

MINUTES
City of Dickinson
CITY COUNCIL
COUNCIL REGULAR MEETING

July 11, 2023

The Dickinson City Council met in a duly called and announced the Regular Meeting on **Tuesday, July 11, 2023, at 7:00 p.m.** 4403 Highway 3, Dickinson, Texas 77539 for the purpose of considering the following numbered items.

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

Councilmembers present were as follows: Sean Skipworth - Mayor, Johnnie Simpson, Jenna P Simsen, Mark Townsend, Jessie Brantley, Fred L Linton.

ITEM 2.) INVOCATION

Council Member Simpson led the invocation.

ITEM 3.) PLEDGE OF ALLEGIANCE

Mayor Skipworth led the pledge of allegiance to the United States and Texas flag.

ITEM 4.) PROCLAMATIONS AND AWARDS - None

ITEM 5.) ANNOUNCEMENTS AND PRESENTATIONS Announcements concerning items of community interest. No action will be taken or discussed. Councilmember comments regarding items of community interest in accordance with Texas Government Code section 551.0415.

5.A Council Comments

Council Members welcomed and thanked everyone in attendance. They briefed on events that they attended. Councilmembers also briefed on upcoming community events. Councilmember Brantley introduced Lacy Pena with Forever 15. Lacy spoke to bring awareness of Fentanyl abuse among our youth.

5.B City Manager Update

- Keep Dickinson Beautiful Presentation by Julie Masters
- Presentation on Preliminary Budget for FY23/24
- Infrastructure
- Project Statuses
- Community and Economic Development Status
- Community Events
- Grant Updates

City Manager introduced Mrs. Julie Master's to present the Keep Dickinson Beautiful Presentation.

City Manager, Theo Melancon briefed on the Budget for FY23/24 and on the ongoing city projects, grant updates and city business. He answered Council questions and concerns.

ITEM 6.) **PUBLIC COMMENTS** Members of the public are invited to give comments at this time, lasting not longer than 3 minutes. Comments may be general in nature or may address a specific agenda item, and should be directed at the entire Council, not individual members of Council or staff. Any speaker making personal attacks or using vulgar or profane language shall forfeit his/her remaining time and shall be seated. In compliance with the Texas Open Meetings Act, The City Council may not deliberate.

There was none.

ITEM 7.) **CONSENT AGENDA** 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.

Item 7B was pulled by request of the City Manager and Item 7C was pulled by requests of Councilmember Townsend from Consent Agenda.

1st Motion: Councilmember Simpson made a motion to approve the consent agenda with the exception of items 7B and 7C.

2nd Motion: Councilmember Linton seconded the motion.

Vote:

6 Ayes (Simsen, Brantley Linton, Skipworth, Simpson, Townsend)

0 Nays

MOTION PASSED.

7.A Consideration and possible action on approving the minutes of the City Council Meeting of June 27, 2023.

MOTION PASSED.

7.B **RESOLUTION XXX-2023 - CONSIDERATION AND POSSIBLE ACTION APPROVING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH HUITT-ZOLLARS, INC. FOR ENGINEERING SERVICES RELATED TO STREET DESIGN IN THE CITY OF DICKINSON.**

No action taken. This item was pulled from consent agenda with no discussion.

7.C **ORDINANCE XXX-2023 - Consideration and possible action concerning adopting the Dickinson, TX Parks, Trails and Recreation Master Plan. (SECOND AND FINAL READING)**

Item 7C was pulled and discussed outside of Consent Agenda.

1st Motion: Councilmember Simpson made a motion to approve.

2nd Motion: Councilmember Brantley seconded the motion.

Vote:

6 Ayes (Simsen, Brantley Linton, Skipworth, Simpson, Townsend)

0 Nays

MOTION PASSED.

ITEM 8.) PUBLIC HEARING(S) AND ACTION ITEMS FROM PUBLIC HEARING(S).

