

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, JULY 15, 2015 - 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM - CITY HALL
1801 9th Ave. N.
Texas City, TX 77590

- (1) ROLL CALL
- (2) INVOCATION
- (3) PLEDGE OF ALLEGIANCE
- (4) PROCLAMATIONS AND PRESENTATIONS
 - (a) Service Awards

| | | | |
|---------------|--------------------|------------|----------|
| Tomas Gomez | Public Works | 07/01/2010 | 05 years |
| Billie Powers | Parks & Recreation | 07/05/2005 | 10 years |

| | | | |
|----------------|------|---------------------|--|
| Retirement | | | |
| Gary Boatright | Fire | 27 Years of Service | |
 - (b) Check presentation to Mayor for Rotary Trail (Texas City Rotary Club)
- (5) REPORTS
 - (a) Financial Quarterly Report (Finance)
- (6) PUBLIC HEARING
 - (a) City of Texas City requests to rezone from "IBD" (Industrial Business District) to "Site-Plan" to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices. Being all of Block 223, 224,225, 226 and 227, T.C. 2nd Division. Located in the 800 and 900 block of 4th Avenue South. (Planning)
- (7) CONSENT AGENDA
 - (a) Approve City Commission Minutes for July 1, 2015 meeting. (City Secretary)
 - (b) Consider and take action on Resolution No. 15-047, approving the re-appointment or appointment of representatives to the Galveston County United Board of Health. (City Secretary)
 - (c) Consider and take action on Resolution No. 15-048, approving the submission of an HGAC Grant application for the Body Camera Implementation Project. (Police Department)
 - (d) Consider and take action on Resolution No. 15-049, approving and awarding Bid # 2015-091 Solid Waste Disposal Annual Contract. (Public Works)

- (e) Consider and take action on Resolution No. 15-050, approving and awarding Bid # 2015-089 Liquid Asphalt - Transport Load. (Public Works)
- (f) Consider and take action on Resolution No. 15-051, approving and awarding RFP # 2015-090 Temporary Employment Services Annual Contract. (Human Resources)
- (g) Consider and take action on Resolution No. 15-052, approving a contract for Removal of Debris from the Bioreactor. (Public Works)
- (h) Consider and take action on Resolution No. 15-053, accepting the TXDOT STEP (Selective Traffic Enforcement Program) Traffic Safety 2016 Grant. (Police Department)
- (8) REGULAR ITEMS
 - (a) Consider and take action on Ordinance No. 15-20, approving to permanently rezone property for Stripe Convenience Stores from "C"(Multi-Family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a fuel station / convenience store. (Planning)
 - (b) Consider and take action on Ordinance No. 15-21, approving to permanently rezone property for City of Texas City to rezone from "IBD" (Industrial Business District) to "Site-Plan" to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices. (Planning)
 - (c) Consider and take action on Ordinance No. 15-22, amending Sections 95.017 and 95.018 dealing with animal registration (Dogs, Cats and Ferrets) for the City of Texas City. (Management Services).
- (9) PUBLIC COMMENTS
- (10) MAYOR'S COMMENTS
- (11) COMMISSIONERS' COMMENTS

ADJOURNMENT

NOTICE OF ANY SUBJECT APPEARING ON THIS AGENDA REGARDLESS OF HOW THE MATTER IS STATED MAY BE ACTED UPON BY THE CITY COMMISSION.

NOTICE: The City of Texas City will furnish free transportation to handicapped individuals via a 4-door sedan for anyone wishing to attend the City Commission meetings. Call 948-3111, City Secretary's Office before noon on Monday preceding the meeting to make arrangements.

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE BULLETIN BOARDS AT CITY HALL, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS, AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AND ON THE CITY'S WEBSITE ON FRIDAY, JULY 10, 2015, PRIOR TO 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

/s/ Nicholas J. Finan
NICHOLAS J. FINAN
CITY SECRETARY

CITY COMMISSION REGULAR MTG

4. (a.

Meeting Date: 07/15/2015

July 2015 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Administration

Department: Administration

Information

ACTION REQUEST (Brief Summary)

Service Awards

Tomas Gomez Public Works 07/01/2010 05 years

Billie Powers Parks & Recreation 07/05/2005 10 years

Retirement

Gary Boatright Fire 27 Years of Service

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

4. (b.

Meeting Date: 07/15/2015

Submitted By: Michelle Garcia, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Check presentation to Mayor for Rotary Trail (Texas City Rotary Club)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

5. (a.

Meeting Date: 07/15/2015

Submitted By: Michelle Garcia, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Financial Quarterly Report (Finance)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

6. (a.

Meeting Date: 07/15/2015

REZONING PUBLIC HEARING FOR CITY OF TEXAS CITY

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

City of Texas City requests to rezone from "IBD" (Industrial Business District) to "Site-Plan" to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices. Being all of Block 223, 224,225, 226 and 227, T.C. 2nd Division. Located in the 800 and 900 block of 4th Ave. So.

BACKGROUND

This request went before the Zoning Commission on June 16, 2015 for a Public Hearing. After hearing all pertinent information and answering questions from surrounding property owners the members unanimously voted approval of the rezoning request. (Reference minutes from meeting for further details).

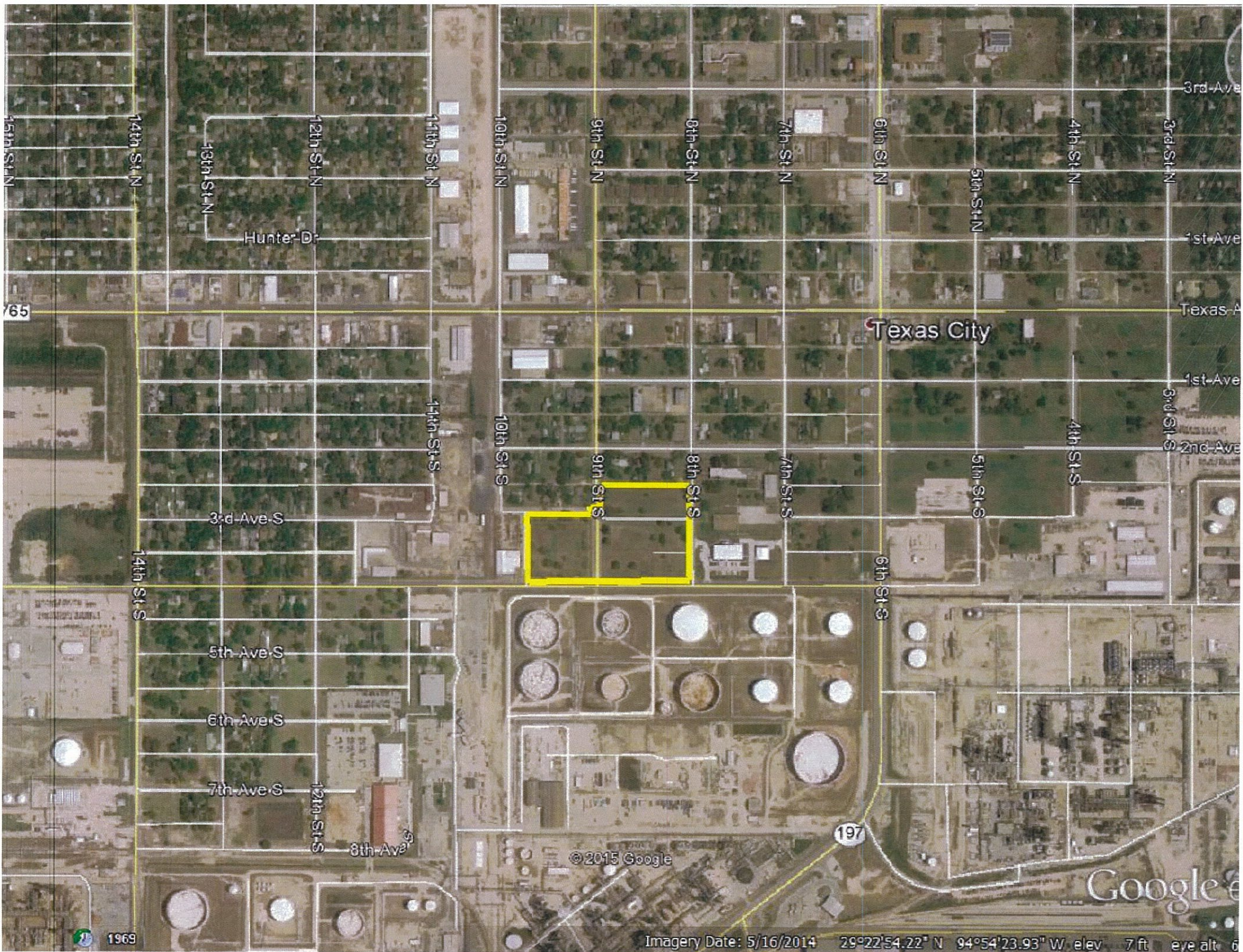
ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

