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La Marque, Texas 77568
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**CITY OF LA MARQUE
CITY COUNCIL
PUBLIC HEARING/ SPECIAL CALLED MEETING
MINUTES
OF
MAY 30, 2017**

Public Hearing and Special Called Meeting Minutes of the City of La Marque City Council held on Tuesday, May 30, 2017, beginning at 3:00 p.m. at 1109-B Bayou Road with the following members present:

(1) CALL TO ORDER

Mayor Hocking called the Special Called Meeting to order at 3:00 p.m.

(2) ROLL CALL – MEMBERS OF COUNCIL

Bobby Hocking	Mayor
Keith Bell	Mayor Pro-Tem, Councilmember District A
Chris Lane	Councilmember, District B
Robert Michetich	Councilmember, District C
Clent Brown	Councilmember, District D - Absent

OTHER OFFICIALS PRESENT:

Carol Buttler	City Manager
Robin Eldridge	City Clerk

(3) PUBLIC HEARING

- a. Conduct a Public Hearing to hear public input regarding the issuance of a Conditional Use Permit to the Texas City Terminal Railway Company (TCTRR) for certain tracts of land lying and situated in the John D. Moore League, Abstract 50, Galveston, County, Texas, being Lot 6, Block 28, Lots 7, 8 and 9, Block 29, all of Block 32, all of Block 33, all of Block 39, all of Block 40, all of Block 41, all of Block 45, Lots 1 through 6, Lots 10 through 12 and Lots 14 through 18, Block 46, Lots 1 through 5 and 7 through 11, Block 50, all of Block 51, all of Block 52, all of Block 57, all of Block 58, all of Block 59, Lots 1 through 5, all of Block 60, all of Block 61, all of Block 62, all of Block 63 and all of Block 64, of Highland Park and Highland Park Annex, according to the map or plat thereof recorded in Volume 7, Page 54 of the Galveston County Plat Records together with those portions of Lanham Avenue, Sayers Avenue, Lubbock Avenue, Culberson Avenue, 3rd Street, 4th Street and 5th Street, the 20 foot wide alley, in Block 32, Block 33, Block 39, Block 40, Block 45, Block 52, Block 57, Block 61, Block 62, Block 63 and Block 64, of said Highland Park and Highland Park Annex, abandoned and vacated by the City of La Marque Ordinance No. 320, recorded in Volume 2253, Page 157 of the Galveston County Deed Records, a portion of Campbell Avenue, Lanham Avenue, Hogg Avenue, Houston Avenue, Lubbock Avenue, Culberson Avenue, Galveston Avenue, 3rd Street, 4th Street 5th Street, 6th Street and 7th Street, and the 20 foot



