

**REGULAR MEETING AND PUBLIC HEARING
CITY COUNCIL
CITY OF NASSAU BAY, TEXAS
January 9, 2017
7:00 PM**

MEMBERS OF COUNCIL PRESENT: Mayor Mark Denman, Mayor Pro Tem Sandra Mossman, Councilmembers Harry Dollar, John Mahon, Bryce Klug and Bob Warters.

MEMBERS OF COUNCIL ABSENT: Councilmember Jonathan Amdur (arrived at 7:06 p.m.)

OTHER CITY OFFICIALS PRESENT: City Attorney Dick Gregg, Jr., City Manager Jason Reynolds, Assistant City Manager Mary Chambers, City Secretary Marisela Garcia, Finance Director Csilla Stiles, Police Chief Kenneth Campbell, Fire Chief Tom George, Public Works Director Paul Lopez, Communications Director Kristi Sykora, Emergency Management Coordinator Jamie Galloway, Court Administrator Stacy Froeschner, Human Resources Administrator Isela Castillo, Planning Commission Chair Roscoe Lee, and Parks Committee Chair Buck Gay.

PRESIDING: Mayor Mark Denman.

CALL TO ORDER AND ROLL CALL OF MEMBERS

Mayor Mark Denman called the meeting to order at 7:04 p.m. and announced a quorum of Council was present with six elected officials in attendance.

INVOCATION AND PLEDGES OF ALLEGIANCE TO THE U.S. AND TEXAS FLAGS

The Pledges of Allegiance were led by Boy Scout Troop 1004. Mayor Denman presented Troop 1004 a Certificate of Appreciation and posed for a photo. Scout Michael Ethridge spoke briefly regarding his Eagle Scout Project which is the Pathway Boaters Project. He provided a brief overview of the project and the benefits for boaters throughout the Nassau Bay and League City Area.

The invocation was given by former Councilmember Bette Johnson.

APPOINTMENTS, PROCLAMATIONS, PRESENTATIONS, AWARDS

Check presentation to Clear Creek Environmental Foundation

Mayor Denman presented Lloyd Thornton and Michael Stone of the Clear Creek Environmental Foundation a check in the amount of \$4,000 for the Clear Creek Peninsula Clean-up. Mr. Thornton stated this is an all-volunteer effort. He stated the next clean-up is scheduled for February 11, 2017 and encouraged everyone to participate.

Check presentation to Nassau Bay Animal Shelter by CANBE

Pamela Phillips, Community Association of Nassau Bay Enhancement (CANBE) member thanked friends and neighbors for supporting their bake sale and fundraising efforts. Mrs. Phillips also thanked CANBE for partnering with them to make the \$1,000 donation.

Public Works Director Paul Lopez accepted the donation on behalf of the Nassau Bay Animal Shelter and thanked CANBE and Mrs. Phillips.

Presentation by National Weather Service Houston/Galveston for StormReady Certification.

Jeffrey Evans, National Weather Service Meteorologist, provided a brief overview on becoming a StormReady Community. Mr. Evans presented Emergency Management Coordinator Jamie Galloway with a StormReady sign for the community and posed for a photo.

Recognition of the 2016 Employees of the Year

City Manager Reynolds recognized Parks Maintenance Worker II Elias Saucedo as the 2016 Employee of the Year and presented him with an employee recognition plaque and posed for a photo.

City Manager Reynolds recognized Public Works Director Paul Lopez as the 2016 Supervisor of the Year and presented him with an employee recognition plaque and posed for a photo. Mr. Lopez spoke briefly about his staff and thanked other City staff members who assist him daily. Mr. Lopez stated that without them he would not be able to do what he does.

City Manager Reynolds and Police Chief Kenneth Campbell recognized Officer Kaila Sullivan as the 2016 Officer of the Year and presented her with an employee recognition plaque and posed for a photo.

Police Chief Campbell noted that each year an officer is nominated as Officer of the Year and this year was a total consensus for Officer Sullivan meriting this award for her hard work on a check fraud case resulting in numerous felony arrests.

Recognition of Employee for 35 Years of Service

City Manager Reynolds recognized Officer Henry "Hank" Hughes for his 35 years of continued service with the City of Nassau Bay. Officer Hughes was not present at the meeting to receive his employee recognition certificate.