[City of Texas City Rezoning Documents](#)



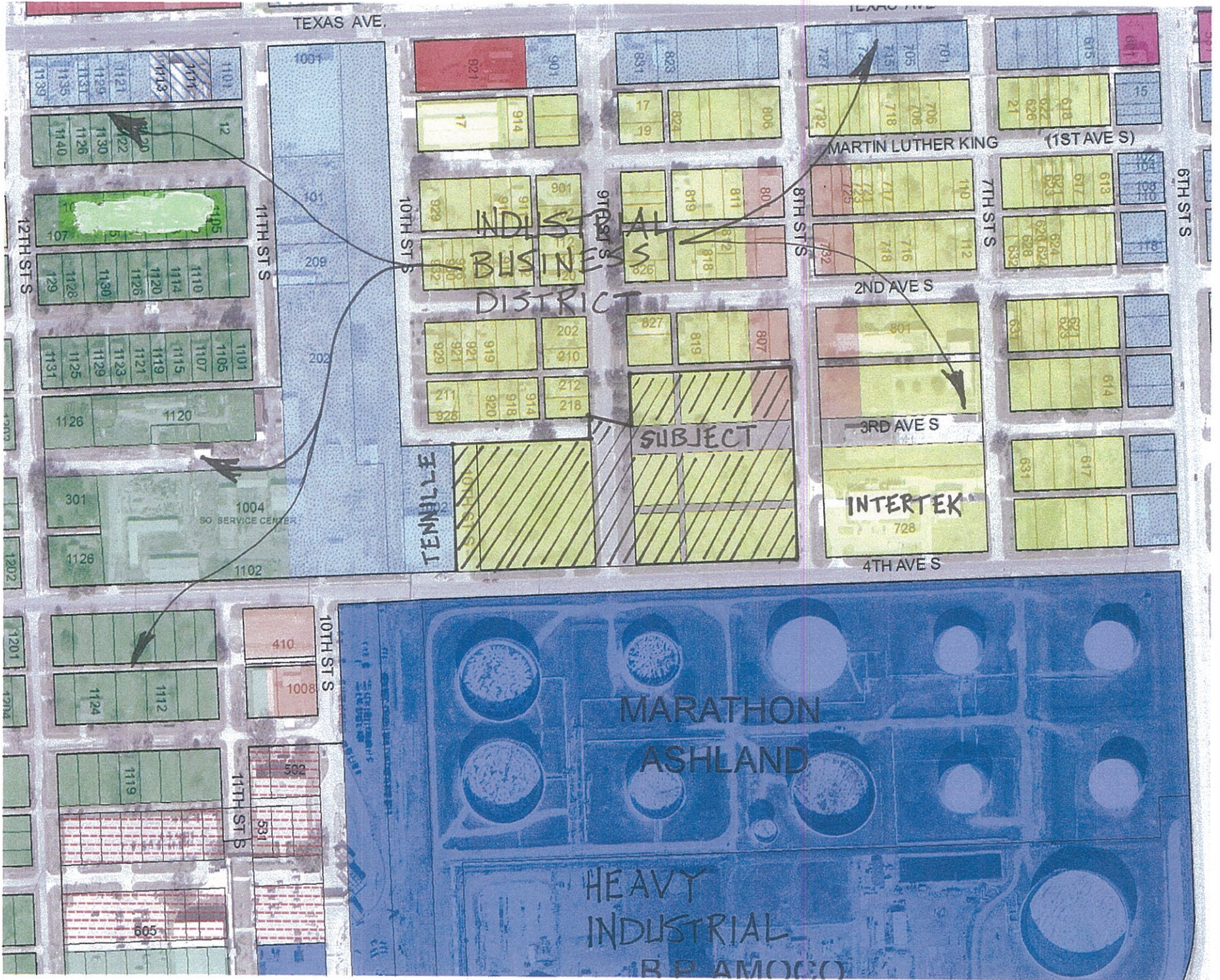
Texas City

© 2015 Google

Google e

1969

Imagery Date: 5/16/2014 29°22'54.22" N 94°54'23.93" W elev 7 ft eye alt 6



TEXAS AVE.

TEXAS AVE.

MARTIN LUTHER KING

(1ST AVE S)

6TH ST S

7TH ST S

8TH ST S

9TH ST S

10TH ST S

11TH ST S

12TH ST S

2ND AVE S

3RD AVE S

4TH AVE S

10TH ST S

11TH ST S

INDUSTRIAL BUSINESS DISTRICT

SUBJECT

INTERTEK

90 SERVICE CENTER

MARATHON ASHLAND

HEAVY INDUSTRIAL

B P AMOCO

Memo

To: Zoning Commission
From: Doug Kneupper, City Engineer
CC:
Date: June 9, 2015
Re: Site Plan Zoning for Light Industrial Uses, 800-900 4th Ave. South

Background: Texas City owns 7.53 acres of undeveloped land in the 800 and 900 blocks of 4th Ave. South. Previously the land was developed with the Grandcamp Housing units, Sanders Pool and Community Center, and TCISD school buildings. All the previous buildings have been removed and the land is being marketed by the City for an industrial / light industrial user. The City is seeking Site Plan zoning with Light Industrial as the base zoning with a limited list of additional uses.

As indicated on the attached zoning map, the entire area surrounding the subject property is zoned Industrial Business District. The Land Use Plan shows this area as Industrial Transition Zone. Within this category outdoor storage and industrial warehousing are identified as potential uses.

Analysis / Recommendation: To be able to effectively market the land, the City is seeking limited uses in addition to the allowable uses within IBD. Those uses include:

- Storage tanks for crude oil and petroleum liquids, bulk storage
- Lay down and equipment storage
- Pipelines, pipe racks, valves, meters, and manifolds
- Electrical transmission lines and substation
- Warehouses
- Parking
- Office Buildings
- Railroad tracks and equipment

Screening and landscaping will be required as this property is developed. City water and sewer are available to the site and capable of serving the proposed development. Access would be from 4th Ave. South since that segment of road is already designated as a truck route.

