



Meeting Minutes City Council

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Tuesday, March 2, 2021

6:30 p.m.

ZOOM Teleconference/Video

Present: Mayor Kurt Otten, Councilwoman Jan Bailey, Councilman Rick Fisher, Councilwoman Christy Lyons, Councilman Alex Scanlon, Councilman Randy Chronister, City Administrator Brent Spier, Police Chief Tracy Keele, Building Official Kevin Harrell, CLSKVFD Chief Rob Suniga, City Secretary Christy Stroup.

Absent: G.C.H.D. Amy Weber

1. CALL TO ORDER & DETERMINATION OF QUORUM:

Mayor Otten called meeting to order at 6:31 p.m.

2. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE TEXAS FLAG.

Mayor Otten lead the Pledge of Allegiance to the Flag of the United States of America and the Texas Flag

3. REPORTS FROM COUNCIL:

Councilwoman Bailey: Thanked the First Responders for their efforts on the fire on Oak Rd.

Councilman Fisher: Thanked the First Responders for their efforts on the fire on Oak Rd.; Thanked Councilman Chronister for taking the initiative and addressing the green substance in the ditches.

Councilwoman Lyons: Thanked the First Responders for their efforts on the fire on Oak Rd.; thanked those involved in Mancakes.

Councilman Scanlon: Roads and Drainage meeting coming up; Waterfront Compliance Committee will meet start their first walk about this Saturday morning.

Councilman Chronister Thanked the First Responders for their efforts on the fire on Oak Rd.; thanked those involved in Mancakes.

Mayor Otten: Thanked all surrounding cities that participated in helping with the structure fire on Oak Rd. – Seabrook, League City and Kemah Fire Departments; Mardi Gras Parade had a great turnout; Mancakes was a success; Civic Club will have a Sunrise Service; Government Abbott announced opening up Texas on March 10th but stated to all be diligent on the COVID 19 safety procedures.

4. STAFF REPORTS:

Chief Tracy Keele: Stats for February; Upgrade camera installation on the patrol cars and body cams will begin March 10th.

Building Official Kevin Harrell: See report attached (attachment a)

Kemah Volunteer Fire Dept. Chief Suniga: Report attached (b)

Galveston County Health District Amy Weber: Absent

City Administrator Brent Spier: See Report attached (attachment c)

5. PUBLIC COMMENTS:

No comments

6. NEW BUSINESS:

CONSENT AGENDA:

- a. Check Register: 01/28/2021 thru 02/10/2021
- b. Check Register: 02/11/2021 thru 02/24/2021
- c. CC Meeting Minutes 02/02/2021 (regular)
- d. Joint Wksp. CC and EDC 02/10/2021
- e. CC Meeting Minutes 02/24/21 (emergency)
- f. WF Transfer C-086: Beauchamp to Nelson
- g. WF Transfer B-052A: San Miguel to Cross
- h. Approve Councilwoman Lyons absence request for 02/16/21 council meeting
- i. Sales Tax February 2021
- j. Certificate of Unopposed Candidates

CONSENT AGENDA PASSED

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

- a. Consider and approve rental rates for city facilities to include Gazebo and Shelter at Deep Hole Park, East Parking Lot, West Parking Lot, Captain's Corner Park. *Brent Spier*

Councilman Scanlon made motion to approve item a as written
Councilman Chronister second the motion

Discussion with all councilmembers concerning different scenarios with the parking lots:

- Alcohol being served? Fall under T.A.B.C. rules
- No public restrooms on the premises? Will be addressed on a case-by-case basis
- Deep Hole Park rental rate being low? Researched other venues and found these rates to be comparable to surrounding areas
- Signs to be placed at Deep Hole Park when reserved? Yes, the city staff and Police Department can make arrangements to place signs and barricades when rented for an event.
- Who is coordinating these events? Will be handled by City Hall staff and possibly Billy Flanagan for Captain's Corner Park in the future.

Mayor Otten called for a vote – **4 yes:** Councilman Scanlon, Councilman Chronister, Councilwoman Lyons and Councilman Fisher and **1 nay** – Councilwoman Bailey

MOTION PASSED

- b. Ordinance 2021-02: An ordinance declaring unopposed candidates in the May 1, 2021 General City Election, elected to office; canceling the election; providing for a severability clause; and providing an effective date. *Mayor Kurt Otten*

Councilman Scanlon made motion to accept Ordinance 2021-02 as written
Councilwoman Lyons second the motion

MOTION PASSED UNANIMOUSLY

7. ADJOURNMENT:

Mayor Otten adjourned the meeting at 7:23 p.m.

Date Approved: March 16, 2021

Attest:


Christy Stroup
City Secretary




Mayor Kurt Otten

Building Official Report February 2nd, 2021 - March 2nd, 2021

Building Department:

Thirty-one new permits were issued since our last meeting. All of the permits are minor construction.

Current Residential Construction: I currently have six new homes being constructed in various states of construction. 819 Cedar, 835 Grove, 303 Oak, 727 Pine, 518 Pine, 1220 Ivy, 923 Dogwood St. & one new pool at 303 Oak.

