



Meeting Minutes City Council

City of Clear Lake Shores City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 281-334-2799 or write to 1006 South Shore Drive, Clear Lake Shores, Texas 77565, at least 48 hours in advance of the meeting.

Tuesday, August 6, 2019

6:30 p.m.

Clubhouse - 931 Cedar

Present: Mayor Kurt Otten, Councilwoman Amanda Fenwick, Councilwoman Jan Bailey, Councilman Mark Thompson, Councilwoman Christy Lyons, Captain Phil Gist, Building Official Kevin Harrell, Fire Chief Brent Hahn, City Administrator Brent Spier, Assistant City Secretary Angie Galvan

Absent: Councilwoman Angie Terrell

1. CALL TO ORDER & DETERMINATION OF QUORUM:

Mayor Otten called meeting to order at 6:30 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:

Councilman Thompson: none

Councilwoman Lyons: none

Councilwoman Terrell: absent

Councilwoman Bailey: none

Councilwoman Fenwick: Clear Creek Education Foundation Dine Out to Donate scheduled for October 7th; Texas Windstorm Insurance Association meeting - rates will not increase for 2020

Mayor Otten: Bay Area Houston Economic Partnership meeting; Bill HB3535: right of way and utility tax; Galveston EMS proposal; boat ramp recommendations; great turnout for Steak and Sinatra Night; street sign replacements/blinking turn lights; Council/EDC Strategic Planning meeting

4. STAFF REPORTS:

Captain Gist: Chief Cook absent; Report attached

Building Official Kevin Harrell: Stats since last meeting; Target remodel plans under review; plans for new McDonalds; 822 Clear Lake Rd under construction for new business; Stewart Elementary to be issued a certificate of occupancy soon; new business: True North Marine; 8 open code enforcement cases regarding junked boats

Fire Chief Brent Hahn: Target plans discussed; working with Stewart Elementary to complete fire inspections before school starts; heat index warnings

City Administrator Brent Spier: Report attached

5. SCHEDULED VISITOR: Felix Flores – Galveston County Constable Pct. 1 candidate

Rescheduled for next meeting

6. PUBLIC COMMENTS

None

7. NEW BUSINESS:

CONSENT AGENDA:

cont'd 07/16/19 minutes

- a. Check Register: 07/11/19 thru 07/31/19
- b. WF Transfer B-043A: Rebecca Oliver to Arthur Olson
- c. Council Meeting Minutes 07/16/19
- d. City Council/EDC Joint Workshop Minutes 07/26/19

Councilwoman Lyons made motion to approve Consent Agenda items a. through d.
Councilwoman Fenwick second the motion

MOTION PASSED UNANIMOUS

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

- a. **Resolution 2019-15: A resolution of the City of Clear Lake Shores, Texas finding that CenterPoint Energy Houston Electric, LLC's requested increase to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. (Mayor Kurt Otten)**

Councilwoman Fenwick made motion to approve Resolution 2019-15
Councilwoman Bailey second the motion

MOTION PASSED UNANIMOUS

- b. **Resolution 2019-16: A resolution requesting that the Texas Transportation Commission take action to include "Segment B" of State Highway 99 (Grand Parkway) in the 2020 unified transportation plan and take action to complete the traffic revenue study, land acquisition, design, and construction activities. (Mayor Kurt Otten)**

Councilwoman Fenwick made motion to approve Resolution 2019-16
Councilwoman Bailey second the motion

MOTION PASSED UNANIMOUS

- c. **Approve a demolition contractor for 311 Narcissus (City Administrator Brent Spier)**

Building Official Kevin Harrell discussed the 3 quotes submitted by contractors who have all previously performed work on the island and recommended the lowest bid from J.T.B. Services at \$6,831.25.

Councilwoman Bailey made motion to accept the lowest bid from J.T.B. Services at \$6,831.25
Councilwoman Lyons second the motion

MOTION PASSED UNANIMOUS

- d. **Employee Policy Manual 1. E. 4 Personal Appearance of Employees: Change regarding tattoos and body art (City Administrator Brent Spier)**

City Administrator Brent Spier discussed the current policy and proposed changes. (Attached)


NO ACTION TAKEN

9. ADJOURNMENT:

Mayor Otten adjourned the meeting at 7:02 p.m.