Based on the surrounding land uses, information contained in the Land Use Plan, and current development and zoning, city staff has no objection to this rezoning request.

ZONING COMMISSION MINUTES

June 16, 2015

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting and Public Hearing on Tuesday, June 16, 2015 at 5:15 p.m. Board members present were: Chairman, Perry O'Brien, Rachel Delgado, Bert Dahl and Dee Ann Haney. Staff members present were Doug Kneupper and Brian Falk. Citizens present were: Iva & Irene Norris, Lilian Gooden, John Freeman, Pastor Jerry B. Lee Jr., Ms. Jessie McNair, Mr. & Mrs. Terry Scott, Edna Colurville, Alta Caligone, Vickie L. Primm, Evelyn P. Lee, Susan A. Jones, Shirley Josey, Mrs. Diana Tolden, Mae Walker, Nakisha Paul, Albert Tolden, Shirley Carr, Leon Carr, Michael Reid, Rev. Daniel Daniels, Oseeg Sowell, Eugene Scott, Marla Scott, Ben Cavil, Mary Villareal, Clarence Paul, Henrietta Conley, Ms. Ella R. Brown, George Cash and Raymond Guidry.

Chairman O'Brien then addressed those in attendance and explained the procedures for the Public Hearing.

Approval of Minutes: The minutes from the May 19, 2015 meeting were approved on a motion by Bert Dahl/ Dee Ann Haney. All members present voted aye.

ITEM NO. 1 Interfield Group/Mary Villareal to rezone from "A" (Single Family Residential) to "E" (General Business) to construct a mixed use development with gas station and restaurants. Being a 4.3999 acre tract out of the S.F. Austin League Survey. Located on the southwest corner of Monticello and Westward.

Chairman, Perry O'Brien then asked Mr. Kneupper to address this item. Mr. Kneupper provided an aerial picture and indicated the location of the proposed development. He then reviewed his memo to the members and indicated the existing zoning for the area on the map. He further stated the Land Use Plan indicated residential development for this area and that Staff had recommended Neighborhood Services for this rezoning request. The primary difference was the restaurants would not be able to have the on-premise consumption of alcoholic beverages. He continued and explained the screening requirements is approved and stated the site plan would need to be approved by the Planning Board and the Drainage District #2. Mr. Kneupper then stated the City Staff could not support this rezoning request. He then stated that 27 property owners were notified of the rezoning intent and to date 6 letters of opposition have been received. Ms. Mary Villareal was present to represent the applicant the Interfield Group. She stated she didn't have much more to add except there would be a screening wall at the rear of the property. She asked if Mr. Kneupper had said the Staff was not in favor of the request due to the "E" designation or the sale of alcohol. Mr. Kneupper stated the Staff did not recommend the "E" designation but had indicated they told the applicant they were in favor of the Neighborhood Services zoning classification. There was discussion about the option of the Zoning Commission changing the classification from "E" to Neighborhood Services or a more restrictive classification. **A motion was then made by Rachel Delgado/Dee Ann Hane to open the Public Hearing. All members present voted aye.** Chairman O'Brien then asked if there was anyone present to speak in favor of the rezoning request. There was no one and those in opposition were then asked to speak. A petition by Mrs. Tolden was then presented with 31 signatures from the property owners in the neighborhood who were opposed to the rezoning and it was read into the record by Chairman O'Brien. The petition stated the opposition was the area was zoned residential and the owners had bought property there to be away from business,

increase in traffic resulting in possible damage to roads, possible decrease in taxes and the possibility of undesirable people hanging around the proposed businesses. Speaking in opposition to the request was Rev. Jerry Lee representing some of the property owners. He stated the opposition was based on the narrow streets with increased traffic, no buffering, sale of liquor on the premises, not enough sidewalks and the desire to keep the area residential and lastly they do not see a need for additional gas stations since there are many in the area already. Rev. James Daniels also addressed the members. He stated he was opposed as this area was a residential area, the area is full of pioneers and settlers in the area from the 1930's who wanted residential development and they do not want to see commercial developments in the area. Also speaking in opposition was Ms. Edna Courville, Henrietta Conway, Ms. Diana Tolden and Susan Jones. They cited in the increase in traffic, drainage problems, accidents due to the narrow streets and no sidewalks, people coming through the neighborhood who would destroy existing properties. Chairman O'Brien then stated they had received the letters of opposition and see that all those present are opposed to the rezoning request. A question arose about rezoning other vacant property in the area and whether this would open them up to rezoning approval if this is granted approval. Mr. Kneupper addressed those questions and stated each rezoning request would be considered on a case by case basis. **A motion was then made by Dee Ann Haney/Bert Dahl to close the Public Hearing. All members present voted aye.** There was brief discussion and after reviewing all information, **a motion was made by Dee Ann Haney/Bert Dahl to deny the rezoning request for "E" (General Business) and "D" (Neighborhood Services). All members present voted aye.** Chairman O'Brien addressed the applicant and stated they could pursue other avenues if they so desired.

ITEM NO. 2 City of Texas City request to rezone from "IBD" (Industrial Business District) to "Site Plan" to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices. Being all of Blocks 223,224,225, 226 and 227, T.C. 2nd Division. Located in the 800 and 900 blocks of 4th Ave. So. Mr. Kneupper then reviewed his memo to the members. He stated the City owns 7.53 acres of undeveloped land in the 800 and 900 block of 4th Ave. So. The streets and alleys have previously been abandoned and provided an aerial map of the area. He then provided some background information about previous uses of the land for housing, pools, recreation center, etc. Mr. Kneupper stated that 21 property owners were notified of the rezoning intent and to date no responses have been received. He also indicated the current zoning uses of the Industrial Business District. He stated the objective was to make the property more marketable and the Texas City Terminal Railway is interested in obtaining the property. Mr. Kneupper continued by explaining the proposed uses: storage for crude oil, lay down areas, pipelines, warehouses, parking, railroad tracks, electrical lines, and office buildings. He stated the development would require screening and landscaping for the facility. Based on the surrounding land uses the city Staff has no objection to this rezoning request. He further stated the City wanted no residential structures or recreational facilities in the area. The members asked what was north of this area and Mr. Kneupper stated there were residential homes still in the area; however, if they were more than 50% destroyed they could not be rebuilt as this area is now the Industrial Business District. He also indicated the City has worked with the County in the Ike Recovery Program to relocate property owners in this area that had homes damaged during the

storm. They also asked about what uses were allowed under the Industrial Business District and Mr. Kneupper indicated the various uses allowed. There was discussion about the green space area required for construction in the IBD and what portion of this property could be used for buildings and what would need to remain green space. After discussion, **a motion was then made by Rachel Delgado/Bert Dahl to open the Public Hearing. All members present voted aye.** Chairman O'Brien then asked if there was anyone present to speak in favor of the request. There was no one present to speak in favor, he then asked for those in opposition to speak. Speaking in opposition was Diana Scott who stated she was opposed to the rezoning request. She stated she owned 914 3rd Ave. So. which is a residential home. She continued she stated they were told they would be relocated when this was made into the IBD area. Ms. Scott continued that they had applied for the Ike Program but they had been denied for relocation. She asked what the City was going to do with their property. The members addressed her and stated they were not rezoning her property only what was indicated on the map. They also informed her that they could not provide an answer for her question on what would be done with her property. Chairman O'Brien then clarified for her their job is only to hear opposition to the proposed rezoning and couldn't answer questions about properties outside the rezoning area. He asked her if she had an other opposition to the request. She did not and Chairman O'Brien asked if anyone else had any opposition to the rezoning request. Mr. Raymond Guidry then addressed the property owners and stated they may want to contact Marathon as they are buying up properties in that area. The Scott's thanked him for that information. Mr. Guidry stated he was not opposed to the rezoning request he just wanted to know what the rezoning intent was about. **After discussion, a motion was made by Dee Ann Haney/Bert Dahl to close the Public Hearing. All members present voted aye. There was no further discussion and a motion was made by Dee Ann Haney/Rachel Delgado to approve the rezoning request. All members present voted aye.**

There was no further business to discuss **and a motion was made by Bert Dahl/Dee Ann Haney to adjourn. All members present voted aye.**

Perry O'Brien, Chairman

Doug Kneupper, Secretary

CITY COMMISSION REGULAR MTG

7. (a.