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wide alleys located in Block 41, Block 46, Block 50, Block 51, Block 58, Block 59 and Block 60 of said Highland Park and Highland Park Annex; **AND ALL THE CERTAIN 53.2017 ACRE** tract, lying and situated in the John D. Moore League, Abstract 50, Galveston County, Texas being all of Block 10, all of Block 11, all of Block 12, all of Block 13, a portion of Lots 2 and 3, all of Lots 4 and 5, and a portion of Lot 6, Block 14, all of Block 17, all of Block 18, all of Block 19, all of Block 20, all of Block 21, Lots 1 through 9, Block 22, all of Block 27, Lots 1 through 5 Lots 7 through 10, Block 28, Lots 1 through 3 and Lot 10, Block 30, all of Block 34, all of Block 35, Lots 1 through 14, Block 37, all of Block 38, Lots 1 through 9, Block 47, all of Block 48, all of Block 49, Lot 6, Block 60 of Highland Park and Highland Park Annex, according to the map or plat thereof recorded in Volume 7, Page 54 of the Galveston County Plat Records together with those portions of Lanham Avenue, Sayers Avenue, Lubbock Avenue, 6th Street, 4th Street, 3rd Street, and Junction Street, 4th Street and 6th Street, the 20 foot alley in Block 10, Block 11, Block 17, Block 19, Block 20, Block 21, Block 27, Block 28, Block 30, Block 31, Block 34, Block 35, Block 37, Block 38, and Block 48 of said Highland Park and Highland Park Annex, abandoned and vacated by the City of La Marque Ordinance No. 320, Volume 2253, Page 157 of the Galveston County Deed Records, a portion of Campbell Avenue, Lanham Avenue, Sayers Avenue, Hogg Avenue, Houston Avenue, Culberson Avenue, Junction Street, 2nd Street, 3rd Street, 4th Street, and 5th Street and the 20 foot wide alleys located in Block 12, Block 13, Block 14, Block 18, Block 22, Block 37, Block 47 and Block 49 of said Highland Park and Highland Park Annex; **AND ALL THE CERTAIN 307.2157 ACRE** tract of land lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas, being all that certain called 212.487 acre tract. Being a portion of Division "N" and "O" and "P" of the Cook and Stewart Subdivision, Map of Highland, according to the map or plat thereof recorded in Volume 81, Page 526 of the Galveston County Deed Records, conveyed by deed recorded on May 4, 2010 from LOA Holdings, LLC to Robert Greig as recorded in Clerk's File No. 2-10-020792 of the Galveston County Official Records (G.C.O.R.), being a portion of Blocks 14, 15, and 22 through 24 and a portion of 20 foot waterway and 70.5 foot wide Palm Avenue Division "P" of said Cook and Stewart Subdivision, conveyed by deed recorded on June 19, 2007 from Stewart Title Subdivision, Map of Highland, less and except a portion of Block 53, 57, 58 and 62, conveyed by deed recorded on April 27, 2007 from Stewart Title Guaranty Company to Robert Greig, as recorded in Clerk's File No. 2007-027320 of the G.C.O.R., a portion of Division "W" of said Cook and Stewart Subdivision, Map of Highland, being all that certain called 10 acre tract conveyed by deed recorded on February 10, 2006 from Galveston county, et al to Robert Greig as recorded in Clerk's File No. 2006-008700 of the G.C.O.R. and that certain tract conveyed by partition deed recorded on August 4, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R. being all of Blocks 55, 56, 65 and 66 of Division "N" of said Cook and Stewart Subdivision, Map of Highland, **AND ALL THE CERTAIN 4.1281 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas being Block 9 of Division "X" Cook and Stewart Subdivision, Map of Highland, according to the map or plat thereof recorded in Volume 81, Page 526 of the Galveston County deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 4, 2008



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between Robert Brian Greig and Bret Floyd, et al, as recorded in clerk's File No. 2008-045280 of the G.C.O.R., **AND ALL THE CERTAIN 4.7950 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas, being a portion of Block 5,6, and 7 Division "X" Cook and Stewart Subdivision of the Galveston County Deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 4, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R. **AND ALL THE CERTAIN 0.0456 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston county, Texas, being a portion of Block 7 of Division "X" Cook and Stewart Subdivision, Map of Highland, according to the map or plat thereof recorded in volume 81, Page 256 of the Galveston County Deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 6 8, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R.

Mayor Hocking closed the Special Called Meeting and opened the Public Hearing at 3:00 p.m.

Karol Chapman, introduced herself as President of the Texas City Terminal Railway, "I have brought copies of a short document that I'd like to have Teresa Harper, Vice President of the Texas City Terminal Railway distribute copies to everyone. Also with me is Jason Haley, he is the Director of Waterfront Operations and Robert Cheek, who is not an employee of Texas City Railway, but helps us on many of our real estate transactions. So, my involvement in the issue that we are here to discuss today, I attended a meeting with Councilmember Michetich, and Mayor Hocking as well as Alex Getty, the Director of EDC the end of April, where I was presented with a draft document on a Conditional Use Permit that was part of a property agreement and sale that happened actually with my predecessor, Bill Mathis, it started there with him in December of 2016. We discussed that Conditional Use Permit and I was asked at that time to prepare a couple of draft documents that might be other alternatives to the conceptual layout that had been provided to La Marque City Council when the original property sale/agreement was entered into. Because it seemed that the draft document that was handed to me in April, hinged very much on that initial conceptual drawing. So, we set in motion several different draft documents. You see three of them that are attached there, the final three pages of what was just handed out to you. So, we prepared that and then here about a week ago, today, the City Manager, Ms. Buttler contacted me that the meeting we had been preparing for in July, had been moved up to today, and so we scrambled and got the document that is in front of you now. We had hoped to have something a little bit more robust, and might talk about how the land might be used because in short, there is no customer for this property at the current time, so therefore, we want to keep our options as open as possible so that we can entertain various businesses that may be interested in the property that we have available, which is about 425 acres give or take. So, with that, I prepared, when Ms. Buttler called me about a week ago, and I called her back, we talked last Thursday, she said basically that I should come prepared to talk about what we needed. What the Texas City Railway needed to develop this property. So, we took your draft document and turned it into this draft document and following that same format. Largely the same, it differs in