Date Approved: August 20, 2019


Mayor Kurt Otten

Attest

Angie Galvan, TRMC
Assistant City Secretary



Tom Spier

City Administrator Report

July 17 – August 6, 2019 ***Felix Flores (409-682-0996), scheduled visitor, will not be in attendance tonight and will reschedule for August 20th***

There may some overlap in this report with other reports.

ROADS/DRAINAGE: I have been reviewing streets in anticipation of crack sealing streets in an effort to get improved longevity from pavement.

POOLS/PARKS: Still working through the usual challenges of summer. We had some young males scale the fence and make entry to the pool prior to it being unlocked. Police made the scene and identified the youth. Upon review I was unable to locate them on our pool membership list. I am following up with their parents. Five of seven underwater pool lights are scheduled for repair with GCA. Cost of \$500. There has been a lot of work on the Boat Ramp Parking Committee, additional investigation is continuing however it appears that the ramp is in good shape and the prop wash 'hole' is an area that is still on the ramp (not off or at the crumbled edge as originally thought). The hole is approximately 5' deep (water depth) during survey and is surrounded by a silted in area that is approximately 3.5' deep. The area beyond it was around 5' and continued to the channel where it was 16' deep. A more concise survey by sonar will take place soon, Jay Fenwick is doing it. It appears that the best solution short of a costly rebuild is a dredging the ramp area out to the channel and around the ramp 20' to either side. If that could be done additional dredging would easily allow for boat traffic to access the north side of the pier that on first review appears to be 1.5-2' deep. Should have firm numbers by next meeting of the depth in relation to each other. Regarding parking and rules of the ramp, committee suggested changes to ordinances has been forwarded to City legal for review.

ECONOMIC DEVELOPMENT CORP (EDC): CLR Parking Lot project continues to make progress, sidewalks have been poured, approaches are in process and curbing along 2094 will be happening shortly. The spill piles should be moved and the final compacted surface installed within the coming week, depending on weather. We are scheduling our first grant payment to True North for work already completed on the new location. They have submitted a plan for the project and estimates of costs.

PLANNING/ZONING:

PLAZA TEN 06:

CITY HALL: 'Willie Nelson' boat has been removed from city limits. City Council and EDC had a combined workshop related to strategic planning on July 26th 10a-4p. The session was good and Ron Cox and I will be working on some follow up points from it.

PUBLIC WORKS: A city drainage easement with a deteriorating bulkhead has been identified off Aspen and we are getting quotes to make necessary repairs. This is located at a city outfall to channel and is only visible to residents residing on Tindel looking south.

Other Items:

A copy of the sent cancellation letter to CLEMC was placed in your packet.

Thursday, August 8, 2018 I will be in Texas City for a scheduled meeting with GLO (and other municipalities) regarding hurricane recovery. Austin offices will be represented.

Chief Cook, AC Donaldson and Lt. Keele are in Frisco, TX for training.

We have started the process of budgeting for next fiscal year. It appears we may realize a 5-6% decrease in anticipated sales tax revenue, however there is still time for things to level out prior to fiscal year end. I have Police, Building Official and am working on the other line items with Cheryl and Christy. I am awaiting City Court I have received feed back from one elected official and we will have budget workshop upcoming, August 20, 2019.

August 23, 2019 3-8p There will be a Blood Drive in Honor of Kari Kelley who is undergoing cancer treatments. The bloodmobile will be on-site at the CLR/2094 Parking lot and Okie's Yardhouse is hosting and donating some prizes for the first 40 donors over age 21. More information will be pushed out.

August 31, 2019 Coffee with the Mayor Kurt at 0900 at Clubhouse.

December 6, 2019 will be the employee Christmas Party at LaBrisa's on SH146. A separate party is anticipated for volunteers as has been customary.

AGENDA ITEMS:

Employee Policy Manual 1. E. 4 Personal Appearance of Employees:

Definition by size is restrictive. Social norms have changed in that some people have tattoos that are visible, myself included. Some tattoos of current employees, who have not had additional work done after hire, are in violation of this policy. I would recommend a change in policy to address specifically offensive tattooing, not by size as is in the current policy manual. Offensive should be objective (examples listed below) and could be a decision of the immediate supervisor, then CA, Mayor and Council if pursued further. The final decision would be with Council. A possible example from the policy manual of my last agency, made ready for CLS and that I recommend:

"No offensive tattoo or body art be visible. Examples of offensive tattoos include, but are not limited to, those that exhibit or advocate discrimination against sex, race, religion, ethnicity, national origin, sexual orientation, age, physical or mental disability, medical condition or marital status; those that exhibit gang, supremacist or extremist group affiliation; and those that depict or promote drug use, sexually explicit acts or other obscene material."



