



Meeting Minutes City Council

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Tuesday, September 20, 2016

7:00 pm

Clubhouse - 931 Cedar

Present: Mayor Pro-Tem Al Burns, Councilman Hoerner, Councilwoman Bailey, Councilwoman Fenwick, City Secretary Christy Stroup, Bldg. Official Kevin Harrell, Chief K. Cook, City Atty. Stephanie Kerian-Vaughn
Absent: Mayor Johnson, Councilman Solmonsson, and City Administrator George Jones

1. CALL TO ORDER & DETERMINATION OF QUORUM

Mayor Pro-Tem Burns called meeting to order at 7:00 pm.

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

Mayor Pro-Tem Burns lead the Pledge of Allegiance to the Flag of the United States of America and the Texas Flag

3. REPORTS OF COUNCIL:

Councilwoman Bailey - No report
Councilman Solmonsson - Absent
Mayor Pro-Tem Burns - No report
Councilwoman Fenwick - No report
Councilman Hoerner - No report
Mayor - Absent

4. STAFF REPORTS:

City Administrator George Jones: Absent

Chief Cook: No Report

Building Official Kevin Harrell: reported his monthly stats thru September 20th; Oakie's property - he has reviewed plans and they are ready to pull permit but have not submitted a permit application; Aspen lot - they have tore down and removed two boats and should be finished with the remainder by the end of the week.

5. COMMITTEE REPORTS:

Roads and Drainage: *No Report*

Planning and Zoning: *No report*

Economic Development Corp.: **Ronnie Richards, President of EDC** stated that he met with League City Planning Department and Kemah EDC and was informed of Grant money that could possibly be used for pedestrian/bicycle connectivity.

WCC: Kurt Otten said that they would have their regular meeting in October and start the walk about around the island looking at waterfronts towards the end of October and thru November.

Parks and Pool Committee: Chris Richardson announced new plants have been placed around pool; Deep Hole tables have new tops; Still having issues with children in pool unsupervised; Diana Chronister has volunteered to head up putting out the Christmas lights this year.

LBAC: Councilman Hoerner stated that the weather has hindered progress but are planning to refresh Sundial Park and are starting a new project by the pool.

6. **CIVIC CLUB:** No report

7. **UNSCHEDULED VISITORS:**

Lynda Michaelski: Requested that the City have the elevation signs put back up at the entrance.

8. **SCHEDULED VISITORS:**

Abby White - Waterfront Lease E-126
Sandra Leahey - Waterfront Lease E-124C and E-125

Were not present

9. **CONSENT AGENDA:**

- a. **Check Register: Sept. 1, 2016 thru Sept. 14, 2016**
- b. **Minutes from Regular Meeting held September 6, 2016**
- c. **Fee Schedule for Fiscal Year 2016/2017**
- d. **Quarterly Investment Report ending 06/30/2016**

Councilman Hoerner made motion to approve items a, b & d of the consent agenda
Councilwoman Fenwick second motion

MOTION PASSED UNANIMOUS

Councilman Hoerner made motion to approve item c of the consent agenda
Councilwoman Fenwick second motion

Discussion:

Councilman Hoerner wanted to know what fees had been changed from the previous fee schedule. *City Secretary, Christy Stroup* stated a few of the changes but *Councilman Hoerner* would rather have a side-by-side to compare the differences. He requested to postpone until the next meeting.

Councilman Hoerner amended his motion to postpone item c of the consent agenda until the next council meeting
Councilwoman Bailey second the motion

MOTION TO POSTPONE PASSED UNANIMOUS

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

- a. **Approve meeting date for the first Council meeting in October 2016. The regular meeting date falls on October 4, 2016 which is National Night Out.**

Councilwoman Bailey made motion to approve meeting date for first council meeting in October.

Councilwoman Fenwick second the motion

Discussion:

National Night Out falls on a Tuesday, City Council Meeting date and **Councilwoman Bailey** suggested moving the meeting date to Wednesday, October 5, 2016. Consensus with the rest of Council was that this date is fine.

Councilwoman Bailey amended motion to approve first Council meeting date in October to be held on Wednesday, October 5, 2016.

Councilwoman Fenwick second the motion

MOTION PASSED UNANIMOUS

- b. **ORDINANCE NO. 2016-10: An ordinance adopting amendment No. 2 to the original budget of the City of Clear Lake Shores, Texas for the fiscal year 2015-16, adjusting amounts in the total revenue and expenditure accounts of the General Fund and the Economic Development Corporation Fund; containing findings; providing for severability; and providing other details relating thereto. (Mayor Vern Johnson)**

Cheryl Hunter, City Accountant reviewed the budget amendment in detail with Council and asked for any questions or concerns. None were stated.

