 and December 27, 2016 Regular City Council Meetings Due to Holidays

December 2016

12/13/2016

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Appointments to Galveston Central Appraisal District Board of Directors

January 2017

01/10/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council

01/24/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of the Dickinson Bayou Watershed Partnership

February 2017

01/14/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council

01/28/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of the Dickinson Bayou Watershed Partnership

March 2017

03/14/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Resolution Aerial Spraying
- Racial Profiling Reports from Police Department and Fire Marshal's Office

03/28/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Update on Activities of the Dickinson Bayou Watershed Partnership
- Proclamation – Child Abuse Prevention Awareness Month

April 2017

4/11/2017

Special Council Meeting

Regular Council Meeting

- Update on Public Works Projects
- Proclamation – Parkinson's
- Proclamation - Holy Trinity Episcopal Church Strawberry Festival
- Proclamation - Fair Housing

4/25/2017

Special Council Meeting

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Regular Council Meeting

- Proclamation – Motorcycle Awareness
- Update on Public Works Projects
- Update on Activities of Houston-Galveston Area Council
- Update on Activities of the Dickinson Bayou Watershed Partnership