Meeting Date: 07/15/2015

Submitted By: Michelle Garcia, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Approve City Commission Minutes for July 1, 2015 meeting. (City Secretary)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

7. (b.

Meeting Date: 07/15/2015

Submitted By: Michelle Garcia, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution 15-047, approving the re-appointment or appointment of representatives to the Galveston County United Board of Health. (City Secretary)

BACKGROUND

In accordance with the Health District Inter-local Agreement executed December 2002, the 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. This request is to approve all re-appointments and appointments nominated.

On Tuesday, May 26, the Commissioners' Court nominated the following:

Term will be May 1, 2015 -April 30, 2017

Name Represents

Ben G. Raimer, MD UTMB (reappointment)

Eric Froeschner Interested Citizen (reappointment)

Mark Sonnier Interested Citizen (reappointment)

John Hackbarth , DDS Dentist (reappointment)

Tim Rainey Municipality (reappointment)

Steve Pratt Food Service/Food Sales Industry (reappointment)

Michael Roussos Mainland Medical Center (new appointment)

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution No. 15-047 Ratify Appointments Galv. Cnty United Board of Health
United Board of Health Re-Appointments and Appointments

RESOLUTION NO. 15-047

A RESOLUTION ENDORSING THE APPOINTMENTS OF MUNICIPALITY REPRESENTATIVES TO COMPLETE THE TERM ON THE GALVESTON COUNTY UNITED BOARD OF HEALTH; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

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;

WHEREAS, there are appointments under consideration; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby endorses the following Re-appointments and appointments to the Galveston County United Board of Health.

Term will be May 1, 2015 – April 30, 2015

| <u>Name</u> | <u>Represents</u> |
|------------------------|---|
| Ben G. Raimer, M.D. | UTMB (reappointment) |
| Eric Froeschner | Interested Citizen (reappointment) |
| Mark Sonnier | Interested Citizen (reappointment) |
| John Hackbarth, D.D.S. | Dentist (reappointment) |
| Tim Rainey | Municipality (reappointment) |
| Steve Pratt | Food Service/Food Sales (reappointment) |
| Michael Roussos | Mainland Medical Center (new appointment) |

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

GALVESTON COUNTY HEALTH DISTRICT

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



Kathy Barroso, CPA
Interim Chief Executive Officer

TO: Mayors and City Council Members of Member Cities

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

DATE: June 1, 2015

SUBJECT: United Board of Health Re-Appointments and Appointments

In accordance with the Health District Interlocal Agreement, executed in 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, May 26, the Commissioners' Court nominated the following:

Term will be May 1, 2015 – April 30, 2017

| <u>Name</u> | <u>Represents</u> |
|---------------------|--|
| Ben G. Raimer, MD | UTMB (reappointment) |
| Eric Froeschner | Interested Citizen (reappointment) |
| Mark Sonnier | Interested Citizen (reappointment) |
| John Hackbarth, DDS | Dentist (reappointment) |
| Tim Rainey | Municipality (reappointment) |
| Steve Pratt | Food Service/Food Sales Industry (reappointment) |
| Michael Roussos | Mainland Medical Center (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 (Attn: ExecAsst), P.O. Box 939, La Marque, TX 77568, (409) 938-2243 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 Executive Assistants or me 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, 2015 – April 30, 2017

Name

Ben G. Raimer, MD
Eric Froeschner
Mark Sonnier
John Hackbarth, DDS
Tim Rainey
Steve Pratt
Michael Roussos

Represents

UTMB (reappointment)
Interested Citizen (reappointment)
Interested Citizen (reappointment)
Dentist (reappointment)
Municipality (reappointment)
Food Service/Food Sales Industry (reappointment)
Mainland Medical Center (new appointment)

ATTEST:

City Secretary

Mayor



Galveston County Health District

Providing credible and responsible public services since 1971
Prevent - Protect - Promote

9850-A Emmett F. Lowry Expwy, Suite A102, Texas City Texas 77591 - Phone 409-938-7221

- ◆ Home ◆ Community Health ◆ Environmental Health ◆ Coastal Health & Wellness ◆ EMS (GAAA) ◆ Animal Services ◆ Contact Us ◆

- United Board of Health
- Board Agenda/Minutes
- Board Members
- Approved Policies

VISION
"Healthy people in healthy communities"

United Board of Health Members

MISSION
"Assuring the Conditions in Which People Can be Healthy"



Chairperson
Ben G. Raimer, MD
409-772-5033
Represents: UTMB
Term expires: 4/30/15

bgraimer@utmb.edu



Vice-Chairperson
Eric Froeschner
281-236-1451
Represents: Citizen at Large
Term expires: 4/30/15
League City

efroeschner@jandjtelecom.com



Secretary-Treasurer
Mark D. Sonnier, MD
409-938-2273
Represents: Inter-Citizen
Term expires: 4/3
Santa Fe

Mark.sonnier@edwardjones.com



Jason Q. Lawrence, PE
281-796-4652
Represents: Engineer
Term expires: 4/30/16

Jason.aggie98@gmail.com

VACANCY

Represents: Mainland Medical Center
Term expires: 4/30/16

VACANCY

Represents: Nurses
Term expires: 4/3



Tim Rainey
281-338-1555
Represents: Municipality
Term expires: 4/30/15
Tiki Island

mailto:tmsr@raineypools.com



Steven W. Pratt
409-938-2273
Represents: Food Service/Sales
Term expires: 4/30/15
League City

stevep@estebansafe.com



John K. Hackbarth
409-935-2111
Represents: Dentist
Term expires: 4/3

drhackbarth@texasdentalhealth.com

VACANCY

Represents: Veterinarian
Term expires: 4/30/16



John Bentley
281-535-5518
Represents: Interested Citizen
Term expires: 4/30/16

aclaim4you@aol.com



Mary Jo Godinich
409-933-0555
Represents: Medi-Society
Term expires: 4/3

maryjogodinich@yahoo.com



Patrick McGinnis, MD, MS, MBA
409-938-2273
Represents: Municipality
Term expires: 4/30/16



Harlan "Mark" Gu, MD, MPH, CEO
409-938-2401
Appointed: 01/03
Ex-Officio
mguidry@gchd.org

Mainland MEDICAL CENTER

A Campus of Clear Lake Regional Medical Center-An HCA Affiliated Facility



MICHAEL ROUSSOS NAMED CHIEF EXECUTIVE OFFICER OF MAINLAND MEDICAL CENTER, A CAMPUS OF CLEAR LAKE REGIONAL MEDICAL CENTER

Houston, TX, March 29, 2015 - HCA Gulf Coast Division President Maura Walsh announced today that Michael Roussos has been named Mainland Medical Center's (MMC) Chief Executive Officer. Previously, Roussos served as Chief Operating Officer (COO) at Corpus Christi Medical Center (CCMC), a five campus hospital system. Roussos has held various leadership roles for the past 12 years within HCA. He has worked in the HCA Gulf Coast Division since June 2007.