Public Safety Announcement Regarding Removal of a Stop Sign at Kingstree Lane and Point Lookout Drive (Southbound on Point Lookout Drive)

Police Chief Campbell spoke briefly about a recent concern with a multi-traffic control point on Point Lookout Drive and Kingstree Lane. There is a stop sign on Kingstree and on the southbound side of Point Lookout, but not on the northbound side. Police Chief Campbell indicated there were two options; first option would be the removal of the existing southbound stop sign at Point Lookout because it is a through street and the second option would be to erect a northbound stop sign. Police Chief Campbell deemed it appropriate to remove the existing southbound stop sign.

Discussion was held amongst Councilmembers and it was noted that removal would contribute to safety in Nassau Bay.

City Attorney Dick Gregg indicated that Police Chief Campbell had authority to remove the sign and that action would be final unless otherwise stated and would need to be brought back on a future agenda.

PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING

Public Hearing on a request by Steve R. Smith for a Specific Use Permit (SUP) to allow for a microbrewery, located at 1400 NASA Parkway, RES A Nassau Bay Business Park.

Mayor Denman opened the public hearing at 7:26 p.m.

Planning Commission Chair Roscoe Lee discussed the requirements for an SUP noting that it was required when sales of alcohol would be over 50% of total sales revenue. Mr. Lee gave an overview of Mr. Smith's request. The applicant was not able to guarantee that the sale of alcoholic beverages would be 50% or less of total sales revenue and willingly decided to go ahead and apply for the SUP. Mr. Lee indicated the lease had not yet been finalized and encouraged City Council to consider the SUP application for the current property and if the lease does not go through the applicant would reapply for a new location.

Mr. Steve Smith gave a presentation for Growler USA, a micropub, which encompassed proposed locations, food menu, and interior plans.

Planning Commission Chair Lee stated that the Planning Commission had reviewed this application at their last meeting and the applicant has met the ordinance requirements. The only open item is outside seating which the applicant is considering in the future. The Planning Commission recommended approval on a unanimous vote of the commissioners present.

Mayor Denman closed the public hearing at 7:36 p.m.

Approval of a request by Steve R. Smith for a Specific Use Permit (SUP) to allow for a microbrewery, located at 1400 NASA Parkway, RES A Nassau Bay Business Park.

It was moved by Councilmember Amdur, seconded by Councilmember Warters, to approve a Specific Use Permit (SUP) to allow for a microbrewery, located at 1400 NASA Parkway, RES A Nassau Bay Business Park.

Motion passed 7 – 0.

CITIZENS' REQUEST FOR HEARING BEFORE CITY COUNCIL

Pamela Phillips, 18623 Prince William Lane, stated that Community Association of Nassau Bay Enhancement (CANBE) is back and active. This organization began in 2007 and their mission is to enhance the quality of life for the citizens of Nassau Bay. Mrs. Phillips stated they would be hosting an event, "Paws for a Cause" on April 1, 2017 and all funds raised will go to the Nassau Bay Animal Shelter.

COUNCILMEMBERS' COMMENTS/REPORTS

Councilmember Amdur wished everyone a Happy New Year and congratulated the employees who were recognized along with Officer Hughes for his 35 years of service.

Councilmember Klug echoed Councilmember Amdur's comments regarding City staff. Mr. Klug pointed out that Nassau Bay thrives on its volunteers and that is what makes the City great.

Mayor Pro Tem Mossman added that CANBE sells bricks for \$50 which could be used to honor someone and be placed at the park. Dr. Mossman encouraged those interested to contact Pamela Phillips or Ron Swofford for further information. She also indicated that she received feedback from a citizen on the street lights and asked for consideration to add a light at Point Lookout and Saxony.

Mayor Denman stated Christmas in the Park was a great event. Mr. Denman has asked City Manager Reynolds and staff to find a way to recognize the Homeowner's Association Officers as well as Nassau Bay Garden Club for their hard work. He also indicated that 47 years ago, on January 9th, Pasadena relinquished their rights over the property that was Nassau Bay. A few months later, Dick Gregg, helped organize the City.

REPORTS FROM STAFF MEMBERS & COMMITTEES

COMMITTEES

City Manager

City Manager Reynolds announced Nassau Bay would be hosting a Skywarn Storm Spotter training on January 19th from 6:30 p.m. – 9:00 p.m.

Nassau Bay Police Department would like to raise awareness of human trafficking and will be hosting a class on January 26th from 7:00 p.m. – 8:00 p.m.

City Manager Reynolds thanked the Fire Department and Fire Chief George for their quick action at The Sapphire Apartments during a recent fire.

City Manager Reynolds informed residents that the tennis courts at Lake Nassau Park would be resurfaced soon and provided a brief description of the new surface.