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some ways. One of those ways, we call ours exhibit "1" and "2", and that basically refers back to the original property contract. I think your draft document refers to them as exhibits "A" and "B". So, we've got some difference there. Now, the draft document that is distributed, there at the back of the room, I just got that today, so I have not had an opportunity to go through that in detail to make sure that when I am referring to exhibit "1" and you are referring to exhibit "A" that those are indeed exactly the same property. I have not had time to do that, because I had not had a copy of it. But assuming, of course, that they are the same and assuming that that package is complete, again, I don't know that it is, I just wanted to call out a couple of the differences. So, if we assume that this all the same, some of the differences on page 2, your draft asked for painting of coastal scenes on all of the tanks, that might be indeed erected on exhibit "1" or "A", property, and I changed that "not to exceed" three tanks. You can see on one of the drawings in the back of the packets that has tanks, there are some tanks that are closer to 45, than others, consistent with what we have stated in some of the other locations. Also, spacing is mandated by state and federal regulations and that the landscaping be consistent with the surrounding areas and community standards. Then finally, I added number 5, which was basically that these provisions wouldn't start until the tanks were constructed. Because again, we don't have a customer, we don't even know if the tanks necessarily would be constructed on that property, or the size, the number, etcetera. On section 3, the permit was for exhibit "1" and exhibit "2" and I wrote that in consistent with the addendums that were originally signed when the property contract was put in place back in September and then the second one was signed by myself in January of this year, attached to the contract of sale. Both of those addendums refer to rail operations being on both parcels of property, not just one. So, I made that change and the only other thing that is... "

Mayor Pro-Tem Bell said, "It sounds like you are trying to point out the difference between what our proposal is and what you have made an offer to do. Is that..?"

Ms. Chapman replied, "Yes."

Mayor Pro-Tem continued, "So to keep track, I got the painting of the coastal scenes, and then what was the next one? I am sorry, I am not getting the difference on what we are proposing and what you are proposing."

Ms. Chapman replied, "Oh, ok, this is fairly significant, so I am glad you called that out, in section 3, in my draft of the Conditional Use Permit, it refers to both parcels of property, and I believe that your document only refers only the land being described in exhibit "B" or exhibit "2". Your section 3 says, permit for exhibit "B", so that is fairly significant."

Mayor Pro-tem Bell continued, "Ok, so your section 3, will include both areas, whereas you are saying ours only includes one?"

Ms. Chapman continued, "Right. So, your description has basically one parcel of property for tanks, and one parcel property for rail. Mine has both properties for rail and the same



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property for tanks, if that makes sense. And you can see if you look back at the drawings. Some of the drawings, well one of the drawings, has rail on the north property, the 123 acres, that I believe is described as exhibit "A", and one of them has it, has the rail drawn in on Exhibit "B" property, and it would depend on the kind of customer we get, where they wanted to be located, etcetera."

Councilmember Michetich asked, "Can I ask a question to clarify what Mayor Pro-Tem asked. By combining section 3, exhibit "1" and "2", into the permit and to the placement of tanks, that would thereby grant you the permission to put tanks on both sections, correct?"

Ms. Chapman answered, "No, it would give permission to put rail on both sections, not tanks. Tanks would only be on the one section."

Mayor Hocking spoke, "That would be notwithstanding this morning's article in the Galveston Daily News?"

Ms. Chapman responded, "I don't know which article."

Mayor Hocking answered, "You haven't had a chance to read it? I'll just leave it at that."

Councilmember Michetich asked, "Where does it state in here that it only limits it to one section, on the tanks?"