"Michael is an exceptional leader whose abilities to encourage and foster consensus, combined with business acumen, make him an excellent choice to lead Mainland Medical Center," said Maura Walsh, HCA Gulf Coast Division President. "Michael's knowledge of the Houston market will serve him well in this new role."

"I am looking forward to my new role at Mainland Medical Center," Roussos said. "It's an honor to be selected to work with such an experienced team of employees, physicians, board members and volunteers. I'm particularly excited about coming back to the Houston area."

Prior to his leadership at CCMC, Roussos served as the COO at East Houston Regional Medical Center, a campus of Bayshore Medical Center in Houston, Texas, for five years. Roussos also worked at Las Palmas Medical Center in El Paso, Texas, and in the HCA North Texas Division in Dallas, Texas.

Roussos earned his bachelor's degree from The University of Texas in Austin, Texas, with high honors and his master's degree in Healthcare Administration from Trinity University in San Antonio, Texas. He is a member of the American College of Healthcare Executives (ACHE), the Rotary Club, an Eagle Scout and a Board Member for CASA in Corpus Christi, Texas. He will transition into his new role on April 1, 2015.

CITY COMMISSION REGULAR MTG

7. (c.

Meeting Date: 07/15/2015

Submitted By: Justin Herter, City Attorney Office

Department: City Attorney Office

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution 15-048, (Police Department)

BACKGROUND

We are requesting an HGAC grant in the amount of \$26,060.00 for the purchase of body cameras. There is no city match. The state is requiring that the attached resolution be completed and approved by council and that I down load the “passed” resolution to their website as soon as possible.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution No. 15-048 -HGAC Grant for Body Cameras

RESOLUTION NO. 15-048

A RESOLUTION APPROVING THE SUBMISSION OF A HOUSTON-GALVESTON AREA COUNCIL (HGAC) APPLICATION FOR THE BODY CAMERA IMPLEMENTATION PROJECT IN THE AMOUNT OF \$26,060.00; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City finds it in the best interest of the citizens of Texas City, Texas, that the Body Camera Implementation Project be operated for the 2015 (Year); and

WHEREAS, the City of Texas City agrees that in the event of loss or misuse of the Criminal Justice Division funds, City of Texas City assures that the funds will be returned to the Criminal Justice Division in full; and

WHEREAS, the City of Texas City designates Matthew Doyle – Mayor 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 COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City hereby approves the submission of a Houston-Galveston area council (HGAC) application for the body camera implementation project in the amount of \$26,060.00

SECTION 2: That the Mayor is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

7. (d.

Meeting Date: 07/15/2015

BID # 2015-091 Solid Waste Disposal Annual Contract

Submitted For: Mike McKinley, Public Works

Submitted By: Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 15-049, approving and awarding Bid # 2015-091 Solid Waste Disposal Annual Contract. (Public Works)

BACKGROUND

Bid packets were sent to the two local landfills. The bids were opened on Thursday, June 25, 2015 at 2:00 p.m.. The low responsible bid meeting all specifications was received from Republic Services.

ANALYSIS

It is the recommendation of the Publics Works Department, to award Bid # 2015-091 Solid Waste Disposal Annual Contract to Republic Service, and that the Mayor is authorized to execute a contract on behalf of the City Commission. A bid tabulation is attached for your review.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution No. 15-049 Solid Waste Disposal Annual Contract

Exhibit A

RESOLUTION NO. 15-049

A RESOLUTION APPROVING AND AWARDDING BID # 2015-091 SOLID WASTE DISPOSAL ANNUAL CONTRACT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, bid packets were mailed to area vendors for the Solid Waste Disposal Annual Contract, Bid No. 2015-091; and

WHEREAS, bids were opened on Thursday, June 25, 2015 at 2:00 p.m.; and,

WHEREAS, the low responsible bid meeting all specifications was received from Republic Services, Texas.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the successful bidders for the Residential Solid Waste Collection and Disposal annual contract, Bid No. 2015-091, is Republic Services, Houston, Texas.

SECTION 2: That the Mayor is hereby authorized to enter into an annual contract with Republic Services, Houston, Texas, for Residential Solid Waste Collection and Disposal annual contract, Bid No. 2015-091, for the respective unit price bids in Exhibit "A", as attached hereto and incorporated herein for all intents and purposes.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

BID TAB. TOTALS

BID # 2015-091

Solid Waste Disposal Annual Contract

Bid Opening: Thursday, June 25, 2015 @ 2:00 p.m.

| VENDOR | | |
|---|---|--|
| SERVICE | REPUBLIC SERVICES | WASTE MANAGEMENT |
| Receive & Dispose of <u>Loose</u> Garbage 2000 yd/mo | \$6.15/YD \$12300.00 | \$9.25/YD \$18500.00 |
| Receive & Dispose of <u>Compacted</u> Garbage 2000 yd/mo | \$6.85/YD \$13700.00 | \$12.25/YD \$24500.00 |
| Receive & Dispose of <u>Loose</u> Rubbish 2000 yd/mo | \$6.15/YD \$12300.00 | \$9.25/YD \$18500.00 |
| Receive & Dispose of <u>Compacted</u> Rubbish 2000 yd/mo | \$6.85/YD \$13700.00 | \$12.25/YD \$24500.00 |

CITY COMMISSION REGULAR MTG

7. (e.

Meeting Date: 07/15/2015

Bid # 2015-089 Liquid Asphalt - Transport Load

Submitted For: Mike McKinley, Public Works

Submitted By: Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 15-050, approving and awarding Bid # 2015-089 Liquid Asphalt - Transport Load. (Public Works)

BACKGROUND

Bids were opened Thursday, June 24, 2015 at 2 p.m. The low responsible bid meeting all the specifications was received from Cleveland Asphalt Products, Inc. A bid tabulation is attached for your review.

ANALYSIS

It is the recommendation of the Public Works Department to award Bid # 2015-089 Liquid Asphalt - Transport Load Annual Contract to Cleveland Asphalt Products, Inc., and that the Mayor is authorized to execute a contract on behalf of the City Commission.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution No. 15-050 Award Bid - Liquid Asphalt Transport Loads

Exhibit A

RESOLUTION NO. 15-050

A RESOLUTION APPROVING AND AWARDDING BID # 2015-089 LIQUID ASPHALT - TRANSPORT LOAD; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, bids were mailed/picked up by area vendors for Bid No. 2015-089 Liquid Asphalt Transport Load Annual Contract; and,

WHEREAS, bids were opened Thursday, June 24, 2015 at 2 p.m. The low responsible bid meeting all the specifications was received from Cleveland Asphalt Products, Inc., as set out on the bid tabulation attached hereto as Exhibit "A" and made a part hereof for all intents and purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission hereby accepts the contract by Cleveland Asphalt Products, Inc. for Liquid Asphalt Transport Load Annual Contract.

SECTION 2: That the Mayor is hereby authorized to enter into a contract with Cleveland Asphalt Products, Inc. for Liquid Asphalt Transport Load.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

BID TAB. TOTALS

2015-089 LIQUID ASPHALT – TRANSPORT LOAD

Bid Opening: Thursday, June 24, 2015 at 2 p.m.

| <u>BIDDER</u> | <u>CRS-2</u> Cationic Emulsion 6,000 gallons | <u>SS-1</u> Slow Set Emulsion 10000 gallons | <u>EAP & T</u> Prime and Tack 10000 gallons |
|----------------------------|---|--|--|
| Cleveland Asphalt Products | \$1.9925/gal. \$11955.00 | 1.9925/gal \$19925.00 | \$1.9925/gal. \$19925.00 |
| Martin Asphalt Company | No bid | No bid | No bid |

CITY COMMISSION REGULAR MTG

7. (f.)

