

**CITY OF SANTA FE
REGULAR COUNCIL MEETING
NOVEMBER 10, 2011 7:00 P.M.
COUNCIL CHAMBERS
12002 HWY. 6
SANTA FE, TEXAS**

MINUTES

The meeting was called to order at 7:04 p.m. by Mayor Ralph Stenzel.

Roll Call: Present: Mayor Ralph Stenzel
 Mayor Pro-tem Jim Abney
 Councilmember Joe Carothers
 Councilmember Jeff Tambrella
 Councilmember Pat McCrary
 Councilmember Bubba Jannett
 City Attorney Ellis J. Ortego
 City Manager Joe Dickson
 City Secretary Janet L. Davis

The invocation was given by and the pledge of allegiance to the U. S. Flag and to the Texas Flag was led by City Manager Joe Dickson.

Mayor's and City Manager's Report:

- a. The minutes of 10/27/11 were approved as presented.
- b. Mayor Stenzel presented a proclamation for National Nurse Practitioner Week to Mrs. Rosie Morales representing National nurse practitioners.
- c. Mr. Dickson reviewed the September 30, 2011, quarterly and annual investment reports, noting specifically the funds moved to a money market account at Compass Bank in an effort to diversify funds to receive a better return on investments.

Planning and Zoning Business:

Old Business:

1. Consideration and possible action: Second and final reading of an ordinance of the City of Santa Fe, Texas, amending Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or Santa Fe Zoning Ordinance, 2002 Edition, amending Appendix 4-F, Zoning Matrix, by allowing NAICS use #541940, Veterinarian and Animal Clinic use in a Neighborhood Commercial (NC) Zoning District with a conditional use permit; providing for penalties; and providing for severability

Community Services Director Diana Steelquist said this is the second reading of the ordinance to allow a vet clinic in a Neighborhood Commercial zone with a conditional use permit. Motion by Councilmember Abney, seconded by Councilmember Tambrella to pass the second and final reading of an ordinance of the City of Santa Fe, Texas, amending Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or Santa Fe Zoning Ordinance, 2002 Edition, amending Appendix 4-F, Zoning Matrix,

by allowing NAICS use #541940, Veterinarian and Animal Clinic use in a Neighborhood Commercial (NC) Zoning District with a conditional use permit; providing for penalties; and providing for severability. The motion passed the roll call vote unanimously.

2. Consideration and possible action: First reading of an ordinance of the City of Santa Fe, Texas, amending Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or Santa Fe Zoning Ordinance, 2002 Edition, the official zoning map adopted under Section 3.08, by adding a conditional use zoning classification for a 150-foot tall tower in the Light Manufacturing (LM) District, located at 3525 FM 646 N, being approximately 9.535 acres described as Abst 1, Page 11, Lot 20, Thamans 1st Sub, City of Santa Fe, Galveston County, Texas

Mayor Stenzel said this was discussed at the workshop just prior to this meeting. Motion by Councilmember Tambrella, seconded by Councilmember Jannett to table this item until CenterPoint submits a revised site plan for the location of the tower. The motion passed the roll call vote unanimously.

New Business:

1. Consideration and possible action: Public hearing and First reading of an ordinance of the City of Santa Fe, Texas, amending the text of Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or the Santa Fe Zoning Ordinance, 2002 Edition, amending Article 5, Special Use Regulations, by adding Section 5.12, Churches and Places of Worship Regulations for accessory uses and recreational vehicles; providing for penalties; and providing for severability

Community Services Director Diana Steelquist said the Planning and Zoning Commission held a public hearing and there were no comments from the public. The commissioners discussed the ordinance and recommended two changes, specifically to strike the requirements for screening and to define temporary as no more than ninety days for visiting clergy. There is no time limit for disaster recovery. Council requested a six months limitation for disaster recovery. Mayor Stenzel opened the public hearing at 7:19 p.m., but there were no public comments. Motion by Councilmember Tambrella, seconded by Councilmember Abney to pass the first reading of an ordinance of the City of Santa Fe, Texas, amending the text of Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or the Santa Fe Zoning Ordinance, 2002 Edition, amending Article 5, Special Use Regulations, by adding Section 5.12, Churches and Places of Worship Regulations for accessory uses and recreational vehicles by allowing 90 days on temporary uses and six months for disaster recovery uses; providing for penalties; and providing for severability. The motion passed the roll call vote unanimously.

2. Consideration and possible action: Public hearing and First reading of an ordinance of the City of Santa Fe, Texas, amending the text of Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or the Santa Fe Zoning Ordinance, 2002 Edition, amending Article 2, Definitions, pertaining to signs, amending Article 7, Outdoor Advertising Sign Regulations, by adding regulations on digital signs; providing for penalties; and providing for severability

Community Services Director Diana Steelquist said Clear Channel has requested approval for installation of their digital signs in place of the more traditional billboards. The Planning and Zoning Commission reviewed the sign regulations, held a public hearing at which there were no public comments, and

recommended the addition of language that would allow the conversion of a traditional billboard to a digital one. The Commission recommended a maximum height of 35 feet, a maximum area of 580 square feet, and a requirement that 2 sq. ft. of traditional signage be removed for 1 sq. ft. of digital billboard. Mayor Stenzel opened the public hearing at 7:23 p.m. Mr. Lee Vela of Clear Channel Outdoor said these signs will be part of the Gulf Coast Emergency Communication network to allow for emergency communications with the traveling public. He said the city can also use the billboard for community messages on a limited basis free of charge. Mr. Vela said they plan to remove the side-by-side billboard on Hwy. 6 near Ave. P and replace it with a two-sided digital billboard. Motion by Councilmember Jannett, seconded by Councilmember McCrary to pass the first reading of an ordinance of the City of Santa Fe, Texas, amending the text of Ordinance No. 02-03, commonly known as the City of Santa Fe Unified Development Code, or the Santa Fe Zoning Ordinance, 2002 Edition, amending Article 2, Definitions, pertaining to signs, amending Article 7, Outdoor Advertising Sign Regulations, by adding regulations on digital signs; providing for penalties; and providing for severability. The motion passed the roll call vote unanimously.

