



## Meeting Minutes City Council

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Tuesday, February 7, 2023

6:30 p.m.

931 Cedar, CLS, TX 77565

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**Present:** Mayor Kurt Otten, Councilman Rick Fisher, Councilman Alex Scanlon, Councilwoman Monica Ledet, Councilman Randy Chronister, Councilman Steve Wirtes, Interim Police Chief Donaldson, City Secretary Christy Stroup, City Attorney Loren Smith

### 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 led the Pledge of Allegiance to the Flag of the United States of America and the Texas Flag

### 3. REPORTS FROM COUNCIL:

**Councilman Steve Wirtes:** No report

**Councilman Rick Fisher:** Parks and Pool will meet Monday, 02/13/23; Craig Ward Memorial Bench has been ordered.

**Councilwoman Monica Ledet:** No report

**Councilman Alex Scanlon:** No report

**Councilman Randy Chronister:** No report

**Mayor Kurt Otten:** Mancakes this weekend – 02/11/23; Mardi Gras Parade – 02/18/23; introduced new CA Brad Goudie.

### 4. STAFF REPORTS:

**Interim Chief Donaldson:** Stats for January

### 5. PUBLIC COMMENTS:

Lynda Michaelski – 1094 N. Shore: discussed incorrect elevation forwarded to FEMA

Samantha Fisher – 515 W. Shore: Thanked the PD for their service and keeping the island safe

Trish Scarborough – 615 Oak: Expressed her appreciation for Interim Chief D. Donaldson

Vince Pandanell – 650 Pine: Thanked CC for serving; accolades to Interim Chief D. Donaldson

Sherry Fisher – Stated she respected the professionalism of Interim Chief D. Donaldson

### 6. CONSENT AGENDA:

a. Check Register: 01/18/23 thru 02/01/23

b. Council Meeting Minutes: 01/07/23 (special)

c. Council Meeting Minutes: 01/26/03 (special)

**CONSENT AGENDA PASSED**

**7. NEW BUSINESS: Discussion and possible action may be taken on the following items:**

- a. **RESOLUTION NO. 2023-04:** A RESOLUTION OF THE CITY OF CLEAR LAKE SHORES, TEXAS, PROVIDING THAT A GENERAL MUNICIPAL ELECTION BE HELD ON MAY 6, 2023 FOR THE PURPOSE OF ELECTING ONE (1) MAYOR TWO (2) ALDERMAN; AND A SPECIAL ELECTION FOR THE ADOPTION OF THE STATE LAW APPLICABLE TO POLICE OFFICERS THAT ESTABLISHES COLLECTIVE BARGAINING IF A MAJORITY OF THE AFFECTED EMPLOYEES FAVOR REPRESENTATION BY AN EMPLOYEES ASSOCIATION, PRESERVES THE PROHIBITION AGAINST STRIKES AND LOCKOUTS, AND PROVIDES PENALTIES FOR STRIKES AND LOCKOUTS; DESIGNATING THE POLLING PLACE; PROVIDING THE FORM OF THE BALLOT FOR SUCH ELECTION; DIRECTING THE GIVING OF NOTICE OF SUCH ELECTION; AND PROVIDING FOR DETAILS RELATING TO THE HOLDINGS OF SUCH ELECTION.

Councilman Fisher made motion to accept Resolution No. 2023-03  
Councilman Scanlon second the motion

MOTION PASSED UNANIMOUS *(This item was listed as Resolution 2023-03 and should be 2023-04)*

- b. **ORDINANCE 2023-02:** 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 III – DIVISION 2 – SECTION 2-68: SPENDING AUTHORITY OF MAYOR AND CITY ADMINSTRATOR.

Councilman Fisher made motion to approve Ord. 2023-02  
Councilman Chronister second the motion

MOTION PASSED: 3 YES – Councilman Fisher, Councilman Chronister and Councilman Wirtes  
2 NO – Councilwoman Ledet and Councilman Scanlon

- c. Consider and approve the EDC to procure replacement of the palm trees in the Town Center per the plan presented by the EDC and attached proposal from Palms of Paradise.

CC previously approved the EDC purchase of replacement palm trees for Town Center. The proposal set forth this evening is an amendment to the original proposal submitted to include stump grinding. New proposal amount is \$45,164.00.

Councilwoman Ledet made motion to approve new proposal  
Councilman Wirtes second the motion

MOTION PASSED UNANIMOUS

- d. **EXECUTIVE SESSION:** The City Council will meet in closed executive session pursuant to Section 551.071 of the Texas Government Code to consult with the City Attorney regarding pending or threatened litigation or a matter that the duty of the attorney requires to be discussed in closed session.
- e. **EXECUTIVE SESSION:** A governmental body may conduct an executive session to discuss matters dealing with individual officers or employees. Specifically, this exception allows governmental bodies to: Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
- f. **EXECUTIVE SESSION:** The City Council will meet in closed executive session pursuant to Section 551.074 of the Texas Government Code to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: Interim Chief of Police and Assistant Chief of Police.

Recessed to Executive Session: 6:50 pm  
Resumed from Executive Session: 9:54 pm

- b. **Action from EXECUTIVE SESSION:** The City Council will meet in closed executive session pursuant to Section 551.074 of the Texas Government Code to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: Interim Chief of Police and Assistant Chief of Police.

*Captain Phil Gist was promoted to Assistant Chief of Police and Interim Chief David Donaldson congratulated A.C. Gist and stated that once A.C. Gist has resigned from the Police Department his badge number 573 will be retired.*

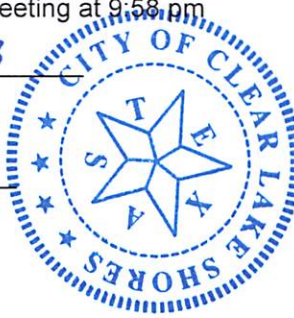
8. **ADJOURNMENT:**

**Mayor Otten** adjourned the meeting at 9:58 pm

Date Approved: 2/21/23

Attest:

  
Christy Stroup, City Secretary



  
Mayor Kurt Otten