

MINUTES
City of Dickinson
CITY COUNCIL
COUNCIL REGULAR MEETING

September 26, 2023

The Dickinson City Council met in a duly called and announced the Regular Meeting on **Tuesday, September 26, 2023, at 6:00 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, Mark Townsend, Bill Schick, Fred L Linton.

ITEM 2.) INVOCATION

Councilmember Simpson gave the invocation.

ITEM 3.) PLEDGE OF ALLEGIANCE

Mayor Skipworth led the pledge of allegiance and Texas flag.

ITEM 4.) 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.

4.A Council Comments

- HGAC Update

Council Members welcomed and thanked everyone in attendance. They briefed on events that they attended and upcoming community events.

4.B City Manager Update

- DMD Budget Update
- Infrastructure
- Project Statuses
- Community and Economic Development Status
- Grant Updates

City Manager updated on the November 7, 2023, Election for reauthorization of the street's maintenance sales tax. He stated we are near the completion of the ARPA funding project. This includes Caroline, 44th, 45th and Illinois Streets.

ITEM 5.) 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.

Tami Steambarge 5109 Casa Grande - Apologized for her conduct / ethic complaints.

Sue Emmitte 3508 Hill Avenue - Thanked Chaise and Alexis right-of-way mowing on Hill Avenue

Joanne Malmrose - Dickinson Historical Society upcoming events

ITEM 6.) **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 6D was pulled and discussed outside of consent.

Mark Townsend motioned to Approve the consent agenda with the exception of item 6D, and Johnnie Simpson seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

6.A **Consideration and possible action on approving the minutes of the August 29, 2023 City Council & Planning and Zoning Commission Joint Special Meeting Minutes. – MOTION PASSED**

6.B **Consideration and possible action on approving the minutes of the City Council Special Meeting of 6:00 p.m. for September 12, 2023. – MOTION PASSED**

6.C **Consideration and possible action on approving the minutes of the City Council Special Meeting of 7:00 p.m. for September 12, 2023. – MOTION PASSED**

6.D **RESOLUTION XXX-2023 - Consideration and possible action to approve a Resolution by the Dickinson Economic Development Corporation on amending the DEDC Bylaws.**

This item was pulled and discussed outside of consent agenda. Councilmember Townsend asked for clarification regarding the DEDC Bylaws regarding alternate/advisory members. City Manager Melancon stated that our policy states we can appoint alternates but stated that the state law does not allow for DEDC. These two additional members would be non-voting members.

Johnnie Simpson motioned to Approve , and Fred L Linton seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Bill Schick, Fred L Linton, Mark Townsend)

0 NAYS

MOTION PASSED

- 6.E **RESOLUTION XXX-2023 - CONSIDERATION AND POSSIBLE ACTION TO APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DICKINSON, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT FOR TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY- MULTI-YEAR AGREEMENT BETWEEN THE CITY OF DICKINSON AND THE STATE OF TEXAS, BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION, FOR THE HOMECOMING PARADE; ESTABLISHING THAT THE HOMECOMING PARADE SERVES A PUBLIC PURPOSE; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE CITY MANAGER; AND, PROVIDING AN EFFECTIVE DATE. (MOTION PASSED)**

ITEM 7.) ORDINANCES

- 7.B **ORDINANCE XXX-2023 - 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. ±0.18-acres, located at 3404 Avenue D, legally described as ABST 19 PERRY & AUSTIN SUR LOT 11 EMMITE SUB EXTN and a request to amend the official zoning map from Neighborhood Commercial (NC) zoning district to General Commercial (GC) zoning district for the approx. ± 0.16-acres, located at 3405 HWY 3, legally described as ABST 19 PERRY & AUSTIN SUR PT OF LOT 118 (3-0) DICKINSON ADDN D. (SECOND AND FINAL READING)**

Johnnie Simpson motioned to Approve, and Bill Schick seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

- 7.C **ORDINANCE XXX -2023 - Consideration and possible action concerning a request for a Specific Use Permit for Car, Truck and RV washing facilities in a general Commercial ("GC") zoning district, for approx. ± 0.26-acres, located at 3712 HWY 3, and legally described as ABST 19 PERRY & AUSTIN SUR PT OF LOT 154 (0-2) DICKINSON ADDN D (SECOND AND FINAL READING).**

Councilmember Townsend stated that he had an issue with the background and staff recommendations and SUP conditions. Yvonne Briscoe answered questions and concerns.

