



ACTION AGENDA

CITY COUNCIL AGENDA CITY OF PEARLAND REGULAR COUNCIL MEETING

MONDAY, APRIL 11, 2016 6:30 P.M.

**COUNCIL CHAMBERS | PEARLAND CITY HALL | 3519 LIBERTY
DRIVE 281.652.1600**

- I. CALL TO ORDER**
- II. INVOCATION AND THE PLEDGE OF ALLEGIANCE TO THE UNITED STATES OF AMERICA FLAG AND TEXAS FLAG**
- III. ROLL CALL:** Mayor Reid, Mayor Pro-Tem Carbone, Councilmembers Moore, Reed, Ordeneaux, and Hill.
- IV. CITIZEN COMMENTS:** In order to hear all citizen comments at a reasonable hour, the City Council requests that speakers respect the three-minute time limit for individual comments and the five-minute time limit for an individual speaking on behalf of a group. This is not a question-answer session, however, it is an opportunity to voice your thoughts with City Council.
- V. PUBLIC HEARING:** None
- VI. CONSENT AGENDA:**

All items listed under the "Consent Agenda" are considered to be routine and require little or no deliberation by the City Council. These items will be enacted/approved by one motion unless a councilmember requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action (*VI. matters removed from Consent Agenda*). Approval of the Consent Agenda enacts the items of legislation.

APPROVED

A. Consideration and Possible Action – Approval of Minutes:

1. Minutes of the March 14, 2016, Regular Meeting held at 6:30 p.m.
2. Minutes of the March 21, 2016, Special Meeting held at 6:00 p.m.

APPROVED

- B. Consideration and Possible Action – Resolution No. R2016-58 – A Resolution of the City Council of the City of Pearland, Texas, awarding a bid for municipal veterinary services to Pearland Animal Hospital, in the estimated amount of \$40,000.00.**

APPROVED

- C. Consideration and Possible Action – Resolution No. R2016-62 – A Resolution of the City Council of the City of Pearland, Texas, appointing two (2) Council members to assist City staff in meeting with Brazoria County Commissioners to discuss Fire and EMS issues in the City’s extraterritorial jurisdiction (ETJ).**

VII. NEW BUSINESS:

APPROVED

- 1. Consideration and Possible Action – First Reading of Ordinance No. CUP 2016-01 - An Ordinance of the City Council of the City of Pearland, Texas, approving a Conditional Use Permit (CUP) to allow for a gasoline station and convenience store in the General Business (GB) zone, a tract or parcel containing 0.8767 acre portion of a 3.3825 acre tract of land situated in the Thomas J. Green Survey, Abstract 198, in the City of Pearland, Brazoria County, Texas. (Located at the northeast Corner of Broadway St. and Alexander Ln., Pearland, TX) Conditional Use Permit Application No 2016-01, within the General Business (GB) zoning district, at the request of James Elmore, applicant; on behalf of A&A Business, owner, containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.**

FAILED

- 2. Consideration and Possible Action – First Reading of Ordinance No. CUP 2016-04 - An Ordinance of the City Council of the City of Pearland, Texas, approving a Conditional Use Permit (CUP) to allow for bail bonds in the General Business (GB) zone, being a 3.1092 acre tract of land out of Lot 46 of the Allison Richey Gulf Coast Home Company’s Subdivision of Section 8, H.T & B.R.R. Co. Survey also called the F.B. Drake Survey, Abstract 504, Brazoria County, Texas, according to the map or plat thereof recorded in Volume 2, Page 24, of the plat records of Brazoria County, Texas. (Located at 6601 Broadway Street, Pearland, TX.) Conditional Use Permit Application No 2016-04, within the General Business (GB) zoning district, at the request of Alfred Rucker, applicant; on behalf of Pogie USA LLC, owner, containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.**

