



ACTION AGENDA

CITY COUNCIL AGENDA

CITY OF PEARLAND
REGULAR COUNCIL
MEETING

MONDAY, JULY 25, 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**

ROLL CALL: Mayor Reid, Mayor Pro-Tem Moore, Councilmembers Carbone, Reed, Ordeneaux, Hill and Perez.

- III. **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.

- IV. **PUBLIC HEARING:** None

- V. **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 July 18, 2016, Special Meeting held at 7:00 p.m.

APPROVED

- B. Consideration and Possible Action – Second and Final Reading of Ordinance No. 2000M-149** – 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 of land containing 4.1919 acres of land out of Lot Forty-One (41), Section 25, H.T. & B. R.R .Company Survey, Abstract 245, Brazoria County, Texas, and being designated on the Block Books of Brazoria County, Texas of Section 25 and being a part of the same land described in Deed from C. W. Boots, et. ux. to Joe H. Reeder, by Deed dated June 22, 1959, recorded in Volume 744, Page 457, Deed Records, Brazoria County, Texas, Less, Save and Except a 20.00 foot strip along the North side reserved in Deed recorded in Volume 116, Page 581, Deed Records, Brazoria County, Texas, and lying in the road. **(Located at 5134 Bailey Road)** Zone Change Application No. ZONE 16-00005, a request of Beverly Childs, owner/applicant; for approval of a change in zoning from the Suburban Development (SD) zoning district to the Office & Professional (OP) zoning district; on approximately 4.1919 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

- C. Consideration and Possible Action – Second and Final Reading of Ordinance No. CUP 16-00004** – An Ordinance of the City Council of the City of Pearland, Texas, approving a **Conditional Use Permit (CUP) to allow for Child Day Care Center (Business) in the Office & Professional zone**, being a tract of land containing 4.1919 acres of land out of Lot Forty-One (41), Section 25, H.T. & B. R.R .Company Survey, Abstract 245, Brazoria County, Texas, and being designated on the Block Books of Brazoria County, Texas of Section 25 and being a part of the same land described in Deed from C. W. Boots, et. ux. to Joe H. Reeder, by Deed dated June 22, 1959, recorded in Volume 744, Page 457, Deed Records, Brazoria County, Texas, Less, Save and Except a 20.00 foot strip along the North side reserved in Deed recorded in Volume 116, Page 581, Deed Records, Brazoria County, Texas, and lying in the road. **(Located at 5134 Bailey Road.)** Conditional Use Permit Application No CUP 16-00004, within the Office & Professional (OP) zoning district, at the request of Beverly Childs, owner/applicant, containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.

APPROVED

- D. Consideration and Possible Action – Second and Final Reading of Ordinance No. CUP No. 16-00002** – An Ordinance of the City Council of the City of Pearland, Texas, approving a **Conditional Use Permit (CUP) to allow for a gas station and convenience store in the General Commercial (GC) zone**, being a .875+ acre tract being all of Lot “D” of Dixie Plaza out of amending Plat 518 recorded in C. F. No. 2008026747, Map Records of Brazoria County, Texas, located in the City of Pearland, Brazoria County, Texas. **(3200 Dixie Farm Road, Pearland, Texas.)** Conditional Use Permit Application No CUP 16-00002, within the General Commercial (GC) zoning district, at the request of Pan American Engineers, LLC, Ron Bordelon, applicant; on behalf of Murphy Oil USA, Inc. owner, containing a savings clause, a severability clause, and an effective date and other provisions related to the subject.

APPROVED

- E. **Consideration and Possible Action – Second and Final Reading of Ordinance No. 1517-1** – An Ordinance of the City Council of the City of Pearland, Texas, amending the 2015 Comprehensive Plan to include the SH 35 Redevelopment Plan and act as a guide for regulating land use within the incorporated limits of Pearland; containing a savings clause, a severability clause and a repealer clause; and providing an effective date.