Fire and Unsafe Structure at 419 Oak Rd.: I have issued the owner a notice of violation from the Building Dept and the Fire Marshal. The owner was notified that a public hearing is to be scheduled for March 16, 2021. I have posted the site with several Unsafe Structure signs. The green liquid has been tested and deemed non-toxic.

New Commercial Construction:

Okie's Yardhouse: Construction has been picked up. Contractor installed new canopy at the front door, and two new gas fire pits are under construction.

The Old Strawberry Fields building I have spoken to the architect, and I should be receiving construction plans in a few weeks. They are planning a phase construction with the brewery production and the 1st phase. The bar and restaurant will be the 2nd phase.

Marina Bay Harbor: Marina Bay Harbor is currently reconditioning its fuel system. They plan to sell fuel in their cove. They are also looking at building a convenience store at the entryway of their cove.

Code Enforcement & Waterfront Leases:

I am currently tracking twelve code enforcement cases ranging from work without permit violation, waterfront bulkhead issues, pier and piling removal issues.

Kemah Fire Department



Kemah, TX

This report was generated on 3/2/2021 5:22:57 PM

Incident Statistics with Alarm to Arrival

Start Date: 02/01/2021 | End Date: 02/28/2021

INCIDENT COUNT			
INCIDENT TYPE		# INCIDENTS	
EMS		14	
FIRE		50	
TOTAL		64	
TOTAL TRANSPORTS (N2 and N3)			
APPARATUS	# of APPARATUS TRANSPORTS	# of PATIENT TRANSPORTS	TOTAL # of PATIENT CONTACTS
TOTAL			
PRE-INCIDENT VALUE		LOSSES	
\$974,602.00		\$543,642.00	
CO CHECKS			
TOTAL			
MUTUAL AID			
Aid Type		Total	
Aid Given		8	
Aid Received		2	
OVERLAPPING CALLS			
# OVERLAPPING		% OVERLAPPING	
6		9.38	
LIGHTS AND SIREN - AVERAGE RESPONSE TIME (Dispatch to Arrival)			
Station	EMS	FIRE	
Station 1	0:03:36	0:04:33	
AVERAGE FOR ALL CALLS		0:04:26	
LIGHTS AND SIREN - AVERAGE RESPONSE TIME (Alarm to Arrival)			
Station	EMS	FIRE	
Station 1	0:04:18	0:06:00	
AVERAGE FOR ALL CALLS		0:05:42	
LIGHTS AND SIREN - AVERAGE TURNOUT TIME (Dispatch to Enroute)			
Station	EMS	FIRE	
Station 1	0:00:47	0:01:27	
AVERAGE FOR ALL CALLS		0:01:14	
AGENCY	AVERAGE TIME ON SCENE (MM:SS)		
Kemah Fire Department	37:23		

= # of incidents where apparatus transported. # Patient Transports = All patients transported by EMS. #Patient Contacts = # of PCR contacted by apparatus. This report now returns both NEMSIS 2 & 3 data as appropriate. For overlapping calls that span over multiple days, total per month will not equal Total count for year.



emergencyreporting.com
Doc Id: 1825
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City Administrator Report

February 3 – March 2, 2021

Forty -nine weeks into the Coronavirus (COVID-19) pandemic, numbers have stabilized locally.

120 confirmed cases attributed to Clear Lake Shores, 111 recovered, 9 active, no deaths. Continuing current practices.

The Texas Department of State Health Services (DSHS) is currently reporting a total of 2,292,097 (up 100,000 in four weeks) cases of COVID-19 in the State of Texas which includes an estimated 156,989 (down 200,000) active cases. Galveston County holds position the county standing at #16 based on total confirmed cases (30,081) – up 300 in 4 weeks.

COURT PROCESS: Municipal Court will go virtual in March 2021. February court was cancelled due to in climate weather, however the testing of the system was deemed successful.

PERSONNEL: No changes.

PARKS: TPWD Grant is at committee. I have called and left messages regarding next steps. I have a proposal I am prepared to implement once the approval is received. ***They are also changing grant software providers and working on a system conversion*** I spoke with our landscape contractor who was doing an evaluation of the city today. The palms that are damaged from the freeze, nearly every one, should be left with fronds intact for at least a couple weeks as they store nutrients. He suggested a copper-based fungicide be applied to trees, if they appear to be survivable, as they will be vulnerable to fungus following this recent event. He did not think that watering would be necessary as the ground holds it pretty well in this area. He will conduct a quick survey and identify trees that could be treated and will get me a price. I am having him hold off on thinning additional oak trees and we will evaluate seasonal color after these other options are identified and priced.

Sunset/Lowell Brown pier sustained damage from high tide and wave action. Upon review, it is more complicated than replacing some deck boards and twinning a joist or two. Piers, joists, headers and deck are in need of replacement. \$36K +/- is cost to remove and rebuild pier. It is 15 years old.