APPROVED

- 3. Consideration and Possible Action – First Reading of Ordinance No. 2000M-143 - An Ordinance of the City Council of the City of Pearland, Texas, amending Ordinance No. 2000M, the zoning map of the City of Pearland, Texas, for the purpose of changing the classification of certain property being a tract or parcel containing 3.8662 acres or 168,441 square feet of land situated in the H.T. & B.R.R. company Survey, Section 81, Abstract 300, Brazoria County, Texas, being the residue of Reserve “B”, first amending plat of Southgate Section One, as thereof recorded under Volume 24, Page 123, Brazoria County Plat records, conveyed Lingo Southgate, Ltd. as recorded in Brazoria County Clerk’s File No. 01-053025, Brazoria County, Texas. (Located at the West side of Kirby Drive approximately 1,500 feet South of Broadway Street, Pearland, TX.) Zone Change Application No. 2016-05Z, a request by Andrew**

Allemand/Windrose Land Services, applicant; on behalf of Lingo Southgate Ltd., owner; for approval of a change in zoning from the Residential Estate (R-E) and Single Family Residential – 2 (R-2) zoning districts to a General Business (GB) zoning district; on approximately 3.8662 acres of land; providing for an amendment of the zoning district map; containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.

APPROVED

4. **Consideration and Possible Action – First Reading of Ordinance No. CUP 2016-07** - An Ordinance of the City Council of the City of Pearland, Texas, approving a **Conditional Use Permit (CUP) to allow for self-storage facility in General Business (GB) zoning district**, being a tract or parcel containing 3.8662 acres or 168,441 square feet of land situated in the H.T. & B.R.R. company Survey, Section 81, Abstract 300, Brazoria County, Texas, being the residue of Reserve “B”, first amending plat of Southgate Section One, as thereof recorded under Volume 24, Page 123, Brazoria County Plat records, conveyed Lingo Southgate, Ltd. as recorded in Brazoria County Clerk’s File No. 01-053025, Brazoria County, Texas. **(Located at the West side of Kirby Drive approximately 1,500 feet South of Broadway Street, Pearland, TX.)** Conditional Use Permit Application No 2016-07, within the General Business (GB) zoning district, at the request of Andrew Allemand/Windrose Land Services, applicant; on behalf of Lingo Southgate Ltd., owner, containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.

APPROVED

5. **Consideration and Possible Action – First Reading of Ordinance No. 2000M-144** - An Ordinance of the City Council of the City of Pearland, Texas, approving a **amending Ordinance No. 2000M, the zoning map of the City of Pearland**, Texas, for the purpose of changing the classification of certain property a tract of land containing 48.471 acres of land situated in the James Hamilton Survey, Abstract No. 881 in Harris County and Abstract No. 747 in Brazoria County, Texas. Said 48.471 acre tract is in Lot 5 of the Subdivision of the John Hamilton Survey as recorded in Volume 83, Page 342 in the Harris County Deed Records and is that same 48.4712 acre tract of land described in a deed to Amegy Mortgage Company, L.L.C. as recorded in Clerk’s File No’s 20100132332 and 20100235353 in the Harris County Clerk’s Office. **(Located at the southwest corner of SH 288 and Spectrum Boulevard, Pearland, TX.)** Zoning Change No 2015-14Z, a request of Patti Joiner of Knudson LP., applicant; on behalf of American Modern Green (Houston) LLC, owner; for approval of a change in zoning from the Planned Development (PD) zoning district known as Modern Green Ivy, to a Planned Development (PD) zoning District known as Ivy District; on approximately 48.471 acres of land; providing for an amendment of the zoning district map; containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.

APPROVED

6. **Consideration and Possible Action – Resolution No. 2016-59** – A Resolution Authorizing Publication Of Notice Of Intention To Issue Certificates Of Obligation, In An Aggregate Principal Amount Not To Exceed \$14,200,000, For The Acquisition, Construction And Improvement Of Certain Public Works, Authorizing Distribution Of A Preliminary Official Statement Relating To Such Series Of Certificates And Authorizing Certain Other Matters Relating Thereto.

APPROVED

7. **Consideration and Possible Action – First Reading of Ordinance No. 1523** – An Ordinance authorizing the issuance of City of Pearland, Texas, permanent improvement and/or refunding bonds in one or more series; setting certain parameters for the bonds; authorizing refunding of certain outstanding obligations; authorizing a pricing officer to approve the amount, the interest rate, price, and terms thereof and certain other procedures and provisions relating thereto.