APPROVED

- F. **Consideration and Possible Action** – Excuse the absence of Councilmember Derrick Reed from the Regular Council Meeting held on July 11, 2016.

APPROVED

- G. **Consideration and Possible Action – Resolution No. 2016-136** – A Resolution of the City Council of the City of Pearland, Texas, renewing a fixed unit rate contract for plan review services with Freese and Nichols, Inc., in the estimated amount of \$100,000.00 for the period of August 1, 2016 through September 30, 2017.

APPROVED

- H. **Consideration and Possible Action – Resolution No. R2016-134** – A Resolution of the City Council of the City of Pearland, Texas, awarding a unit supply contract for citywide water and sanitary sewer on call repair and maintenance services to Texas Pride Utilities, LLC, for the period of July 25, 2016 through September 30, 2017.

VII. NEW BUSINESS:

APPROVED

1. **Consideration and Possible Action – First Reading of Ordinance No. 2000M-148** – 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 16.305 acre tract in Section 16 of the H.T. & B. RR Co. Survey, Abstract 546, Brazoria County, Texas. Said tract is part of a 15 acre tract of land described in a deed to Marvin Wayne Smith as recorded under Brazoria County Clerk's File No. 85197 113, and part of a 3.00 acre tract described in a deed to Marvin Wayne Smith as recorded under Brazoria County Clerk's File No. 85197 105. **(Located at 3546 & 3618 Harkey Road, Pearland, TX.)** Zone Change Application No. ZONE 16-00004, A request of Chad Thumann, R. West Development, applicant, on behalf of Patrick Tagtow, owner; for approval of a change in zoning from the **Single Family Residential-1 (R-1) zoning district to a Single Family Residential-3 (R-3) zoning district**; on approximately 16.305 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

2. **Consideration and Possible Action – Resolution No. R2016-130** – A Resolution of the City Council of the City of Pearland, Texas, authorizing a construction contract to Pepper Lawson Waterworks for the Reflection Bay Water Reclamation Facility 6 MGD Expansion Project, in the amount of \$44,657,000.00 contingent upon the closing of the TWDB loan for this project on August 4, 2016; and authorizing the appropriation of \$19,690,000 for the project.

APPROVED

3. **Consideration and Possible Action – Resolution No. R2016-131** – A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract for construction management and construction inspection services with Ardurra Group, for the Reflection Bay Water Reclamation Facility 6 MGD Expansion Project, in the amount of \$1,780,817.00, contingent upon the closing of the TWDB loan for this project on August 4, 2016.

APPROVED

4. **Consideration and Possible Action – Resolution No. R2016-132** – A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract for construction materials testing services with Terracon Consultants, Inc., for the Reflection Bay Water Reclamation Facility 6 MGD Expansion Project, in the amount of \$272,555.00, contingent upon the closing of the TWDB loan for this project on August 4, 2016.

APPROVED

5. **Consideration and Possible Action – Resolution No. R2016-133** – A Resolution of the City Council of the City of Pearland, Texas, awarding a bid to Peltier Brother Construction, Ltd of Houston, for the rehabilitation of the Liberty and Parkview Lift Stations, in the amount of \$625,141.00.

APPROVED

6. **Consideration and Possible Action – Resolution No. R2016-135** – A Resolution of the City Council of the City Of Pearland, Texas, approving the Amended bylaws of the Pearland Library Board.

APPROVED

7. **Consideration and Possible Action – Second and Final Reading of Ordinance No. 1518-4** – An Ordinance of the City Council of the City of Pearland, Texas, amending Ordinance No. 1518-3, the 2015-2016 Annual Budget Ordinance, by; authorizing the City Manager or his designee to take all actions necessary to facilitate the changes identified herein; providing a savings clause, a severability clause, a repealer clause, and an effective date.

VIII. MAYOR/COUNCIL ISSUES FOR FUTURE CITY COUNCIL AGENDAS

OTHER BUSINESS:

IX. ADJOURNMENT

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

All agenda supporting documents are available at pearlandtx.gov