

**MINUTES  
REGULAR MEETING  
HITCHCOCK CITY COMMISSION  
HITCHCOCK CITY HALL  
7423 HIGHWAY 6, HITCHCOCK, TEXAS  
APRIL 15, 2019  
6:30 P.M.**

**Members Present:** Mayor Childress, Commissioners Fard Abdullah, Monica Cantrell, Randy Strickland, and Mark Cook

**Members Absent:** None

**Others Present:** City Administrator Marie Gelles, City Secretary Lucy Dieringer, City Attorney Kyle Dickson, Police Chief Wilmon Smith, Police Captain Tim Underwood, Officer Kathryn Salas, Street Supervisor Anthony Jenkins, Utility Supervisor Joey Dieringer

**Call to Order**

Mayor Childress called the meeting to order at 6:30 P.M.

**Invocation**

Pastor John Elliott gave the invocation.

**Pledge of Allegiance**

We all recited the pledge of allegiance.

**Recognition:**

- (A) Proclamation presented by Mayor Dorothy Childress to the City of Hitchcock Police Department in recognition of National Police Week dated May 11-17, 2019.

Chief Smith, Captain Underwood, and officer Salas received the proclamation from Mayor Childress for the Hitchcock Police Department.

- (B) Proclamation presented by Mayor Dorothy Childress to the City of Hitchcock Public Works Department in recognition of National Public Works Week dated May 19-25, 2019.

Street Supervisor Anthony Jenkins, and Utility Supervisor Joey Dieringer received the proclamation from Mayor Childress for the Hitchcock Public Works Departments.

**Citizen Comments:**

**PLEASE NOTE: Public comments and matters from the floor are limited to 3 minutes in length. If you would like to request to speak, please do so in advance of the meeting by filling out a Request to Address Commission form. All in attendance are required to remove hats and/or sunglasses (dark glasses) during meetings and to also silence all cell phones and electronic devices.**

**Speakers must address their comments to the presiding officer rather than to individual commissioners or staff. Speakers will be allowed a maximum of 3 minutes to speak. Speakers**

**making personal, impertinent, profane, or slanderous remarks will be given a warning before losing the privilege to speak or may be removed from the room. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations/distractions will not be permitted. No placards, banners or signs will be permitted in the Chambers or in any room in which the Commission is meeting. In accordance with the Texas State Open Meetings Act, the City Commission is restricted from discussing or taking action on items not listed on the agenda.**

**As authorized by Section 551.042 of the Texas Government Code, the Presiding Officer may direct a City Official to make a statement of specific factual information in response to an inquiry made by a member of the public or the City Commission or a recitation of existing policy in response.**

**Comments were made by:**

1. Don Johnson – Friendswood – Thank you and Subsidence District appointment
2. Leila Butler – 10011 Schanzer - Rezoning
3. Samuel Collins III – 7902 Hwy 6 – Texas Rural Leadership and Texas Target Communities

**Public Hearing:**

- (A) Public Hearing on a change of Zoning request submitted by Earl J. Vicknair, from Agricultural Residential (AR) to General Industrial (GI) for the property at 7515 FM 2004. Galveston County CAD Account Number 388895. (Case ZC-2019-02)

Mayor Childress asked for public comments. There was none.

- (B) Public Hearing on a change of Zoning request submitted by Joe Wilburn, from General Commercial (GC) to General Industrial (GI) for property located in the 7800 block of FM 2004. Galveston County CAD Account Number 388843. (Case ZC-2019-03)

Mayor Childress asked for public comments. There was none.

**Consent Agenda Items:**

All consent items listed are considered to be routine by the City Commission and will be enacted by one motion. There will be no separate discussion of these items, unless a Commission Member so requests, and if such a request is made, the item will be removed from the Consent Agenda and considered in a normal sequence on the agenda.

- (A) Approval of the minutes of the Regular Meeting dated March 18, 2019.
- (B) Approval of the Fiscal Year 2019 Revenue and Expense Report Unaudited.
- (C) Approval of Accounts Payable Report.
- (D) Approval of Investment Report.

- (E) Approval of a Resolution approving aerial spraying for the county-wide Mosquito Control Program.

Commissioner Strickland moved to approve the consent items. The motion was seconded by Commissioner Abdullah and passed with a 5 to 0 vote

**Items for Individual Consideration:**

- (A) Discussion and appropriate action regarding proposed zoning change submitted by Earl J. Vicknair, from Agricultural Residential (AR) to General Industrial (GI) for the property at 7515 FM 2004. Galveston County CAD Account Number 388895. (Case ZC-2019-02) (Joe Wood)

Commissioner Strickland moved to approve the zone change. The motion was seconded by Commissioner Cook. Commissioner Cantrell questioned the estimated tax for a warehouse. Mr. Vicknair stated he had no idea what the sales tax revenue would be, and the value depends on various things and could be between .80 cents and \$2.00. The motion passed with a 4 to 1 vote, with Commissioner Cantrell voting against.

- (B) Discussion and appropriate action regarding proposed zoning change submitted by Joe Wilburn, from General Commercial (GC) to General Industrial (GI) for the property in the 7800 block of FM 2004. Galveston County CAD Account Number 388843. (Case ZC-2019-03) (Joe Wood)

Commissioner Abdullah moved to approve the zone change. The motion was seconded by Commissioner Cook. Mr. Wilburn was present for questions. Commissioner Cantrell asked if this property was connected to his other property that had already been approved for a zone change, and if so, was it an extension? Mr. Wilburn replied it was. Mr. Wilburn said he was contacted by someone wanting to manufacture a foam blanket for the military. Mr. Wilburn gave a brief history of himself and his thoughts on the effects of zoning. The motion passed 5 to 0.

