

Kurt Otten, Mayor  
Amanda Fenwick  
Mark Thompson

**AGENDA**  
**CITY OF CLEAR LAKE SHORES**  
**CITY COUNCIL**  
**REGULAR MEETING**  
May 19, 2020 at 6:30 pm

Angie Terrell  
Christy Lyons  
Jan Bailey

NOTICE is hereby given of a Regular Meeting of the City Council for the City of Clear Lake Shores, County of Galveston, State of Texas, to be held on the above mentioned date and time at the Clear Lake Shores Clubhouse, 931 Cedar Road, Clear Lake Shores, Texas 77565 for the purpose of considering the following numbered items. The City Council of the City of Clear Lake Shores, Texas, reserves the right to meet in a closed council session on any of the below items should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code.

1. **CALL TO ORDER & DETERMINATION OF QUORUM**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE TEXAS FLAG**
3. **REPORTS FROM COUNCIL:**

Councilman Mark Thompson  
Councilwoman Christy Lyons  
Councilwoman Angie Terrell  
Councilwoman Jan Bailey  
Councilwoman Amanda Fenwick  
Mayor Kurt Otten

4. **STAFF REPORTS:**

Police Department Chief Keele - "T.K."  
Building Official Kevin Harrell  
Kemah Volunteer Fire Dept.  
Galv. County Health Distr. - Amy Weber  
City Administrator Brent Spier

5. **COMMITTEE REPORTS: Parks and Pool, Roads and Drainage, Zoning Board of Adjustments, Planning and Zoning and Waterfront Compliance.**

*At this time any member from one of the above listed committees/commissions may give an update on the interactions of their appointed committee/commission.*

6. **CIVIC CLUB**
7. **ECONOMIC DEVELOPMENT CORPORATION**
8. **PUBLIC COMMENTS:** At this time, any person with city-related business may speak to the Council. In compliance with the Texas Open Meetings Act, The City Council may not deliberate. Comments from the public should be limited to a maximum of three (3) minutes per individual.
9. **NEW BUSINESS:**

**CONSENT AGENDA:**

- a. **Check Register: 04/30/2020 thru 05/13/2020**
- b. **Council Meeting Min. 04/21/2020 (Regular Mtg)**
- c. **Council Meeting Min. 05/05/2020 (Regular Mtg)**
- d. **Council Meeting Min. 05/06/2020 (Emergency Mtg)**
- e. **WF Transfer D-100E: Jim & Susan Bragg to Nathan Snowden**

**10. COUNCIL BUSINESS - Discussion and possible action may be taken on the following items:**

- a. **Review and appointment of Tony Peterson to the Roads and Drainage Committee to fill last open position.** *(City Administrator Brent Spier)*
- b. **Approve Revision No. 6 of the Declaration of Disaster which extends the end date to 12:00 am (midnight) on June 16, 2020.** *(Mayor Otten)*
- c. **Approve ORDINANCE 2020-03: AN ORDINANCE OF THE CITY OF CLEAR LAKES SHORES, TEXAS, REVISING THE SPECIAL ELECTION DATE TO BE HELD ON NOVEMBER 3, 2020 TO BE HELD ON AUGUST 8, 2020 AS AUTHORIZED BY GOVERNOR ABBOTT; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETINGS.** *(Mayor Otten)*
- d. **Approve ORDINANCE 2020-04: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS TO ADOPT GENERAL CHANGES TO THE CODE OF ORDINANCES BY AMENDING CHAPTER 1. GENERAL PROVISIONS – SECTION 1-21. GENERAL PENALTY, CULPABLE MENTAL STATE.** *(Mayor Otten)*
- e. **Approve ORDINANCE 2020-05: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS TO ADOPT GENERAL CHANGES TO THE CODE OF ORDINANCES BY AMENDING CHAPTER 2. - ARTICLE IV. – SECTION 2-80; AND ARTICLE VI – SECTION 274.** *(Mayor Otten)*
- f. **Approve ORDINANCE 2020-06: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS TO ADOPT GENERAL CHANGES TO THE CODE OF ORDINANCES BY AMENDING CHAPTER 74. TAXATION - ARTICLE III. INDUSTRIAL DEVELOPMENT CORPORATION SALES AND USE TAX. – SECTION 74-45. SALES AND USE TAX LEVIED; PURPOSES.** *(Mayor Otten)*
- g. **EXECUTIVE SESSION: Pursuant to Section 551.72 authorizes a governmental body to deliberate in executive session on certain matters concerning real property: A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**
- h. **Action From EXECUTIVE SESSION: Pursuant to Section 551.72 authorizes a governmental body to deliberate in executive session on certain matters concerning real property: A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

**11. Adjournment**

**CERTIFICATION**

I, Christy Stroup, City Secretary, certify that this Notice of Meeting was posted on the outside bulletin board at 931 Cedar Drive on or before Friday, May 15, 2020.

---

Christy Stroup  
City Secretary

In compliance with the American with Disabilities Act, the City of Clear Lake Shores will provide reasonable accommodations for disabled persons attending City Council meetings. Requests for interpretive services must be made 48 hours prior to this meeting by calling 281-334-2799 or by faxing to 281-334-2866.

**City Council encourages positive public comment and discussion during its meetings and reserves time during most Council meetings to hear such comments from members of the audience. HB 2840 was placed into effect September 1, 2019 by the Texas State Legislature which states "A governmental body shall allow each member of the public who desires to address the body regarding an item on an agenda for an open meeting of the body to address the body regarding the item at the meeting before or during the body's consideration of the item". Each member in the audience will be limited to 3 minutes for commenting on the specific subject matter of the agenda item.**

**Texas Open Meetings Act places certain constraints on topics raised by such visitors where such discussions are not related to an item that has been placed on the Council's posted Agenda (Attorney General Opinion JC-0169). The most effective way for an individual to have their voice heard and receive feedback at a City Council meeting is to contact the City Secretary no later than Noon on the Wednesday prior to an upcoming Council meeting and request that their name be placed on a future agenda as a Scheduled Visitor. When you make this request, please state specifically the subject you wish to discuss. The City Secretary will place your name on the Agenda along with a specific description of the subject to be discussed. If you fail to provide a specific description of the subject of your requested discussion, then Council will have no choice but to refer the matter to City staff for response or defer any feedback or discussion on the matter until a future Council meeting when the subject can be placed on the Agenda. Comments by a scheduled visitor should be limited to five (5) minutes and directed to the entire Council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign or slander any individual shall be cause for termination of speaking privileges and expulsion from Council Chambers.**