Johnnie Simpson motioned to approve, and Bill Schick seconded the motion. A discussion followed.

Mark Townsend motioned to Amend the motion changing the provision for parking in garage, and Bill Schick seconded the motion.

VOTE:

AYES (Townsend, Schick)

3 NAYS (Sean Skipworth - Mayor, Johnnie Simpson, Fred L Linton)

MOTION FAILED

Johnnie Simpson motioned to Approve item 7C, and Bill Schick seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

ITEM 8.) ACTION ITEMS FOR CONSIDERATION

8.A Consideration and possible action on approving \$0.322232 as the Maintenance & Operations portion of the 2023 Ad Valorem Tax Rate.

Mark Townsend motioned to Approve , and Bill Schick seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

8.B Consideration and possible action on approving \$0.044638 as the Debt Service portion of the 2023 Ad Valorem Tax Rate.

Johnnie Simpson motioned to Approve, and Mark Townsend seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

- 8.C **ORDINANCE XXX-2023 - AN ORDINANCE OF THE CITY OF DICKINSON, TEXAS, APPROVING THE 2023 AD VALOREM TAX RATE AND LEVY OF \$0.366870 PER ONE HUNDRED DOLLARS OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY, OF WHICH RATE \$0.044638 IS DEDICATED TO DEBT SERVICE AND \$0.322232 IS DEDICATED TO MAINTENANCE AND OPERATIONS; PROVIDING FOR THE ASSESSMENT, LEVY, AND COLLECTION OF AD VALOREM TAXES OF THE CITY OF DICKINSON, TEXAS, FOR THE YEAR 2023 AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; PROVIDING THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; AUTHORIZING EXEMPTIONS; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

Bill Schick motioned to Approve, and Johnnie Simpson seconded the motion.

There was a roll call vote:

Linton (FOR)

Schick (FOR)

Townsend (FOR)

Simpson (FOR)

Skipworth (FOR)

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

- 8.D **Consideration and possible action on the approval of the Dickinson Economic Development Corporation FY2023/2024 Budget. Dickinson Economic Development Corporation Director Courtland Holmann answered Councilmember questions and concerns regarding FY2023/2024 Budget.**

Johnnie Simpson motioned to Approve, and Fred L Linton seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

8.E **RESOLUTION XXX-2023 - Consideration and possible action to approve a resolution of the City Council of the City of Dickinson, Texas approving an amendment to the ASA Agreement between the Dickinson Economic Development Corporation and the City of Dickinson.**

Johnnie Simpson motioned to Approve , and Fred L Linton seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

8.F **RESOLUTION XXX-2023 - CONSIDERATION AND POSSIBLE ACTION APPROVING A RESOLUTION OF THE CITY OF DICKINSON, TEXAS, CONTAINING A PREAMBLE; APPROVING AN ECONOMIC DEVELOPMENT PROJECT BY KEAKAS LLC, D/B/A BACKYARD BREWING COMPANY TO BUILD A BREWERY; AND PROVIDING THAT THIS RESOLUTION SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

City Manager Theo Melancon introduced Mr. Mike Starr with the Backyard Brewing Company. Mr. Starr answered city council questions and concerns regarding parking.

Johnnie Simpson motioned to Approve , and Fred L Linton seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

ITEM 9.) ADJOURNMENT

Mark Townsend motioned to Approve , and Johnnie Simpson seconded the motion.

VOTE:

5 AYES (Sean Skipworth - Mayor, Johnnie Simpson, Mark Townsend, Bill Schick, Fred L Linton)

0 NAYS

MOTION PASSED

Adjourned at 7:19 p.m.

PASSED APPROVED AND ADOPTED this October 24, 2023.



Sean Skipworth, Mayor

ATTEST:



Ana Urps, City Secretary