Ms. Chapman replied, "On the tanks, well because, in the permit, section 2, the permit for exhibit "1", and exhibit "1" would be the property described in that northernmost, I think its 123 acres, give or take, that we describe as the tract of land described as exhibit "1" or exhibit "A", zoned I-1 Light Industrial. And that was as it was described in both of the addendums to that property contract, they were both described that way, rail on everything, tanks only on that northern 123 acres, the EDC land. Again, there is no specific customer yet, so it is hard to say where everything would exactly lay out. We just wanted to draw something up so that you would be able to visualize what might happen, what would be likely anticipated."

Councilmember Michetich asked, "You have no limitation on how long rail cars may be stored, correct?"

Ms. Chapman answered, "In your initial draft document, it mentions seventy-two hours, which wouldn't really even, generally cover a rail operation for a long weekend. For example, where you shut down for three days. Those cars will sit there for basically four days. Not to mention, it would be, if you have tank cars for example, or even if they are covered hopper cars, it would be indiscernible to the neighboring public whether that covered hopper car was the same covered hopper car there a week ago, or a month ago. So, that's why I eliminated that, it's just operationally... number one, I don't think it meets the



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need that you were describing and secondly, it would be extremely hard to manage. It would make it basically unusable, because that's just not how rail operations work."

Councilmember Michetich continued, "But as a storage operation, which you are, whether you have a customer attentive, in tanks, the cars are yours, and you could store hazardous chemicals in those cars, for any length of time, should you so choose."

Ms. Chapman replied, "Ok, well we are not really a storage facility, we are a logistics facility. I mean we are transportation, we move things in and out, so you would bring.... or what happens is customers traffic may bunch up, somewhere, even though their need is for ten cars a day, every day, those cars will end up coming into us because we have one of our carriers deliver three times a week. So, ten cars a day, those seventy cars are going to come in at three different cuts, so those seventy cars come in and then they order ten cars a day perhaps, into their facility. That's how their usage works, but those cars will probably be the first ten there on the outside. I mean there is some rotation of inventory, based on whatever the product is. Some products age, some don't, but operationally, that's just how rail operations work. So that's why the seventy-two hours, you know those cars that may have been shoved into the track, they may sit there a week, because the customer is.. the traffic is bunched, it all came in, and they are using off of the end of the track. They are using cars off of the end of the track, before they finally work their way down to the end of that tracks, so those cars may sit there for a week. Does that make sense?"

Councilmember Michetich said, "That does make sense, but, the technical point is that you could use that as a storage lot for cars filled with hazardous chemicals, technically?"

Ms. Chapman, "There might be cars that have hazardous chemicals that sit there on their property, that just sit there, I mean you know, diesel could be considered a hazardous material, as a hazmat class."

An attorney with Olson and Olson (David Olson) spoke from his seat, and said that this being a public hearing, he preferred that questions be held off until she is finished and everyone from the audience has had an opportunity to speak.

Ms. Chapman continued, "So the last thing I need to call out on here is section 5 on "fees". There were no fees that were described or agreed to earlier on, and I combined that with section 6, so I eliminated section 6, eliminated "abatement", by eliminating the fees. So those two things happened concurrently. So that's the differences, largely the differences between the two documents, again, you haven't had a lot of time to review mine, I haven't had much time to review yours either, in this final draft form."

Mayor Pro-Tem Bell, stated, "So, for clarification purposes, Ms. Chapman, because I really want to understand you today. You said your section 5, has no fees associated with it?"

Ms. Chapman responded, "Right."



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Mayor Pro-Tem Bell asked, "Could you then verbalize for me what our section 5 says?"

Ms. Chapman responded, "Well, referring to, and this is something that we printed off of the website, so I don't know if that is what has changed from what is at the back of there, but, what your section 5 says, is that there is an annual Conditional Use Permit fee in the amount of one million dollars, payable on January 31st of each year commencing January 31, 2018, provided, however, commencing 2023, the permit fee amount fee shall be a million dollars or the revenue from appraisal advalorem taxes, whichever is greater."

Mayor Pro-Tem Bell, "Your proposal to our proposal is "no fees?"

Ms. Chapman answered, "Yes."

Mayor Pro-Tem Bell said, "Thank you."

Mayor Hocking asking if anyone else wished to speak.