Working on an RFP Packet regarding this work

Pool plastering contract has been signed. Work will start next week and go through April 2. This will include the post plastering start up that will be chlorine based. Following cure out we will go back to a salt pool.

DANIEL DROR AVE: ROW has been procured. Galveston County is awaiting TXDoT approval of the intersection at FM518. 100% design plans are complete and final comments are being requested.

ECONOMIC DEVELOPMENT CORP (EDC): New crosswalk signalization is being installed by public works. Additional parts received and have ordered additional signage to improve visibility. Currently functions as designed, however drivers are still trying to get the hang of it.

East parking lot, currently have the revised lighting plan and it is being reviewed by electrical vendors now. Getting quotes for work along CLR in grassy area to convert to park able spaces with same surface millings and address some potholing. This may wait until lighting is installed as we will have some construction traffic.

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PLAZA TEN 06: Improvements continue at Captain's Corner and Okie's. Getting quotes for repairs at West parking lot regarding potholes and resurfacing with same material (millings). ***Potholes worked today in effort to prevent further degradation***

CITY HALL: When weather is cooperative, will power wash and paint city hall roof. Surface preparation and painting temperature seem to be critical for longevity. It is direct to metal (DTM) paint in white. We will also box in and insulate susceptible piping to prevent any cold weather-related damages in the future.

PUBLIC WORKS: Was busy repairing damage from the freeze. We will take further measures at Clubhouse to prevent further cold weather damages. Materials continue to be scarce. Two additional directional arrow signs have been ordered for crosswalk at Aspen/CLR, this will complete the EDC project. City facilities are being readied for a walk through next week to identify any compliments or concerns.

Assembling documents for excess/surplus equipment.

OTHER ITEMS:

GA-34 was signed today by Gov. Abbott and filed at 1:15 p.m. It rescinds many earlier Executive Orders regarding COVID-19 and it is opening up Texas businesses to 100%, with some caveats. It will go in effect at 12:01 a.m., March 10th, 2021. No state imposed mask wearing, but it can continue at businesses or other establishments should they wish to continue hygiene measures (see item 4). It further suggests good faith efforts to continue (item 3). This will apply in counties in high hospitalization areas or not.

The fire last week on Oak Rd.: Green material was located in the ditches coming from the fire location. This material visually looked like anti-freeze and ditched was encumbered to slow the migration to the lake. USCG arrived on Thursday and samples were taken and sent to independent lab for analysis. Results on a 16 page report noted that the material was non-toxic. Further examination at scene indicated it was not anti-freeze and was likely a dye used in utilities or as a visual aid in a marine rescue. The damaged structure has been identified as unsafe. Owner made safe and limited access to the remains, the city posted notices on the fence. We will have a public hearing at the next CC meeting, March 16.

I received the report regarding palms in Town Center. We had one failure and have others that must be monitored closely based the on-site inspection. I've reached out to the arborist for some clarification. A treatment plan for 19 palms for borers and termites is \$4,400. I will review the budget considerations as we work through our planned budgeted items. As a maintenance issue this is not an allowable EDC expense. ***This is being held as we evaluate palms following the freeze***

AGENDA ITEMS:

Consider and approve rental rates for city facilities to include Gazebo and Shelter Deep Hole Park, East Parking Lot, West Parking Lot, Captain's Corner Park. After reviewing other communities, it is not uncommon to rent outdoor or park facilities. The pricing suggested is in line with other communities of similar size and quality of facility. I would recommend that fees be waived if approved by the mayor or a designee, similar to what in place currently.

Has the governor made any comments about his current orders, and specifically his mask order?

Yes. He issued a new executive order (GA-34) that fully opens all business and ends the statewide mask mandate. Today (March 2), the governor held a press conference in Lubbock. Speaking to the Lubbock Chamber of Commerce, he spoke first about the success of the Texas economy, even in the face of the pandemic.

“It is now time to open Texas 100 percent,” said the governor. Now is the right time, he said, because we are in a completely different position than last year at this time. We have:

- an abundance of personal protective equipment.
- the capability to do well over 100,000 tests per day.
- antibody therapeutic drugs to keep people out of hospitals.
- mastered daily habits to avoid getting COVID-19.
- most importantly, vaccines. More than 5.7 million have been given to Texans. Today, a one day record will be set, giving more than 216,000 vaccines. That’s over one million per week now.

These efforts, he said, should ensure that we keep hospitalizations low in Texas. “Make no mistake, however, COVID-19 has not suddenly disappeared...but state mandates are no longer needed.”

His new order will, effective next Wednesday (March 10), rescind most previous orders, including the statewide mask mandate. But, “repealing these don’t change the fact that Texans need to exercise personal vigilance.”

He concluded by saying that “some local officials are concerned this could lead to a worsening of COVID-19 in their communities,” but that they needn’t worry. His order will provide that, if hospitalizations rise above 15 percent in a state trauma region, the county judge can impose mitigation measures. But the judge won’t be able to impose any penalties for a violation of those measures. The order makes no mention of mayoral authority.