APPROVED

8. **Consideration and Possible Action – Resolution No. R2016-54** – A Resolution of the City Council of the City of Pearland, Texas, awarding a bid for the new and replacement in-car video systems in the amount of \$765,053.00 to WatchGuard.

APPROVED

9. **Consideration and Possible Action – Resolution No. R2016-60** – A Resolution of the City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to enter into an Amended Lease Agreement with The University of Houston.

APPROVED

10. **Consideration and Possible Action – Resolution No. R2016-53** – A Resolution of the City Council of the City of Pearland, Texas, authorizing the power of eminent domain to acquire fee simple title to certain property for the Hughes Ranch Road Improvement Project; being a 0.1911 of one acre (8,323 square feet) parcel of land located in the H.T.& B. R.R. Co. Survey, Abstract No. 506, Brazoria County, Texas and being situated in Lot 7, Block 20 of the ALLISON RICHEY GULF COAST HOME COMPANY SUBDIVISION, a subdivision per plat or map recorded in Volume 2, Pages 23 - 24, Brazoria County Map Records (B.C.M.R.), said 0.1911 acre parcel being out of and a part of a 1.857 acre residue of a tract described as 2 acres in a conveyance to Jose C. Rodriguez, recorded under Brazoria County Clerk's File (B.C.C.F.) No. 01055783, for the construction and maintenance of water, sewer, drainage and road improvements on certain real property described herein; authorizing the city attorney, or his designee, and other city officials to take such actions as are necessary to acquire said property, located within the city, by donation, purchase, or by the exercise of the power of eminent domain.

APPROVED

11. **Consideration and Possible Action – Resolution No. R2016-52** – A Resolution of the City Council of the City of Pearland, Texas, authorizing the power of eminent domain to acquire fee simple title to certain property for the Hughes Ranch Road Improvement Project; being a 0.1009 of one acre (4,397 square feet) parcel of land located in the H.T.& B. R.R. Co. Survey, Abstract No. 506, Brazoria County, Texas and being situated in Lot 22, Block 20 of the ALLISON RICHEY GULF COAST HOME COMPANY SUBDIVISION, a subdivision per plat or map recorded in Volume 2, Pages 23 - 24, Brazoria County Map Records (B.C.M.R.), said 0.1009 acre parcel being out of and a part of a 0.7082 of one acre residue of a tract of land described as 0.9997 of one acre in a conveyance to Ajith Kumar S. Nair and Jeeva Ajith recorded under Brazoria County Clerk's File (B.C.C.F.) No. 2006016690, for the construction and maintenance of water, sewer, drainage and road improvements on certain real property described herein; authorizing the city attorney, or his designee, and other city officials to take such actions as are necessary to acquire said property, located within the city, by donation, purchase, or by the exercise of the power of eminent domain.

APPROVED

12. **Consideration and Possible Action – Resolution No. R2016-61** – A Resolution of the City of Pearland, Texas, authorizing the City Manager or his designee to enter into a Reimbursement and Maintenance Agreement between the City and the Pearland Economic Development Corporation; and awarding a competitive sealed proposal for the construction of the Pearland Parkway and Dixie Farm Road Corridor Enhancements Projects to Jerdon Enterprise, L.P. in the estimated amount of \$1,058,653.53.

VIII. MAYOR/COUNCIL ISSUES FOR FUTURE CITY COUNCIL AGENDAS

OTHER BUSINESS:

EXECUTIVE SESSION UNDER TEXAS GOVERNMENT CODE

1. **Section 551.074 - Personnel Matters** – Regarding the Annual Evaluation of the City Manager.
2. **Section 551.071 - Consultation with City Attorney** – Regarding property development and related permits.

NEW BUSINESS CONTINUED:

APPROVED

13. **Consideration and Possible Action** – Regarding the Annual Evaluation of the City Manager.

NO ACTION TAKEN BY COUNCIL

14. **Consideration and Possible Action** – Regarding property development and related permits.

IX. ADJOURNMENT

This site is accessible to disabled individuals. For special assistance, please call Young Lorfing at 281.652.1840 prior to the meeting so that appropriate arrangements can be made.

All agenda supporting documents are available at pearlandtx.gov