Meeting Date: 07/15/2015

RFP # 2015-090 Temporary Employment Services Annual Contract

Submitted For: Rita Williams, Purchasing

Submitted By: Rita Williams, Purchasing

Department: Human Resources

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 15-051, approving and awarding RFP # 2015-090 Temporary Employment Services Annual Contract. (Human Resources)

BACKGROUND

Proposal packets were mailed to area vendors on June 10, 2015. A proposal tabulation is attached for your review.

The proposals were opened and reviewed by Jennifer Price, HR Director on Thursday, June 25, 2015.

ANALYSIS

The low responsible proposal meeting all specifications was received by Action Personnel, Inc., in Texas City for the hourly/billing rates proposed.

It is my recommendation and the recommendation of the HR Director to award RFP # 2015-090 Temporary Employment Services Annual Contract to Action Personnel, Inc., for the hourly/billing rates proposed and that the Mayor be authorized to execute a contract on behalf of the City Commission.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution No. 15-051 Temporary Employment Services Contract

Exhibit A

RESOLUTION NO. 15-051

A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR TEMPORARY EMPLOYMENT SERVICES ANNUAL CONTRACT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, on June 10, 2015, request for proposal packets were mailed to area vendors for temporary employment services annual contract, Request for Proposal No. 2015-090; and

WHEREAS, proposals were opened and reviewed by Jennifer Price, Human Resources Director, on Thursday, June 25, 2015; and,

WHEREAS, the lowest proposal meeting specifications was submitted by Action Personnel, Inc., in Texas City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That Action Personnel, Inc. is awarded the temporary employment services annual contract, RFP No. No. 2015-090, as recommended by the Human Resources Director and the Purchasing Coordinator.

SECTION 2: That the Mayor is hereby authorized to enter into an agreement with Action Personnel, Inc. for temporary employment services annual contract for the total bid amounts as described in Exhibit "A," attached hereto and made a part hereof for all intents and purposes.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

PROPOSAL TABULATION FORM

RFP # 2015-090 TEMPORARY EMPLOYMENT SERVICES ANNUAL CONTRACT

Proposals due: Thursday June 25, 2015 at 2:00 p.m.

| CATEGORIES OF SERVICES | VENDOR | | | Previous Contract |
|--------------------------|---|------------------------------|---|---------------------|
| | Action Personnel, Inc. Texas City, Texas | TEI Staffing Alvin, Texas | Ann Best Elite Temp. Texas City, Texas | |
| Administrative Assistant | *\$10.50 \$15.22 | *\$18.00 \$25.80 | NO BID | *\$10.50 \$15.44 |
| Clerk/Cashier | *\$9.00 \$13.05 | *\$12.00 \$17.20 | NO BID | *\$8.00 \$11.76 |
| Deputy Court Clerk | *\$10.00 \$14.50 | *\$14.00 \$20.08 | NO BID | *\$9.50 \$13.97 |
| Custodian | *\$9.00 \$13.50 | *\$11.00 \$16.84 | NO BID | *\$8.00 \$11.76 |
| Laborer(General) | *\$8.50 \$12.33 | *\$9.00 \$13.78 | NO BID | *\$8.00 \$11.76 |
| Network Administrator | *\$15.00 \$21.75 | *\$22.00 \$31.55 | NO BID | *\$15.00 \$22.05 |

* HOURLY PAY RATES

BILLING RATE

CITY COMMISSION REGULAR MTG

7. (g.

Meeting Date: 07/15/2015

BID #2015-093 Removal of Debris from the Bioreactor

Submitted For: Mike McKinley, Public Works

Submitted By: Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Approve and award a contract for Bid #2015-093 Removal of Debris from the Bioreactor.

BACKGROUND

Bid packets were mailed out to area vendors on June 18, 2015. Bids were opened on Monday, July 6, 2015, at 2:00 p.m.

The responsible bid meeting all specifications was received from Synagro South, LLC. for the total bid amount of \$43,575.00. A bid tabulation is attached for your review.

ANALYSIS

It is the recommendation of the Utilities Department to award BID # 2015-093, Removal of Debris from the Bioreactor, to Synagro South LLC. for the total bid amount of \$43,575.00, and that the Mayor is authorized to execute a contract on behalf of the City Commission.

The Utilities Department further requests that the Mayor be authorized to execute change orders, not to exceed 25% of the contract amount, without bringing the matter before the Commission

Thank you

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Exhibit A

BID TAB TOTALS

BID # 2015-093

Removal of Debris From the BioReactor

Bid Opening: Monday, July 6, 2015 @ 2:00 p.m.

| SERVICE | VENDOR | | |
|---|--------------------|---|--|
| | SYNAGRO | SPECIALIZED MAINTENANCE SERVICES, INC. | |
| Price Per Cubic Yard | \$124.50 | \$141.67 | |
| | | | |
| Total Bid Amount Based on 350 Cubic Yards | \$43,575.00 | \$49,584.50 | |

CITY COMMISSION REGULAR MTG

Res 13-078

Meeting Date: 07/15/2015

Approve Traffic Safety Grant- STEP Grant

Submitted By: Justin Herter, City Attorney Office

Department: City Attorney Office

Information

ACTION REQUEST (Brief Summary)

Approve Texas Traffic Safety Grant's

Fiscal Year 2016

ID: 2016-TexasCit-S-1YG-0017

Period: 10/01/2015 to 09/30/2016

Total Award: \$67,970.98

Amount Eligible for Reimbursement by Department of Transportation \$33,427.97

Match Amount provided by City of Texas City \$34,543.01

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Res No 15-053

RESOLUTION NO. 15-053

A RESOLUTION ACCEPTING THE TEXAS DEPARTMENT OF TRANSPORTATION SELECTIVE TRAFFIC ENFORCEMENT PROGRAM TRAFFIC SAFETY 2016 GRANT #2016-TEXASCIT-S-1YG-0017; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Texas Department of Transportation (TXDOT) offers a grant for reimbursement for a selective traffic enforcement program;

WHEREAS, the City of Texas City Police Department is eligible for \$33,427.97, which must be matched by City funds in the amount of 34,543.01, under a reimbursement grant for the period of October 1, 2015 to September 30, 2016.

WHEREAS, the Texas Department of Transportation (TXDOT) awarded the City of Texas City, specifically the Texas City Police Department, such grant funding upon approval of the terms and conditions of the attached Grant Agreement.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission hereby accepts the Texas Traffic Safety Program Grant and approves of the terms and conditions of the Texas Traffic Safety Program Grant Agreement, attached hereto as Exhibit "A", and made a part hereof for all intents and purposes.

SECTION 2: That the Mayor is hereby authorized to execute the documentation necessary to receive said grant funding.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

8. (a.

Meeting Date: 07/15/2015

Permanent Rezoning of Property - Stripes

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Consider approval of an ordinance to permanently rezone property for Stripe Convenience Stores from “C”(Multi-Family Residential) and “A” (Single Family Residential) to “E” (General Business) to construct a fuel station / convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, being part of Lot 3, Boudreaux’s Re-plat. Located in the 2800 block of Loop 197 North (corner of 29th Street and Loop 197 North).

