

**Kurt Otten, Mayor
Alex Scanlon
Randy Chronister**

**AGENDA
CITY OF CLEAR LAKE
SHORES
CITY COUNCIL
REGULAR MEETING
June 15, 2021 at 6:30 pm**

**Monica Ledet
Steve Wirtes
Rick Fisher**

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 Clear Lake Shores Clubhouse located at 931 Cedar Rd., Clear Lake Shores, TX 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. PUBLIC HEARING:

- a. Violation of Ordinance regarding junked vehicle located at property 15 Tindel, Clear Lake Shores, Texas 77565
- b. Ordinance revisions amending Section 38-93 – Permit Procedures; Section 70-36 – Form and Content of final plat; Section 70-37 – Planning Commission final plat review; Section 70-49 – Development Plat required; Section 70-50 – Standards of approval; Section 66-50 – Drainage Requirements; Section 66-51 – Definitions of drainage requirements; Section 66-52 – Drainage Requirements for building lots within the residential and neighborhood commercial districts; Section 66-53 – Drainage Requirements for building lots with commercial districts; Section 66-55 – Predevelopment, building permits and fill permits.

4. REPORTS FROM COUNCIL:

Councilman Steve Wirtes
Councilman Rick Fisher
Councilwoman Monica Ledet
Councilman Alex Scanlon
Councilman Randy Chronister
Mayor Kurt Otten

5. STAFF REPORTS:

Police Department - Chief Keele "T.K."
Building Official - Kevin Harrell
Clear Lake Shores/Kemah V. F. D. – Chief Rob Suniga
Galv. County Health Distr. - Amy Weber
City Administrator - Brent Spier

6. 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.

7. **CIVIC CLUB ACTIVITIES/REPORT**

8. **ECONOMIC DEVELOPMENT CORPORATION**

9. **PUBLIC COMMENTS:**

At this time, any person with city-related business may speak to the City Council. In compliance with the Texas Open Meetings Act, City Council may not deliberate. Comments from the public should be limited to a maximum of three (3) minutes per individual.

10. **SCHEDULED VISITOR:**

Brian Chernecke – resident at 419 Oak Road: Disposition of 419 Oak Road, progress and situation report, consideration of timeline, estimate remaining stages and time of completion.

11. **OLD BUSINESS: Discussion and possible action may be taken on the following items:**

- a. Appoint one member to serve on the Board of Directors of the Economic Development Corporation due to vacancy left by Charles Scoville.
(Mayor Kurt Otten)

12. **NEW BUSINESS:**

CONSENT AGENDA:

- a. Check Register: 05/27/21 thru 06/09/21
- b. Council Meeting Minutes 06/01/21 (regular)
- c. Quarterly Investment Report for Qtr ending March 31, 2021

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

- b. Action from Public Hearing regarding Ordinance violation concerning junk vehicle(s) at property 15 Tindel, Clear Lake Shores, Texas 77565. *CA Brent Spier*
- c. Discussion only: Response from Public Hearing and City Council review of Ordinance Revisions as stated in the following Ordinances:

- 1. **Ordinance 2021-03:** AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS BY AMENDING SEC. 38-93, PERMIT PROCEDURES, OF ARTICLE IV, ADMINISTRATION, OF CHAPTER 38, FLOOD DAMAGE PREVENTION TO REQUIRE ADDITIONAL INFORMATION IN THE PERMIT APPLICATION PROCEDURES; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 FOR ANY VIOLATION OF THIS ORDINANCE, WITH EACH DAY CONSTITUTING A SEPARATE VIOLATION; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. *(Councilman Randy Chronister)*

2. **Ordinance 2021-04:** AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS BY AMENDING SECTION 70-36, FORM AND CONTENT OF FINAL PLAT, OF ARTICLE II, PROCEDURE FOR SUBMISSION AND APPROVAL OF SUBDIVISION PLATS, OF CHAPTER 70, SUBDIVISIONS; AMENDING Section 70-37, PLANNING COMMISSION FINAL PLAT REVIEW, OF ARTICLE II, PROCEDURE FOR SUBMISSION AND APPROVAL OF SUBDIVISION PLATS, OF CHAPTER 70, SUBDIVISIONS; AMENDING SECTION 70-49, DEVELOPMENT PLAT REQUIRED, OF ARTICLE III, PROCEDURE FOR SUBMISSION AND APPROVAL OF DEVELOPMENT PLATS, OF CHAPTER 70, SUBDIVISIONS; AMENDING SECTION 70-50, STANDARDS OF APPROVAL, OF ARTICLE III, PROCEDURE FOR SUBMISSION AND APPROVAL OF DEVELOPMENT PLATS, OF CHAPTER 70, SUBDIVISIONS; ALL REQUIRING ADDITIONAL INFORMATION RELATED TO DRAINAGE AND DRAINAGE ON PLAT APPLICATIONS AND PLATS; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 FOR ANY VIOLATION OF THIS ORDINANCE, WITH EACH DAY CONSTITUTING A SEPARATE VIOLATION; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. *(Councilman Randy Chronister)*

3. **Ordinance 2021-05:** AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLEAR LAKE SHORES, TEXAS BY AMENDING SECTION 66-50, INTENT OF THIS ARTICLE, OF ARTICLE III, DRAINAGE REQUIREMENTS, OF CHAPTER 66, STREETS, SIDEWALKS AND PUBLIC PLACES; AMENDING SECTION 66-51, DEFINITIONS, OF ARTICLE III, DRAINAGE REQUIREMENTS, OF CHAPTER 66, STREETS, SIDEWALKS AND PUBLIC PLACES; AMENDING SECTION 66-52, DRAINAGE REQUIREMENTS FOR BUILDING LOTS WITHIN THE RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICTS, OF ARTICLE III, DRAINAGE REQUIREMENTS, OF CHAPTER 66, STREETS, SIDEWALKS AND PUBLIC PLACES; AMENDING SECTION 66-53, DRAINAGE REQUIREMENTS FOR BUILDING LOTS WITHIN COMMERCIAL DISTRICTS (EXCLUDING THE NEIGHBORHOOD COMMERCIAL DISTRICT), OF ARTICLE III, DRAINAGE REQUIREMENTS, OF CHAPTER 66, STREETS, SIDEWALKS AND PUBLIC PLACES; AMENDING SECTION 66-55, PREDEVELOPMENT, BUILDING PERMITS AND FILL PERMITS; PREREQUISITES, OF ARTICLE III, DRAINAGE REQUIREMENTS, OF CHAPTER 66, STREETS, SIDEWALKS AND PUBLIC PLACES; TO REQUIRE ALL DRAINAGE PLANS TO BE REVIEWED BY A CITY APPROVED ENGINEER, PROVIDE FOR BASIC SITE DRAINAGE, AS DEFINED HEREIN; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 FOR ANY VIOLATION OF THIS ORDINANCE, WITH EACH DAY CONSTITUTING A SEPARATE VIOLATION; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE. *(Councilman Randy Chronister)*

- d. Consider and approve the procurement of 300 US stick flags to be placed around the perimeter of the Waterfront around the island for the upcoming 4th of July by a team of volunteers. *(Mayor Kurt Otten)*
- e. Review and approve bids received on construction of Lowell Brown Fishing Pier. *(CA Brent Spier)*

14. 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, June 11, 2021.

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.