Hugh Cash approached the podium and began, "I know I read this very upset and very concerned. I see roughly 365 acres of land, and I see it to be used as railway, right, and my concern is that what this can do to the City. I didn't see anything in here that, in any of the wording of anything that I saw, anything that really benefitted the City itself. Just hearing this now, there is no, well, this million dollars just disappeared. My concern is if we are going to do something like this, I didn't see any mention of a commuter terminal or anything that is advancing the City's overall goal of the City. So, I just wanted to come in and state that the way this is written, or at least the amount of land that they are taking and conditionally use for it, I have some concerns, and I just wanted to make those known."

Mayor Hocking closed the Public Hearing and opened the Special Called Meeting at 3:20 p.m., then adjourned into Executive Session at 3:21 p.m.

(4) OLD BUSINESS

Discussion/possible action regarding the issuance of a Conditional Use Permit to the Texas City Terminal Railway Company (TCTRR) for certain tracts of land lying and situated in the John D. Moore League, Abstract 50, Galveston, County, Texas, being Lot 6, Block 28, Lots 7, 8 and 9, Block 29, all of Block 32, all of Block 33, all of Block 39, all of Block 40, all of Block 41, all of Block 45, Lots 1 through 6, Lots 10 through 12 and Lots 14 through 18, Block 46, Lots 1 through 5 and 7 through 11, Block 50, all of Block 51, all of Block 52, all of Block 57, all of Block 58, all of Block 59, Lots 1 through 5, all of Block 60, all of Block 61, all of Block 62, all of Block 63 and all of Block 64, of Highland Park and Highland Park Annex, according to the map or plat thereof recorded in Volume 7, Page 54 of the Galveston County Plat Records together with those portions of Lanham Avenue, Sayers Avenue, Lubbock Avenue, Culberson Avenue, 3rd Street, 4th Street and 5th Street, the 20 foot wide alley, in Block 32, Block 33, Block 39, Block 40, Block 45, Block 52, Block 57, Block 61, Block 62, Block 63 and Block 64, of said



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Highland Park and Highland Park Annex, abandoned and vacated by the City of La Marque Ordinance No. 320, recorded in Volume 2253, Page 157 of the Galveston County Deed Records, a portion of Campbell Avenue, Lanham Avenue, Hogg Avenue, Houston Avenue, Lubbock Avenue, Culberson Avenue, Galveston Avenue, 3rd Street, 4th Street 5th Street, 6th Street and 7th Street, and the 20 foot wide alleys located in Block 41, Block 46, Block 50, Block 51, Block 58, Block 59 and Block 60 of said Highland Park and Highland Park Annex; **AND ALL THE CERTAIN 53.2017 ACRE** tract, lying and situated in the John D. Moore League, Abstract 50, Galveston County, Texas being all of Block 10, all of Block 11, all of Block 12, all of Block 13, a portion of Lots 2 and 3, all of Lots 4 and 5, and a portion of Lot 6, Block 14, all of Block 17, all of Block 18, all of Block 19, all of Block 20, all of Block 21, Lots 1 through 9, Block 22, all of Block 27, Lots 1 through 5 Lots 7 through 10, Block 28, Lots 1 through 3 and Lot 10, Block 30, all of Block 34, all of Block 35, Lots 1 through 14, Block 37, all of Block 38, Lots 1 through 9, Block 47, all of Block 48, all of Block 49, Lot 6, Block 60 of Highland Park and Highland Park Annex, according to the map or plat thereof recorded in Volume 7, Page 54 of the Galveston County Plat Records together with those portions of Lanham Avenue, Sayers Avenue, Lubbock Avenue, 6th Street, 4th Street, 3rd Street, and Junction Street, 4th Street and 6th Street, the 20 foot alley in Block 10, Block 11, Block 17, Block 19, Block 20, Block 21, Block 27, Block 28, Block 30, Block 31, Block 34. Block 35, Block 37, Block 38, and Block 48 of said Highland Park and Highland Park Annex, abandoned and vacated by the City of La Marque Ordinance No. 320, Volume 2253, Page 157 of the Galveston County Deed Records, a portion of Campbell Avenue, Lanham Avenue, Sayers Avenue, Hogg Avenue, Houston Avenue, Culberson Avenue, Junction Street, 2nd Street, 3rd Street, 4th Street, and 5th Street and the 20 foot wide alleys located in Block 12, Block 13, Block 14, Block 18, Block 22, Block 37, Block 47 and Block 49 of said Highland Park and Highland Park Annex; **AND ALL THE CERTAIN 307.2157 ACRE** tract of land lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas, being all that certain called 212.487 acre tract. Being a portion of Division "N" and "O" and "P" of the Cook and Stewart Subdivision, Map of Highland, according to the map or plat thereof recorded in Volume 81, Page 526 of the Galveston County Deed Records, conveyed by deed recorded on May 4, 2010 from LOA Holdings, LLC to Robert Greig as recorded in Clerk's File No. 2-10-020792 of the Galveston County Official Records (G.C.O.R.), being a portion of Blocks 14, 15, and 22 through 24 and a portion of 20 foot waterway and 70.5 foot wide Palm Avenue Division "P" of said Cook and Stewart Subdivision, conveyed by deed recorded on June 19, 2007 from Stewart Title Subdivision, Map of Highland, less and except a portion of Block 53, 57, 58 and 62, conveyed by deed recorded on April 27, 2007 from Stewart Title Guaranty Company to Robert Greig, as recorded in Clerk's File No. 2007-027320 of the G.C.O.R., a portion of Division "W" of said Cook and Stewart Subdivision, Map of Highland, being all that certain called 10 acre tract conveyed by deed recorded on February 10, 2006 from Galveston county, et al to Robert Greig as recorded in Clerk's File No. 2006-008700 of the G.C.O.R. and that certain tract conveyed by partition deed recorded on August 4, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R. being all of Blocks 55, 56, 65 and 66 of Division "N" of said