- 8.A Conduct a public hearing concerning a request to amend the official zoning map from Conventional Residential (CR) zoning district to Manufactured Home (MH) zoning district for the approx. ± 1.78 acres, located at 4401 E 36TH ST, 4403 E 36TH ST, 4405 E 36TH ST, 4407 E 36TH ST, 4409 E 36TH ST, 4411 E 36TH ST, 4402 E 35TH ST, 4404 E 35TH ST, 4406 E 35TH ST, 4408 E 35TH ST, 4410 E 35TH ST, legally described as Reserve II Menotti Special Subdivision No.2

Public Hearing opened at 7:37 p.m.

- Staff Presentation – Yvonne Briscoe
- Applicant Presentation – Patrick Restivo
- Public Comments – None
- Applicant Rebuttal – None
- Adjourn Public Hearing – 7:38 pm

- 8.B Consideration and possible action concerning a request to amend the official zoning map from Conventional Residential (CR) zoning district to Manufactured Home (MH) zoning district for the approx. ± 1.78 acres, located at 4401 E 36TH ST, 4403 E 36TH ST, 4405 E 36TH ST, 4407 E 36TH ST, 4409 E 36TH ST, 4411 E 36TH ST, 4402 E 35TH ST, 4404 E 35TH ST, 4406 E 35TH ST, 4408 E 35TH ST, 4410 E 35TH ST, legally described as Reserve II Menotti Special Subdivision No.2.

1st Motion: Councilmember Townsend made a motion to approve.

2nd Motion: Councilmember Brantley seconded the motion.

Vote:

- 5 Ayes (Skipworth, Simpson, Simsen, Townsend, Linton)
1 Nays (Brantley)

MOTION PASSED.

- 8.C Conduct a public hearing concerning a request to amend the official zoning map from Conventional Residential (CR) zoning district to General Commercial (GC) zoning district for the approx. ± 0.45acre property being the southern 150-ft of property located at **2308 E FM 517**, legally described as ABST 19 PERRY & AUSTIN SUR LOTS 1,2,3,11 & 12 BLK 1 WEEKES ADDN TO DICKINSON & ADJ W PT OF BLK 1, and for the approx. ± 0.26-acre property located at **2317 44TH ST**, legally described as ABST 19 PERRY & AUSTIN SUR LOT 10 & W 1/2 OF LOT 9 BLK 1 WEEKES ADDN TO DICKINSON.

Public Hearing opened at 8:08 p.m.

- Staff Presentation – Yvonne Briscoe
- Applicant Presentation – None
- Public Comments - None
- Applicant Rebuttal - None
- Adjourn Public Hearing – 8:09 p.m.

- 8.D Consideration and possible action concerning a request to amend the official zoning map from Conventional Residential (CR) zoning district to General Commercial (GC) zoning district for the approx. ± 0.45acre property being the southern 150 -ft of property located at **2308 E FM 517**, legally described as ABST 19 PERRY & AUSTIN SUR LOTS 1,2,3,11 & 12 BLK 1 WEEKES ADDN TO DICKINSON & ADJ W PT OF BLK 1, and for the approx. ± 0.26 -acre property located at **2317 44TH ST**, legally described as ABST 19 PERRY & AUSTIN SUR LOT 10 & W 1/2 OF LOT 9 BLK 1 WEEKES ADDN TO DICKINSON.

1st Motion: Councilmember Simpson made a motion to approve.

2nd Motion: Councilmember Townsend seconded the motion.

Vote:

6 Ayes (Skipworth, Simpson, Simsen, Townsend, Brantley Linton)

0 Nays

MOTION PASSED.

ITEM 9.) ACTION ITEMS FOR CONSIDERATION

- 9.A Consideration and possible action concerning a request for **Mac Gregor's Replat Marker Oaks Ranch Section One Final Plat**, being approx. ± 7.09 acres of the property located at 302 Avenue J, and legally described as part of ABST 1 M AUSTIN SUR S PT OF LOTS 2, 3, 4 & CLOSED ROW (2-0) MCGREGOR SUB.