CenterPoint Energy
1111 Louisiana Street
Houston, TX 77002-5231
P.O. Box 2628
Houston, TX 77252-2628

August 1, 2019

Mayor and City Council
City of Clear Lake Shores
Clear Lake Shores, Texas

Re: CenterPoint Energy's Notice of Intent to Reflect a Net Refund for the Texas Coast Division pursuant to Section 104.111 of the Gas Utility Regulatory Act

Dear Madam or Sir:

As you are aware, the Railroad Commission of Texas (the "Commission") established base rates for CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas ("CenterPoint" or the "Company") in GUD No. 10567 with a test-year ending June 30, 2016¹ and included a 35% federal corporate income tax rate. Last year, in July of 2018, the Company made a filing pursuant to Section 104.111 of GURA to reduce base rates to account for the federal income tax expense reduction resulting from the Tax Cuts and Jobs Act of 2017 (the "TCJA").

This correspondence notifies the City of Clear Lake Shores (the "City") that CenterPoint is now reflecting additional benefits in rates related to the TCJA's impact on deferred taxes. CenterPoint is pleased to notify the City that an additional refund related to deferred taxes will be issued to customers over the next three years. The refund has been offset with restoration expenses incurred by the Company as a direct result of Hurricane Harvey, in the Houston and Texas Coast Divisions, combined, which includes the City and the net refund for year three includes the present value of the year four return component of the change in the Company's rate base. Because the City has ceded its original jurisdiction over CenterPoint's gas utility rates to the Commission pursuant to Section 103.003(a) of the Texas Utilities Code, the Commission will provide administrative approval and the City does not need to take any action.

The rates, terms and conditions reflected in the enclosed tariff as Exhibit A will be effective for bills rendered on or after January 1, 2020. This tariff is being filed pursuant to Section 104.111 of GURA, which provides for administrative approval of a decrease in rates proposed by the Company without regard to the cost of service standard prescribed by Section 104.051. By utilizing the provision of GURA, the Company is able to pass on the savings associated with the federal corporate tax reduction to its customers without having to file a comprehensive statement of intent rate proceeding under Subchapter C of GURA.

As shown in the enclosed as Exhibit B, the rates, terms and conditions reflected in the enclosed tariff will, upon taking effect, over the three years, provide a total net refund of

¹ GUD No. 10567, Final Order (May 23, 2017).

approximately \$14 million to customers in the Houston and Texas Coast Divisions, combined. The Company will issue net refunds to affected customers in the form of a line item on the bill which will begin with bills rendered on or after January 1, 2020. Based on the current balance, the estimated per customer, per bill, refund for each class is as follows:

ESTIMATED AMOUNTS FOR HOUSTON AND TEXAS COAST DIVISIONS, COMBINED	Year 1 - 2020	Year 2 - 2021	Year 3 - 2022	Total
Total Impact to Base Rate Revenues	(\$5,864,973)	(\$5,320,926)	(\$3,188,099)	(\$14,373,998)
Net Refund, Per Customer, Per Bill				
Residential	(\$0.33)	(\$0.30)	(\$0.18)	
General Service-Small	(\$0.49)	(\$0.45)	(\$0.27)	
General Service-Large Volume	(\$8.92)	(\$8.09)	(\$4.85)	

The Company has obtained consent for this reduction from the Railroad Commission Staff. This consent is evidenced by the letter enclosed as Exhibit C.

Please do not hesitate to contact us with any questions you may have regarding this filing.

Sincerely,

Keith L. Wall
Director of Regulatory Affairs

Attachments

cc: Mr. Tal Centers
Mr. Sam Chang
Ms. Gracy Rodriguez

City of Clear Lake Shores
August 1, 2019
Page 3

DELIVERED TO:

_____, _____ of
NAME OFFICE (Mayor, City Secretary, etc.)

the City of Clear Lake Shores on this ____ day of August 2019.