City Business (Other):

Old Business: None

New Business:

1. Consideration and possible action: First reading of an ordinance amending Chapter 4, Business Regulations, Code of Ordinances, Section 8, Vehicle Wrecker and Wrecker Company Regulations, to add definitions, modify standards of conduct, and increase the number of companies issued a place on the city rotation list

Police Chief Kenneth Campbell said these proposed revisions to the wrecker regulations are following a review of the police department's policies to identify areas for clarification. He said the number of companies allowed on the rotation list was previously reduced from five to the current four due to the calls for service. Chief Campbell said Mr. Donald Sweeney is a longtime resident of Santa Fe and was on our wrecker rotation list for many years. He has recently expressed an interest in being allowed back on the wrecker rotation list, and since we are only allowed four, Council approval to increase the number is necessary. He reminded Council that we have added territory and staff to the city but have not added to the rotation list. Councilmember Carothers asked if the current providers can handle the calls and Chief Campbell said yes they can. Councilmember Abney asked how many trucks are available with the four companies currently on rotation. Wrecker Official Steven Womack said Peanuts towing has two, Winwood has three including one heavy duty wrecker, Walker has one, and MCH has two but only one is designated for Santa Fe. Sgt. Womack said MCH has passed on call outs recently due to health issues and truck maintenance issues. Councilmember Abney said he feels four on the rotation is sufficient, but if someone is missing their calls, then we need to review and define the procedures and reasons for removing a company from the rotation list. Motion by Councilmember Tambrella, seconded by Councilmember Jannett to pass the first reading of an ordinance amending Chapter 4, Business Regulations, Code of Ordinances, Section 8, Vehicle Wrecker and Wrecker Company Regulations, to add definitions, modify standards of conduct, and increase the number of companies issued a place on the city rotation list. Mr. Albert Winwood of 4918 Graves and a member of the Public Safety Committee said the number of passes as a stipulation to remove a company from the rotation needs to be clarified. He presented statistics from the surrounding

cities, summarizing that there is one wrecker on rotation for every 6,000 residents. Mr. Donald Sweeney said he is a longtime resident of Santa Fe and would like to be placed back on the wrecker rotation list. The city's wrecker official, Steven Womack, said consent tow requests have to come from the rotation list in order to minimize the time our police officer is tied up on a law enforcement scene. Mrs. Debbie O'Connor of Peanut's Towing said they have also had health issues but have not failed to report to any requests for tows. She said it is her understanding that there is a waiting list of companies wanting to be on the rotation. Chief Campbell denied that such a lists exists and stated that he has not been approached by any other company. Councilmember Abney suggested we modify the regulations by adding a specific number of times that a company can pass before their permit is revoked or suspended. Motion amended by Councilmember Jannett to add a stipulation that 5 passes in a 12 month period is reason for removal from the rotation. The amendment failed for lack of a second. The original motion failed. Those voting for: Councilmember Tambrella and Councilmember Jannett. Those voting against: Councilmember Carothers, Councilmember McCrary, and Councilmember Abney.

2. Consideration and possible action: Authorizing execution and submission of the FY 2011 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency

Police Chief Kenneth Campbell said this is the annual asset forfeiture report to the attorney general's office. He said the department has made significant strides in seizure activity the past fiscal year, and he credits Detective Aaron Griswold as the instrumental participant in the department's success. Motion by Councilmember Carothers, seconded by Councilmember McCrary to authorize execution and submission of the FY 2011 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency. The motion passed the roll call vote unanimously.

3. Consideration and possible action: Adoption of a resolution casting votes for the Galveston Central Appraisal District 2012 – 2013 Board of Directors

City Manager Joe Dickson said the city has 17 votes and 873 votes are necessary to be elected to the board. Motion by Councilmember Jannett, seconded by Councilmember McCrary to adopt a resolution casting the city's 17 votes for Evelyn Timmins for Galveston Central Appraisal District 2012 – 2013 Board of Directors. The motion passed the roll call vote unanimously.

Announcements: Heritage Festival at Runge Park on Saturday, November 12; Santa Fe Fire and Rescue BBQ dinner on Sunday; and the Parks Board will sponsor the Christmas tree lighting on November 28.

Summary of action from this agenda, request for future agenda items, and scheduling future meetings
The next meeting is scheduled for December 8 at 7 p.m.

Motion by Councilmember Jannett, seconded by Councilmember Tambrella to adjourn. The motion passed and the meeting adjourned at 8:00 p.m.

ATTEST:

RALPH STENZEL, MAYOR

Janet L. Davis, City Secretary