



MINUTES
SEALY CITY COUNCIL
415 MAIN STREET
SEALY, TX 77474
TUESDAY, FEBRUARY 26, 2019
6:00 P.M.

1. **Call to Order**

Mayor Whitehead called the meeting to order at 6:00 p.m.

2. **Invocation and Pledge of Allegiance**

Mayor Whitehead asked that everyone join in reciting the Lord's Prayer. Mayor Whitehead led the Pledges of Allegiance.

3. **Roll Call and Certification of a Quorum.**

Present:

Janice Whitehead	Mayor
Dee Anne Lerma	Councilmember, Place 1
Chris Noack	Councilmember, Place 2
Sandra Vrablec	Councilmember, Place 3/Mayor Pro tem
Jennifer Sullivan	Councilmember, Place 4
Larry Koy	Councilmember, Place 5
John Hinze	Councilmember, Place 6

A quorum was declared present.

Staff attending:

Lloyd Merrell, City Manager
Dayl Cooksey, City Secretary
Warren Escovy, Asst. City Manager
Steven Kutra, Finance Director
Lawrence Siska, Director of Parks, Streets, Drainage
Mark Pulos, Public Works Director
Scott Riske, Police Captain
Robert Worley, Sealy EDC Executive Director
Tim Kirwin, City Attorney

4. **Proclamations and Special Recognitions**

None

5. **Petition(s) and/or Request(s) from the Public.**

None

6. **CONSENT AGENDA**

Mayor Whitehead stated that she received a request that the items on the consent agenda be voted on separately.

- a. **Discussion and possible action regarding approval of minutes for the meeting held:**
- **February 12, 2019**

Councilman Hinze moved to approve the minutes for the city council meeting held February 12, 2019. Councilwoman Vrabec seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze
NOES: None

The motion carried.

- b. **Discussion and possible action to approve an ordinance in which the caption reads:**
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SEALY, TEXAS, BY AN ADDING ADDITIONAL LOCATION PROHIBITING THRU TRUCK TRAFFIC TO SECTION 98-07 OF ARTICLE II OF CHAPTER 98; BY AMENDING PARAGRAPH (d) REGULATED STREET TO INCLUDE BELLE STREET; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING SEVERABILITY.
(This is the second of two readings)

Councilwoman Lerma moved to approve the ordinance as captioned above. Councilwoman Vrabec seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze
NOES: None

The motion carried. *(This ordinance is enrolled as Ordinance No. 2019-02.)*

- c. **Discussion and possible action to approve an ordinance in which the caption reads:**
AN ORDINANCE OF THE CITY OF SEALY TEXAS, DELETING SECTION 28-109 OF ARTICLE XIII OF CHAPTER 28 AND ADDING A NEW SECTION 28-109 OF ARTICLE XIII OF CHAPTER 28; PROVIDING FOR RULES AND REGULATIONS FOR VARIANCES; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL, AND PROVIDING AN EFFECTIVE DATE.
(This is the second of two readings.)

Councilwoman Lerma moved to approve the ordinance as captioned above. Councilman Noack seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze
NOES: None

The motion carried. *(This ordinance is enrolled as Ordinance No. 2019-03.)*

7. Presentation by the Sealy Community Foundation of its Fantasy of Lights report on the use of hotel occupancy tax (HOT) funds.

Melanie Willingham with Sealy Community Foundation provided a report on the Fantasy of Lights event for 2018. They estimated approximately 6,000 people attended the event. The council requested a copy of the profit/loss report.

8. Discussion and possible action to approve an event to be held at B&PW Park on March 15-16, 2019.

Joell Prado and Lisa Willis requested that the city council approve a benefit honoring their mother, Julie Gugliotta, to help with her battle with cancer. The event is to be held at B&PW Park on March 15-16, 2019. The event will be open to the public and will include vendors, BBQ Cook-off, softball tournament, and silent auction. They are providing insurance for the event and will not be selling nor providing alcohol.

Councilman Koy moved to approve an event to be held at B&PW Park on March 15-16, 2019 as presented to Council. Councilwoman Lerma seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze

NOES: None

The motion carried.

9. Update from Anthony Branch on the Sealy Little Dribblers Program.

Anthony Branch gave the council an update on the Sealy Little Dribblers Program. The program lasted two months and had good participation. He thanked the school district for the use of their facilities. He also thanked Danielle Eschenburg for her exceptional help with the program.

10. Discussion and possible action regarding the monthly financial report presented by the Director of Finance.

Steven Kutra reviewed the monthly financial report with the city council. He informed council that the city has reached the goal previously set to have 90-days of operating funds held in reserve.

11. Discussion and possible action to approve the job description and position of executive assistant for the Sealy Economic Development Corporation.