1st Motion: Councilmember Brantley made a motion to approve.

2nd Motion: Councilmember Simsen seconded the motion.

Vote:

6 Ayes (Skipworth, Simpson, Simsen, Townsend, Brantley Linton)

0 Nays

MOTION PASSED

- 9.B **ORDINANCE XXX-2023** - AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, SETTING THE DATE FOR REGULAR MEETINGS OF THE CITY COUNCIL AS REQUIRED UNDER THE CITY OF DICKINSON CHARTER SECTION 3.08(a); PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING)

1st Motion: Councilmember Simpson made a motion to approve in two readings.

2nd Motion: Councilmember Linton seconded the motion.

Vote:

4 Ayes (Skipworth, Simpson, Simsen, Linton)

2 Nays (Brantley, Townsend)

MOTION PASSED

- 9.C Consideration and possible action to approve the ratification to the DMD nominations for Amy Skicki and John O'valle.

Item 9C was discussed before item 9B.

Councilmember Townsend made a motion to table this item.

Councilmember Linton seconded the motion.

Motion died.

1st Motion: Councilmember Brantley made a motion to approve the nominations.

2nd Motion: Councilwoman Simsen seconded the motion.

Public comments:

Name	Address	Reason for Comment
Louis Decker	5520 Tanglebriar	DMD Nominations
Nita Clements	514 Sherwood Forest Drive	DMD Nominations

Councilmember Simpson stated he would abstain from voting for this item. He also clarified that the DMD process is laid out in state law. The DMD Board selects a Board Member and then the City Council votes.

Vote:

- 4 Ayes (Skipworth, Simsen, Brantley Linton)
- 1 Nays (Townsend)
- 1 Abstain (Simpson)

MOTION PASSED

ITEM 10.) EXECUTIVE (CLOSED) SESSION(S)

10.A Texas Government Code Section 551.071 - Consultation with Attorney

Discussion with Attorney regarding contemplated/pending litigation and regarding matters protected by the attorney/client privilege.

10.B Texas Government Code Section 551.072 - Deliberation Regarding Real Property

Deliberations regarding the purchase, exchange, lease, or value of real property.

10.C

Texas Government Code Section 551.087: Deliberation Regarding Economic Development Negotiations

- (1) discuss commercial or financial information received from a business prospect seeking to locate, stay, or expand in or near the City of Dickinson; or
- (2) discuss the offer of a financial or other incentives to a business prospect locating, staying, or expanding in or near the City of Dickinson.

Convened into Executive Session at 8:39 p.m.
Reconvened from Executive Session at 10:31 p.m.

ITEM 11.) ACTION ITEMS FROM EXECUTIVE (CLOSED) SESSION(S)

11.A Consideration and possible action concerning matters discussed in executive session.

- Texas Government Code 551.071 - Consultation with attorney
- Texas Government Code 551.072 - Deliberation Regarding Real Property
- Texas Government Code 551.087 - Deliberation Regarding Economic Development Negotiations

1st Motion: Councilmember Simpson made a motion to approve the Resolution authorizing the Dickinson Economic Development Corporation to expend funds for the purchase of real property as discussed in executive session.

2nd Motion: Council Member Simsen seconded the motion.

Vote:

4 Ayes (Skipworth, Simpson, Simsen, Linton)
1 Nays (Townsend)
1 Recused (Brantley)

MOTION PASSED.

ITEM 12.) ADJOURNMENT

1st Motion: Councilmember Townsend made a motion to adjourn.

2nd Motion: Councilmember Simpson seconded the motion.

Vote:

6 Ayes (Skipworth, Simpson, Simsen, Brantley Linton, Townsend)
0 Nays

MOTION PASSED.

Meeting adjourned at 10:32 p.m.



Sean Skipworth, Mayor

ATTEST:

Ana Urps

Ana Urps, City Secretary