- (C) Discussion and appropriate action awarding bids for group health, dental, and life insurance benefits. (Roy Starr, Rust-Ewing)

Mr. Starr was not present. Ms. Gelles explained the bids and rates we received. Ms. Gelles asked the Commission to give her the authority to get the rate from Texas Municipal League for a \$1,750.00 deductible with a \$40.00 office visit copay. Commissioner Strickland moved to approve Ms. Gelles to get the rate from Texas Municipal League and approved awarding the bid to Texas Municipal League effective June 01, 2019. The motion was seconded by Commissioner Abdullah and passed with a 5 to 0 vote.

- (D) Discussion and appropriate action approving the payment of \$900,000.00 from the TIRZ One (Harborwalk) account to Harborwalk, LP pursuant to the Indenture of Trust and Amendment to Development and Financing Agreement dated September 1, 2006 by and between the City of Hitchcock, Reinvestment Zone Number One, City of Hitchcock, Texas, Wells Fargo Bank, NA and Harborwalk, LP. (Kyle Dickson, City Attorney)

Commissioner Strickland moved to approve the payment. The motion was seconded by Commissioner Abdullah. City Attorney Kyle Dickson explained the TIRZ/Harborwalk agreement with the City of Hitchcock and how TIRZ development works. The motion passed 5 to 0.

- (E) Discussion and appropriate action on a Resolution approving an agreement with Linebarger, Goggan, Blair & Samson L.L.P. for delinquent collection services. (Mark Ciavaglia, Linebarger)

Ms. Gelles recommended approving. Commissioner Stricklind made a motion to approve the Resolution as presented. The motion was seconded by Commissioner Abdullah and passed with a 5 to 0 vote.

- (F) Discussion, direction, and possible action approving an Ordinance rescinding and replacing Chapter 90 – Animals - of the City of Hitchcock Code of Ordinances and establishing guidelines and regulations for the enforcement of animal control within the City Limits of Hitchcock Texas. (Chief Smith)

Commissioner Cook made a motion to table this item until a workshop could be held. The motion was seconded by Commissioner Cantrell and failed 2 to 3 with Mayor Childress, Commissioner Abdullah, and Commissioner Stricklind voting against table. Commissioner Stricklind made a motion to approve the ordinance. The motion was seconded by Commissioner Abdullah. Chief Smith explained how and why the ordinance was drafted. After discussion, the motion passed 3 to 2 with Commissioner Cook and Cantrell voting against.

- (G) Discussion and appropriate action approving an Ordinance adding a Road Debris Ordinance within the City Limits of Hitchcock. (Chief Smith)

Commissioner Abdullah made a motion to approve the Ordinance as presented. The motion was seconded by Commissioner Stricklind and passed with a 5 to 0 vote.

- (H) Discussion and appropriate action approving Board and Commission Appointments. (Mayor Childress)

Mayor Childress explained that no action would be needed tonight; she is taking applications for individuals interested in serving on various boards. Commissioner Cantrell asked how she was getting the notice out. Mayor Childress stated, by word of mouth at this time. Mayor Childress will get information together and come back to the Commission for action, hopefully in 2 weeks. Commissioner Cantrell asked her to try for equal representation in each district.

- (I) Discussion and appropriate action approving a Resolution establishing a City Charter Review Committee and appointments. (Mayor Childress)

Commissioner Cantrell moved to approve the Resolution as presented. The motion was seconded by Commissioner Abdullah and passed with a 5 to 0 vote.

- (J) Discussion and appropriate action approving an Ordinance Amending the FY 2018-2019 Adopted Budget. (Mayor Childress)

Commissioner Stricklind moved to approve the Ordinance as presented. The motion was seconded by Commissioner Abdullah and passed with a 4 to 1 vote with Commissioner Cantrell voting against.

**Mayor and Commissioner Requests/Comments.**

**Mayor Childress:** Budget in good status. The city is on its way to betterment. Mayor Childress asked Enna Hughes to give personal comments. Ms. Hughes thanked the Commission for their time and services.

**Commissioner Abdullah:** Appreciates all Chief Smith is doing and liked the trash cleanup.

**Commissioner Cantrell:** 1) Coffee with a cop tomorrow at Texas First Bank 9-11 A.M; 2) Need to follow up with zone change requirements; 3) Need to improve communication with citizens; 4) Lively Oaks in poor condition and the occupants are elderly; 5) attended the first Citizens Police Academy and it was an A+, 7 more to go.

**Commissioner Strickland:** City is being proactive. Chief Smith and Marie Gelles doing good.

**Commissioner Cook:** Thanked everyone that was part of the cleanup, would like to have the event done quarterly and the Ameriwaste workers were excellent.

**Announcements:**

**City Offices Closed April 19, 2019 in observance of Good Friday.**

City Secretary Lucy Dieringer announced a National Day of Prayer service would be held at City Hall on 05/02/19 at 7:00 P.M.

**Adjournment to Closed or Executive Session Pursuant to Texas Government Code Sections 551.071, 551.072, and 551.074, the Texas Open Meetings Act\*.**

Did not adjourn to closed session – No matters

**Reconvene into Open Session and possible action necessary related to the Closed or Executive Session.**

Did not adjourn to closed session – No matters

**Adjourn**

Commissioner Abdullah moved to adjourn. The motion was seconded by Commissioner Cook and passed with a 5 to 0 vote. The meeting adjourned at 8:25 P.M.

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**Dorothy Childress, Mayor**

**Attest:**

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**Lucy Dieringer, City Secretary**