Councilwoman Lerma moved to approve the job description and position of executive assistant for the Sealy Economic Development Corporation with a salary range of \$15.76 to \$23.59 per hour. Councilwoman Sullivan seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze

NOES: None

The motion carried.

12. Discussion and possible action to extending the Main Street Water Project to Columbus Road in order to provide a loop for the 12" water main.

Public Works Director Mark Pulos requested that the Main Street Water Line Project be extended an additional 1500 feet to Columbus Road. This will provide a loop for the 12" water main. The estimated cost of the additional line is approximately \$340,000. Strand Associates would need to prepare the design and survey for the extension at a cost of approximately \$22,000.

Councilwoman Sullivan moved to consider extending the Main Street Water Line Project to Columbus Road to provide a loop for the 12" water main as a bid alternate. Councilman Koy seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Hinze

NOES: None

The motion carried.

**13. Discussion and possible action to approve an ordinance in which the caption reads:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEALY, TEXAS, ADOPTING
AMENDMENT NO. 1 TO THE BUDGET OF THE CITY OF SEALY, TEXAS, FOR THE FISCAL
YEAR 2018-19; ALLOCATING UNAPPROPRIATED FUNDS; PROVIDING DETAILED LINE
ITEM INCREASES OR DECREASES; PROVIDING FOR SEVERABILITY; AND CONTAINING
OTHER PROVISIONS RELATING TO THE SUBJECT.**

(Per the City of Sealy Home Rule Charter, Section 3.12. (1) Procedure to Enact Legislation, only one reading is required for final passage of this ordinance.)

Councilwoman Lerma moved to approve the ordinance as captioned above. Councilman Hinze seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Hinze

NOES: None

The motion carried. *(This ordinance is enrolled as Ordinance No. 2019-04.)*

14. City Manager's report and possible discussion.

- **Update on the City Council ethics policy.**

The ethics policy will be ready for council review at the priorities meeting on March 23, 2019.

- **Update on the status of the collection of delinquent HOT Funds.**

Rooms for Rent is delinquent on their HOT Fund payments including the last two quarters of 2018. Attorneys Perdue, Brandon, Fielder, Collins and Mott will work to collect the funds.

- **Update on the collection of HOT Funds to the entity that owes the city a refund of unspent funds.**

The Knights of Columbus have requested a meeting with the city manager to work out repayment of the unspent funds.

- **Update on possibility of a drainage easement off of San Felipe Street for the ditch that goes to Travis Street.**

Staff has looked at the site. Two of the three property owners have agreed to provide an easement. Staff will continue to review options regarding drainage.

- **City wide garage sale**

City staff is working on the city-wide garage sale. Eren Maldonado and Natalie Tiemann are working on the project with the city secretary.

15. EXECUTIVE SESSION: A closed meeting will be held concerning the following item(s):

- a. **Consultation with City Attorney concerning a matter in which the duty of the attorney requires it for threatened or contemplated litigation or settlement offer pursuant to Section 551.071 of the Texas Government Code – Town Park Center, Cause No. 2017V-0040.**

City council recessed open session at 7:01 p.m.

16. Reconvene into regular session and consider action, if any, on items discussed in Executive Session.

City council reconvened into open session at 7:53 p.m.

Mayor Whitehead moved to authorize the city manager to look into the detention that is left in the B&PW Park. Councilwoman Lerma seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Hinze

NOES: None

The motion carried.

17. Request(s) for future agenda items and comment(s).

Councilman Hinze

- The Sealy Little League reported that people are using the fenced in ballpark field as dog parks. They are allowing their dogs to defecate on the field and are not removing it from the field. The city attorney said the city needs an animal waste ordinance. Councilman Hinze requested that this item be placed on a future agenda for consideration.

Councilman Koy

- None

Councilwoman Sullivan

- She requested an ordinance regulating dogs being chained. The city attorney said he can provide information on state law regulating this issue.
- She requested the organizational chart be updated to include the new position for the Sealy EDC.

Councilwoman Vrablec

- None

Councilman Noack

- None

Councilwoman Lerma

- None

Mayor Whitehead

- Adopt the drainage manual as an ordinance to be included in the City Code of Ordinances.

18. Adjournment

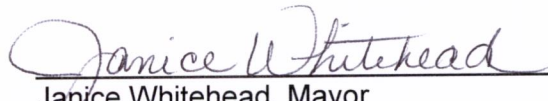
At 7:58 p.m., Councilman Hinze moved that the city council stand adjourned until the next scheduled meeting. Councilwoman Vrablec seconded the motion. Mayor Whitehead called for the vote:


AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Hinze
NOES: None

The motion carried.

PASSED AND APPROVED this 12th day of March 2019.




Janice Whitehead, Mayor

ATTEST:

Brooke Christoferson, Deputy City Secretary