Councilwoman Fenwick made motion to accept Ordinance 2016-10

Councilwoman Bailey second the motion

MOTION PASSED UNANIMOUS

- c. **RESOLUTION 2016-11: A resolution adopting the Investment Policy of the City of Clear Lake Shores, Texas. (revised res number should be 2016-12)**

Councilwoman Fenwick made motion to accept Resolution 2016-11

Councilman Hoerner second motion

MOTION PASSED UNANIMOUS

- d. **RESOLUTION 2016-12: A resolution of the City Council of the City of Clear Lake Shores, Texas, approving the terms and conditions of an Interlocal Agreement between the City of Clear Lake Shores, Texas, and the Bayou Animal Services Corporation, a non-profit local government corporation and created by the City of Dickinson; to provide its residents and businesses with full-time animal control and sheltering services in accordance with their public health and welfare responsibilities; authorizing execution of the Interlocal Agreement by the Mayor; and providing for an effective date. (revised res number should be 2016-13)**

Councilwoman Bailey made motion to accept Resolution 2016-012

Councilman Hoerner second the motion

MOTION PASSED UNANIMOUS

- e. **Approve recommendation from the Parks and Pool Committee for Jarboe Park nature signage. (Councilwoman Fenwick)**

Roselyn Pierce, resident, is requesting the City post signs in Jarboe Park that demonstrates the grasses, animals and waterfowl that are commonly seen at Jarboe Park. Described the signs and went over the costs from three quotes that she had received. Ms. Pierce will supply the artwork for the signs at no cost to the City. (all documents from presentation

are attached)

Councilman Hoerner made motion to accept the quote from EnviroSign in the amount of \$3,277.00.

Councilwoman Bailey second the motion

MOTION PASSED UNANIMOUS

- f. **Review and approve recommendations submitted by the City Attorney pertaining to Section 18, Appendix A to the Clear Lake Shores Municipal Code (the Sign Ordinance) paragraphs D, E, F, and J.**

City Attorney, Stephanie Kerian-Vaughn recommended adopting the changes outlined in her handout (attached).

Councilwoman Fenwick made motion to approve recommendations submitted by the City Attorney pertaining to Section 18, Appendix A to the Clear Lake Shores Municipal Code paragraphs D, E, F, and J.

Councilwoman Bailey second the motion

Per the City Attorney the Supreme Court made changes to sign laws back in September 2015. The recommendations being submitted would allow the City to have more control over the types of signs to be displayed within the City limits

Councilwoman Fenwick asked if the signs that are currently displayed are grandfathered and able to use current sign ordinance or would the City be able to enforce the new ordinance if adopted?

The City Attorney responded with if you put an effective date in the ordinance change then you would be able to enforce as needed.

The City Attorney stated that she would provide Council with a red-line version of the ordinance for them to review at the next Council meeting and could approve ordinance at that time.

Council agreed

MOTION PASSED UNANIMOUS

- g. **Determine and approve course of action on the Bridge and Boat/Pier Slips along Clear Lake Road in conjunction with waterfront leases.**

Councilman Hoerner asked if the City owned the Pier.

After discussion with the City Attorney and the residents the consensus is that the General Land Office (GLO) owns the land under the pier but not sure who own the pier itself.

Jim Adams, resident and current slip holder, stated that Chuck Finnerty and a group of residents got together and received approval from the City and the GLO to have the pier erected at the residents expense.

Councilman Hoerner stated that if the City never owned the pier than the City has no jurisdiction other than to condemn it. He also stated that he would like either the Mayor or the City Administrator to approve time for the City Attorney to research ownership and jurisdiction of the pier.

Councilwoman Bailey amended her motion to have attorney look into who has ownership of the pier.

Councilwoman Fenwick second the motion

MOTION PASSED UNANIMOUS

- h. **EXECUTIVE SESSION:** Pursuant to the Open Meetings Act, Chapter 551 Texas Government Code Sec. 551.072: a closed session to deliberate the purchase, exchange, lease or value of real property: 922 FM 2094, Clear Lake Shores, Texas 77565 and 131 East Shore Drive, Clear Lake Shores, Texas 77565

Adjourned to Executive Session at 8:04 pm

Reconvened from Executive Session at 8:31 pm

- i. Action from EXECUTIVE SESSION: Pursuant to the Open Meetings Act, Chapter 551 Texas Government Code Sec. 551.072: take action, if any, on discussion item of closed session to deliberate the purchase, exchange, lease or value of real property: 922 FM 2094, Clear Lake Shores, Texas 77565 and 131 East Shore Drive, Clear Lake Shores, Texas 77565.

No action taken on Executive Session

11. Adjournment: 8:33 pm

10/28/16
Date Approved

[Signature]
Vern Johnson, Mayor or
Al Burns, Mayor Pro-Tem

Attest: [Signature]
Christy Stroup, City Secretary