BACKGROUND

This item previously received approval by both the Zoning Commission and City Commission. A building permit has been issued and this item is now ready for final zoning approval by ordinance.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance No. 15-20 - Rezone C and A to E - Fuel Station - Convenience Store

ORDINANCE NO. 15-21

AN ORDINANCE AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES OF THE CITY OF TEXAS CITY, GALVESTON COUNTY, TEXAS, ALSO KNOWN AS THE ZONING ORDINANCE, TO PERMANENTLY REZONE PROPERTY FOR STRIPE CONVENIENCE STORES FROM “C”(MULTI-FAMILY RESIDENTIAL) AND “A” (SINGLE FAMILY RESIDENTIAL) TO “E” (GENERAL BUSINESS) TO CONSTRUCT A FUEL STATION / CONVENIENCE STORE, BEING A 1.5441 ACRE TRACT OUT OF A 1.9631 ACRE TRACT, BEING PART OF LOT 3, BOUDREAUX’S RE-PLAT, LOCATED IN THE 2800 BLOCK OF LOOP 197 NORTH (CORNER OF 29TH STREET AND LOOP 197 NORTH) TEXAS CITY, GALVESTON COUNTY, TEXAS; ORDERING SAID CHANGES MADE ON THE CITY ZONING MAP; CONTAINING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; DISPENSING WITH THE CHARTER REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, proper notice has been given and public hearing was held and given unanimous approval by the Zoning Commission; and,

WHEREAS, and it is the considered opinion of the City Commission that said Ordinance be amended and changed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That certain property located in the 2800 block of loop 197 north (corner of 29th street and loop 197 north) Texas city, Galveston County, Texas, currently zoned as “C” (Multi-Family Residential) and “A” (Single Family Residential), is hereby rezoned and classified as “E” (General Business), to construct a fuel station / convenience store.

SECTION 2: That the City Engineer shall designate said changes from as “C” (Multi-Family Residential) and “A” (Single Family Residential), to “E” (General Business), as hereinabove provided, on the original zoning map, as amended, and on the duplicate copy thereof kept in the Office of the City Planning Board.

SECTION 3: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. In the event any section, clause, sentence, paragraph, or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 5: That this Ordinance shall be finally passed upon the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

8. (b.

Meeting Date: 07/15/2015

ORDINANCE TO PERMANENTLY REZONE PROPERTY

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Consider approval of an ordinance to permanently rezone property for City of Texas City from "IBD" (Industrial Business District) to "Site-Plan" to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices. Being all of Block 223, 224, 225, 226 and 227, T.C. 2nd Division. Located in the 800 and 900 block of 4th Ave. So.

BACKGROUND

This request was previously given unanimous approval by the Zoning Commission during a Public Hearing held on June 16, 2015. It is now ready for the ordinance to permanently rezone the property.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance No. 15-21 - Rezone IBD to S-P -Construct above ground Storage Tanks

ORDINANCE NO. 15-21

AN ORDINANCE AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES OF THE CITY OF TEXAS CITY, GALVESTON COUNTY, TEXAS, ALSO KNOWN AS THE ZONING ORDINANCE, TO PERMANENTLY REZONE PROPERTY FOR CITY OF TEXAS CITY FROM “IBD” (INDUSTRIAL BUSINESS DISTRICT) TO “SITE-PLAN” TO CONSTRUCT ABOVE GROUND STORAGE TANKS FOR PETROLEUM PRODUCTS, BULK STORAGE, EQUIPMENT STORAGE, WAREHOUSES AND OFFICES, BEING ALL OF BLOCK 223, 224,225, 226 AND 227, T.C. 2ND DIVISION, LOCATED AT LOCATED IN THE 800 AND 900 BLOCK OF 4TH AVENUE SOUTH TEXAS CITY, GALVESTON COUNTY, TEXAS; ORDERING SAID CHANGES MADE ON THE CITY ZONING MAP; CONTAINING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; DISPENSING WITH THE CHARTER REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, proper notice has been given and public hearing was held on June 16, 2015 and given unanimous approval by the Zoning Commission, and

WHEREAS, and it is the considered opinion of the City Commission that said Ordinance be amended and changed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That certain property located at the 800 and 900 block of 4th Avenue South, being all of Block 223, 224,225, 226 and 227, T.C. 2nd Division, Texas City, Galveston County, Texas, currently zoned as District “IBD” (Industrial Business District), is hereby rezoned and classified as District “S-P” (Site Plan), to construct above ground storage tanks for petroleum products, bulk storage, equipment storage, warehouses and offices.

SECTION 2: That the City Engineer shall designate said changes from District “IBD” (Industrial Business District), to District “S-P,” Site Plan, as hereinabove provided, on the original zoning map, as amended, and on the duplicate copy thereof kept in the Office of the City Planning Board.

SECTION 3: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. In the event any section, clause, sentence, paragraph, or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 5: That this Ordinance shall be finally passed upon the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

8. (c.

Meeting Date: 07/15/2015

Submitted By: Michelle Garcia, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Ordinance No. 15-23, amending Section 95.017 and 95.018 dealing with animal registration (Dogs, cats and Ferrets) for the City of Texas City (Management Services).

BACKGROUND

The Animal Resource Center is under the Control of the Galveston County Health District. There is a board of advisors to the Animal Resource Center that includes Texas City as one of the municipalities that participates on the board. The advisory board recommended to the Health District Board that there be a unified fee schedule for pet registration. The board approved. The City of Texas City now needs to amend its ordinances to reflect the unified change. Our current ordinance had a \$10 lifetime pet registration fee while the County was a \$5 annual fee. The proposed change in our ordinance is now a \$20 lifetime pet registration fee that includes a microchip. The microchip alone would be worth more than \$20.

Attached is Section 6 of the Health District Animal Control Policies that deals with the pet registration requirements including the microchipping. The ordinance attached states these will be our policies as they are or as they are modified.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance No. 15-22 - Amending Section 95.017 and 95.018 - Animal Registration
Animal-Services-Policy - Section 6

ORDINANCE NO. 15-22

AN ORDINANCE AMENDING SECTIONS 95.017 AND 95.018 DEALING WITH ANIMAL REGISTRATION (DOGS, CATS AND FERRETS) FOR THE CITY OF TEXAS CITY; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE ORDINANCE IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City authorizes the Galveston County Health District to enforce registration of animals (Dogs, Cats and Ferrets) for the City of Texas City; and

WHEREAS, the City of Texas City adopts policies/ordinances established by the District including registration fees, relating to animal registration; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby approves amending Sections 95.017 and 95.018 dealing with animal registration (Dogs, cats and Ferrets) for the City of Texas City.

SECTION 2: That **The Code of Ordinances of the City of Texas City, Texas, Title IX, Chapter 95 (Animals)**, is amended to read and provide as follows:

Section 95.017 is changed to read:

§ 95.017 ISSUANCE OF TAG; FEE; WEARING OF TAG; REPLACEMENT TAGS.

(A) ~~Upon the presentation of proof of vaccination of each dog or cat and the payment of a fee of \$10, the Galveston County Animal Resource Center shall furnish the owner thereof a durable tag per animal. The tag shall be valid for the time of ownership or control of such animal and shall at all times be securely attached to a collar or harness around the neck of the animal.~~ The City of Texas City authorizes the Galveston County Health District to enforce registration of animals (Dogs, Cats and Ferrets) for the City of Texas City and further, the City of Texas City adopts policies/ordinances established by the District including registration fees, relating to animal registration.