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Cook and Stewart Subdivision, Map of Highland, **AND ALL THE CERTAIN 4.1281 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas being Block 9 of Division "X" Cook and Stewart Subdivision. Map of Highland, according to the map or plat thereof recorded in Volume 81, Page 526 of the Galveston County deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 4, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in clerk's File No. 2008-045280 of the G.C.O.R., **AND ALL THE CERTAIN 4.7950 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston County, Texas, being a portion of Block 5,6, and 7 Division "X" Cook and Stewart Subdivision of the Galveston County Deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 4, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R. **AND ALL THE CERTAIN 0.0456 ACRE** tract of land, lying and situated in the John D. Moore Survey, Abstract 50, Galveston county, Texas, being a portion of Block 7 of Division "X" Cook and Stewart Subdivision, Map of Highland, according to the map or plat thereof recorded in volume 81, Page 256 of the Galveston County Deed Records, being a portion of that certain tract of land conveyed by partition deed recorded on August 6 8, 2008 between Robert Brian Greig and Bret Floyd, et al, as recorded in Clerk's File No. 2008-045280 of the G.C.O.R.

After reconvening into the Special Called Meeting out of the Executive Session, at 3:40 p.m.

Mayor Pro-tem Bell made a motion to pass the Conditional Use Permit that was presented on April 27, to the Port in draft form.

Councilmember Michetich seconded. **MOTION CARRIED UNANIMOUSLY.**

With that motion also made a motion to appoint Olson and Olson to work with the TCTRR Attorney to present Council with a possible amendment or supplement to the CUP (Conditional Use Permit) approved today, which we will consider at a future meeting.

Councilmember Lane seconded. **MOTION CARRIED UNANIMOUSLY.**

(5) EXECUTIVE SESSION

- a. Section 551.072 (Deliberations about Real Property) and Section 551.071 (Consultation with Attorney) – Discuss negotiations involving property proposed for development.

Mayor Hocking closed the Special Called Meeting and convened into Executive Session at 3:21 p.m.

Mayor Hocking reconvened the Special Called Meeting at 3:40 p.m. (Refer to Old Business)

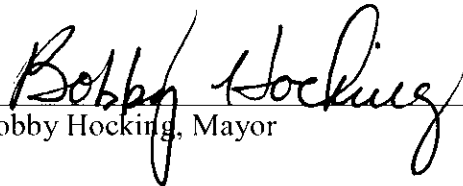


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(6) **REQUEST AND ANNOUNCEMENTS** – there were none

(7) **ADJOURNMENT**

Mayor Pro-Tem Bell made a motion to adjourn the Special Called Meeting at 3:44 p.m.
Councilmember Lane seconded. Special Called Meeting adjourned.



Bobby Hocking, Mayor

ATTEST:



Robin Eldridge, TRMC
City Clerk