Fire Department

Fire Department President Matt Roper reported that members logged 605 volunteer hours at the station during the month of December with 29 calls. Membership currently stands at 41 members. Mr. Roper noted calls were up to 400 in 2016 compared to 353 in 2015.

CONSENT AGENDA

The Consent Agenda listed the following items for approval:

A. Approval of Minutes

1. Regular Meeting on December 12, 2016; and

- B. Consider and take action on a resolution authorizing Mayor to enter into a joint election agreement with Clear Creek Independent School District to share the City's polling place at City Hall on Election Day, May 6, 2017.

The caption of the resolution reads as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NASSAU BAY, TEXAS, AUTHORIZING THE MAYOR TO ENTER INTO A JOINT ELECTION AGREEMENT WITH CLEAR CREEK INDEPENDENT SCHOOL DISTRICT TO SHARE THE CITY'S POLL PLACE AT CITY HALL ON ELECTION DAY, MAY 6, 2017.

(Said Resolution is in the record in Resolution Book No. 19 of the City of Nassau Bay, Texas, being Resolution No. R2017-2086.)

- C. Consider and take action on a resolution reappointing individuals to the Planning Commission.

The caption of the resolution reads as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NASSAU BAY, TEXAS, REAPPOINTING MEMBERS TO THE PLANNING COMMISSION

(Said Resolution is in the record in Resolution Book No. 19 of the City of Nassau Bay, Texas, being Resolution No. R2017-2087.)

It was moved by Councilmember Amdur, seconded by Councilmember Warters, that the above items on the Consent Agenda be approved.

Motion passed 7 – 0.

NEW BUSINESS

Approval of a resolution authorizing the publication of notice of intention to issue certificates of obligation.

Finance Director Csilla Stiles provided an overview of the item indicating the City would be issuing Certificates of Obligation in an amount not to exceed \$4.5 million. This total would include the amount of debt issued on behalf of the NASA Area Management District (NAMD). Mrs. Stiles noted City Council will be considering the interlocal agreements at the February meeting.

Brief discussion was held regarding a parking agreement between the hospital and the City to allow for parking for the future fire station; timeline of the issuance of the Certificates of Obligation; impact on the debt service fund; interlocal agreements; and amounts for other entities.

The caption of the resolution reads as follows:

A RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION, IN AN AGGREGATE AMOUNT NOT TO EXCEED \$4,500,000, AND AUTHORIZING CERTAIN OTHER MATTERS RELATING THERETO.

(Said Resolution is in the record in Resolution Book No. 19 of the City of Nassau Bay, Texas, being Resolution No. R2017-2088.)

It was moved by Councilmember Klug, seconded by Councilmember Mahon, approve the publication of notice of intention to issue Certificates of Obligation.

Motion passed 7 – 0.

Approval of a resolution naming the 22-acre park, located on Upper Bay Road, abutting both Clear Creek and Lake Nassau as David Braun Park.

City Manager Reynolds stated this item was brought to City Council due to citizen requests in open session. A petition to rename Lake Nassau Park to David Braun Park, for his service to Nassau Bay as well as his commitment to the City, was circulated and signatures gathered.

Joyce Abbey, 1406 San Sebastian, stated she had known David Braun for many years. Ms. Abbey indicated Mr. Braun's dedication to Nassau Bay was boundless. He was responsible for forming the Parks and Recreation Committee, raised money for playground equipment, committed countless hours to events in the City, and promoted our City throughout the Bay Area and the State of Texas. Ms. Abbey provided an online petition with 55 signatures.

Win Weber, 18523 Point Lookout, stated the name of a public place can give you a sense of the community. Mrs. Weber indicated the name of a park in her town should reflect the values of the city. Three reasons to rename the park would be that it would be consistent with Howard L. Ward Park in naming after someone who made wonderful contributions to Nassau Bay, would publicly recognize the contributions of Mr. Braun to the community, and would set the example to future generations to contribute to their communities. David Braun was well regarded and the Nauticats dedicated an award, "The Braun Family Award," and every year they select a family that represents the highest values in the swim team. She urged the City Council to consider the park's name change.

Roscoe Lee, 1631 Antigua Lane, noted the Parks Committee had discussed this item at their last meeting and voted unanimously for approval.

Councilmember Mahon stated David Braun and his family have meant a lot to him. Mr. Braun convinced him that he needed to be involved and he could not think of a better way to honor him than renaming the park.

Mayor Denman indicated all former Nassau Bay Mayors along with two former City Managers agree with renaming the park after David Braun.