~~(B) In the event of replacement for a lost tag or change in ownership or control of such animal, there shall be a fee of \$10.~~

(1998 Code, § 18-33)

Section 95.018 is changed to read:

§ 95.018 RECORDS OF TAGS.

~~The Galveston County Animal Resource Center shall prepare a card upon which shall be recorded the name of the person receiving an identification tag under § 95.017 of this chapter, his or her address, a description of the animal for which a tag is issued and the date of inoculation. The card shall be kept in such a place as to be readily available to the Galveston County Animal Resource Center for inspection.~~

~~(1998 Code, § 18-34)~~

SECTION 3: That the *City Charter* requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 4: That this Ordinance shall be passed and adopted on the date of its introduction, and shall become effective from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

- (3) Vaccine used-producer, expiration date, and serial number;
- (4) Date vaccinated;
- (5) Date vaccination expires (revaccination due date);
- (6) Rabies tag number if a tag is issued;
- (7) The licensed veterinarian's signature or signature stamp and license number;
- (8) A copy of each rabies vaccination certificate issued shall be retained by the issuing veterinarian and readily retrievable for a period of not less than five years from the date of issuance.

C. Confidentiality of Certain Information in Rabies Vaccination Certificate; Penalty (THSC Section 826.0211)

- (1) Information contained in a rabies vaccination certificate or in any record compiled from the information contained in one or more certificates that identifies or tends to identify an owner or an address, telephone number, or other personally identifying information of an owner of a vaccinated animal is confidential and not subject to disclosure under Public Information Act, Government Code Chapter 552.
- (2) The information may be disclosed only to a governmental entity for purposes related to the protection of public health and safety. A governmental entity that receives the information, including a county or municipality that registers dogs and cats under this Subsection, must maintain the confidentiality of the information, may not disclose the information under Public Information Act, Government Code Chapter 552, and may not use the information for a purpose that does not directly relate to the protection of public health and safety.
- (3) A person commits an offense if the person distributes information that is confidential under this section. Penalties are listed in THSC Section 826.0211.

Section 6 Registration of Dogs, Cats and Ferrets

Purpose: The purpose of this section is to outline requirements for owners of a dog, cat or ferret to register said animal with the District. This information will be retained in the files at the District and will assist officials with a count of animals located within the District's jurisdictional boundaries, identify gender and track the number of animals that are spayed and neutered. In addition, this information will assist District personnel in public health disaster preparedness planning. All animals that are registered will be issued a license or

a microchip that may assist owners in the recovery of a missing animal. This requirement conforms to Texas Health and Safety Code (THSC) Chapter 826 Rabies, Subchapter D. Registration and Restraint of Dogs and Cats and Texas Administrative Code Chapter 169, Vaccination Requirement.

A. Registration for Each Animal (THSC Section 826.031)

The owner or custodian of a dog, cat or ferret is hereby required to register and to obtain from the licensing authority for each dog, cat or ferret a license tag or microchip that must be obtained within seven (7) days following its original rabies vaccination as required herein.

The owner or custodian of a dog or cat commits an offense if:

- (1) The owner or custodian fails or refuses to present for registration a dog or cat owned by the owner or custodian; and
- (2) The animal is required to be registered by District Policy/Ordinance.
- (3) If a person fails to register the animal, District personnel will issue a citation to the owner. A reasonable amount of time will be given to the owner to complete the registration.
- (4) An offense under this section is a Class "C" misdemeanor.

B. Proof of Rabies Vaccination (Texas Administrative Code Rule §169.29)

A license tag or microchip for a dog, cat or ferret shall not be issued unless there is exhibited to the licensing authority a certificate from a licensed veterinarian showing that the animal to be licensed has been inoculated with an approved rabies vaccine, in accordance with the recommendations of the manufacturer.

C. Valid Period

The license as required in this section shall be valid for the lifetime of the animal as set by the Galveston County United Board of Health as long as the animal does not change ownership. If the animal changes ownership a new registration is required.

D. Animals Brought Into District

Any new permanent resident covered by this policy that owns a dog, cat or ferret brought into the District from other areas shall within seven (7) days of arrival obtain a license tag or microchip for each dog, cat or ferret and register each dog, cat or ferret as required herein. Said registration shall be valid for the time stated in this section of this rule.

E. License Tags or Microchip Required

Upon acceptance of the registration application, rabies vaccination certificate and payment of the registration fee, the District shall issue a microchip or durable tag, stamped with an identifying number. Failure to present the microchip information or license tag, as required herein, shall constitute a violation of this rule.

F. Identification Required

The owner of every dog, cat or ferret shall make sure that the animal is microchipped or that a license tag is attached to a collar or harness and said collar or harness with tags shall be worn by the dog, cat or ferret at all times when off the premises of the owner. Tags shall not be switched from one animal to another.

G. Registration Information

The District shall maintain a record of the identifying numbers of all microchips or tags issued and this record shall be available to the public; provided however that information in the record that identifies or tends to identify the owner or an address, telephone number, or other personally identifying information of the owner of the registered dog, cat or ferret is confidential and not subject to disclosure except as provided by Sections 826.0211 or 826.0311 of the Texas Health and Safety Code.

H. Registration Fees (THSC Section 826.031)

Any person required under this section of this rule to obtain registration for a dog, cat or ferret shall pay a registration fee set by the Galveston County United Board of Health. The registration fee will include microchipping of the animal; unless the owner can provide proof that the animal has already been microchipped. The fee collected for the registration of a dog, cat or ferret shall be deposited in the Animal Services Division of the District's General Fund and used only to help defray the cost of administering this subchapter in the District, including the costs of registration.

I. Registration Fees Prerequisite

All registration fees shall be paid to and collected by the District before any license tag or microchip will be issued.

J. Exceptions

The provision of this Section requiring the registration of dogs, cats and ferrets shall not apply to the following:

- (1) Dogs, cats and ferrets under the age of four (4) months if kept confined.

- (2) Dogs, cats and ferrets owned by persons who are non-residents of the District, traveling through the District or temporarily sojourning therein for a period not exceeding thirty (30) days. Upon request, the owner show proof of current rabies vaccination certification.
- (3) Dogs, cats and ferrets brought to the District for not more than 10 days exclusively for the purpose of entering the same in any show or exhibition, breeding purposes or trial.
- (4) Dogs duly and properly trained (assistance animal) to aid or assist blind persons when such dogs are actually used by blind persons for the purpose of aiding or assisting such blind persons in going from place to place. These animals should be registered with the District without paying a fee.
- (5) Dogs duly and properly trained to aid or assist deaf persons when such dogs are actually used by deaf persons for the purpose of aiding or assisting such deaf persons in going from place to place. These animals should be registered with the District without paying a fee
- (6) Dogs, cats and ferrets kept in qualified institutions, approved by the Health Authority, for teaching or research purposes.
- (7) Dogs, cats and ferrets kept in veterinary hospitals or recognized animal shelters.

K. Registration; Penalty

- (1) A person commits an offense if:
 - (a) The person fails or refuses to register or present for registration a dog or cat owned by the person; and
 - (b) The animal is required to be registered under this policy adopted by the District's Board of Health.
- (2) An Animal Control Officer will investigate all cases of non-registration. If the Animal Control Officer determines that a violation exists, the Animal Control Officer will issue a warning or citation.
- (3) An offense under this section is a Class "C" Misdemeanor.
- (4) An Animal Control Officer will issue a citation to an owner of an animal that is not registered and each day that the animal is not registered is considered a new offense.