SIGNATURE



GALVESTON CENTRAL APPRAISAL DISTRICT

Tommy Watson, Chief Appraiser

9850 Emmett F. Lowry Expressway, Suite A - Texas City, Texas 77591
Telephone: (409) 935-1980 or toll-free (866) 277-4725
Fax: (409) 935-4319

July 22, 2019

Ms. Christy Stroup
City of Clear Lake Shores
1006 South Shore Drive
Clear Lake Shores, TX 77565

Dear Ms. Stroup:

In compliance with Section 26.01 of the Texas Property Tax Code, I, Tommy Watson, Chief Appraiser for Galveston Central Appraisal District, do hereby certify the 2019 Appraisal Roll for the *City of Clear Lake Shores* with a net taxable value of

\$219,618,799

With *Freeze Adjusted* Net Taxable Amount of

\$206,906,981


The Net Taxable currently Under ARB Review is

\$10,856,479

The *Freeze Adjusted* Net Taxable currently under ARB review is

\$0

TW:ldf



Tommy Watson
Chief Appraiser

Christy Stroup

From: Felix Flores <five.o.588@gmail.com>
Sent: Monday, August 5, 2019 6:00 PM
To: Christy Stroup
Subject: Council meeting

I apologized for the short notice but I need to cancel for the council meeting and reschedule for the next one in two weeks.

Thank you

*OK
Felix Flores
8/6/19*

1 E. 4. PERSONAL APPEARANCE OF EMPLOYEES

All City employees shall, at all times when on duty, be appropriately dressed for their work situation. Grooming and personal hygiene must also be appropriate. Employees are expected, at all times when on duty, to present a professional, businesslike image to the public. Acceptable personal appearance is an ongoing requirement of each City employee. Radical departures from conventional standards of dress, personal grooming and hygiene standards will not be tolerated or permitted.

- Employees shall not wear suggestive attire, athletic attire or other similar items of a casual nature that do not present a businesslike appearance.
- Clothing should not be ripped or torn, disheveled, faded or distressed.
- Jeans are discouraged but permissible on certain occasions.
- ~~Distasteful tattoos or any tattoo greater than two inches in diameter and body piercings other than earrings should not be visible.~~
- ~~At no time while on-duty, working or representing the City of Clear Lake Shores in any official capacity shall any~~ offensive tattoo or body art be visible. Examples of offensive tattoos include, but are not limited to, those that exhibit or advocate discrimination against sex, race, religion, ethnicity, national origin, sexual orientation, age, physical or mental disability, medical condition or marital status; those that exhibit gang, supremacist or extremist group affiliation; and those that depict or promote drug use, sexually explicit acts or other obscene material.

At its discretion, the City may permit employees to dress in a more casual fashion than normally required such as Fridays or other special workdays. Employees are still required to present a neat, well groomed appearance. Examples of such casual attire are:

- Clean, pressed jeans;
- T-shirts which promote the City or it's activities (such as DARE).

No City employee may wear apparel while on duty that advertises alcoholic beverages, tobacco products or illicit drugs or displays any language or pictures of an obscene, inappropriate or vulgar nature.

COMPLETE THIS RECEIPT

Complete items 1, 2, and 3.
Print your name and address on the reverse so that we can return the card to you.
Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**Vette Brewer, Administrator
Clear Lake Emergency Med. Corps
6920 N. TEXAS AVE., Ste C-14
Webster, TX 77598**

9590 9402 3012 7124 0794 11

2. Article Number (Transfer from service label)
012 1010 0001 0915 9768

PS Form 3811, July 2015 PSN 7530-02-000-9933

July 17, 2019

A. Signature
X *[Signature]* Agent Addressee

B. Received by (Printed Name)
Brenda Taylor

C. Date of Delivery
7/19/19

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail®
<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation®
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

Clear Lake Shores
Texas 77565
2866

Via USPS Certified Mail with Return Receipt

Dear Ms. Brewer:

At the July 16, 2019 Council Meeting of City of Clear Lake Shores, City Council voted unanimously to terminate the Emergency Medical Services Contract with Clear Lake Emergency Medical Services Corps (CLEMC).

Pursuant to agreement dated October 1, 2008, consider this letter as written 90-day notification of an official stop date. That date being, October 16, 2019.

If an October 1, 2019 stop date can be accommodated we would accept that as well.

We appreciate the services provided to Clear Lake Shores over the course of many years provided by CLEMC. However, this decision is based on economics and being financially responsible to our citizens and residents.

Sincerely,

[Signature]
Brent S. Spier
City Administrator

Monthly Report to City Council--July 2019

Calls for Service	579
Business Checks	2075
Residential Checks	162
Bar Checks	17
Arrests	63
a) Driving Under Influence	11
b) Narcotics Related	10
c) Recovered Stolen Vehicle	1
d) Parole Board Warrants	2
Thefts	1
Traffic Contacts	273