The caption of the resolution reads as follows:

A RESOLUTION NAMING THE 22-ACRE PARK, LOCATED ON UPPER BAY ROAD, ABUTTING BOTH CLEAR CREEK AND LAKE NASSAU, AS "DAVID BRAUN PARK."

(Said Resolution is in the record in Resolution Book No. 19 of the City of Nassau Bay, Texas, being Resolution No. 2017-2089.)

It was moved by Mayor Pro Tem Mossman, seconded by Councilmember Mahon, to approve the resolution.

Motion passed 7 – 0.

FIRST READING OF ORDINANCES

Approval of an ordinance calling the May 6, 2017 City Officers' Election for the purpose of electing three Councilmembers, Positions 1, 3, and 5 (first of two readings).

The caption of the ordinance reads as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NASSAU BAY, TEXAS, ORDERING A REGULAR ELECTION TO BE HELD IN SAID CITY ON THE 6TH DAY OF MAY 2017, AND IF THE SAME IS REQUIRED, A RUNOFF ELECTION TO BE HELD ON THE 1ST DAY OF JULY 2017, FOR THE PURPOSE OF ELECTING THREE MEMBERS OF COUNCIL; DESIGNATING THE DAY(S) OF THE ELECTION(S) AND THE POLLING PLACE; APPOINTING ELECTION OFFICIALS THEREFORE; PROVIDING THAT ALL DULY QUALIFIED RESIDENT ELECTORS SHALL BE QUALIFIED TO VOTE; PRESCRIBING A FORM OF THE BALLOT; PROVIDING A NOTICE OF ELECTION; CONTAINING OTHER PROVISIONS RELATING TO SAID ELECTION; AND PROVIDING FOR SEVERABILITY.

(Said Ordinance is of record in Ordinance Book No. 13 of the City of Nassau Bay, Texas, being Ordinance No. O2017-753.)

It was moved by Councilmember Amdur, seconded by Councilmember Mossman, to approve the first reading of the ordinance calling the election

Motion passed 7 – 0.

EXECUTIVE SESSION

Meeting recessed to Executive Session at 8:10 p.m. with Mayor Denman reading from the posted agenda the following topics to be discussed in Executive Session:

1. §551.074 Personnel – Discuss the employment, evaluation, compensation, and duties of the City Manager.

Meeting returned to Open Session at 9:24 p.m.

EXECUTIVE SESSION ITEM IN OPEN SESSION:

Mayor Denman read from the posted agenda the following topic to be discussed in open session:

2. §551.074.b Personnel – Discuss the employment, evaluation, compensation, and duties of the City Secretary.

Discussion was held regarding concerns some Councilmembers had regarding preparation of minutes, written communication, and timeliness of draft minutes.

Councilmember Amdur stated that he thought City Secretary Garcia was doing a good job and recognized initiative that she has consistently taken, such as providing the agenda packets to City Council earlier than expected. Councilmember Amdur acknowledged that the matters addressed by City Manager Reynolds have been addressed and are being corrected.

City Manager Reynolds presented various inaccuracies in draft minutes, Friday Morning Memo, and a set of posted minutes on the City website.

City Secretary Garcia responded to each of the matters discussed.

City Council consensus was to clarify the expectations of the City Secretary and for the City Secretary to meet those expectations. Improved communication is needed between the City Manager, Assistant City Manager, and City Secretary and the performance improvement plan should be continued to completion. It was noted that efforts to correct the previously discussed concerns have been made and Councilmembers were already seeing improvements.

ACTION ITEMS FROM EXECUTIVE SESSION

1. Consider and take action(s) regarding personnel matter(s) as discussed in executive session – City Manager.

No action was taken for personnel matter discussed in executive session.

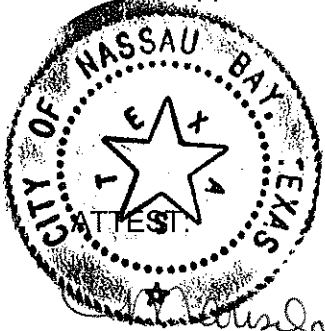
2. Consider and take action regarding personnel matter as discussed in executive session – City Secretary.

No action was taken for personnel matter listed for executive session that was discussed in open session.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:50 p.m.

Minutes approved as submitted and/or amended this 13th day of February, A.D., 2017.



Marisela Garcia
Marisela Garcia, TRMC
City Secretary

CITY OF NASSAU BAY, TEXAS

Mark A. Denman

Mark A. Denman
Mayor