

AGENDA - REGULAR MEETING AND PUBLIC HEARING OF THE CITY COUNCIL OF THE CITY OF NASSAU BAY, TEXAS, TO BE HELD ON MARCH 9, 2020 AT 7:00 PM IN THE COUNCIL CHAMBER, CITY HALL, 1800 SPACE PARK DRIVE, SUITE 200, NASSAU BAY, TEXAS

PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCIÓN 30.07 DEL CÓDIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO AL AIRE LIBRE CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO H, CAPITULO 411, CODIGO DE GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UNA ARMA DE FUEGO AL AIRE LIBRE.

The City Council reserves the right to meet in closed session on any of the below items should the need arise and if applicable, pursuant to authorization by Title 5, Chapter 551 of the Texas Government Code.

1. CALL TO ORDER AND ROLL CALL OF MEMBERS
2. INVOCATION AND PLEDGES OF ALLEGIANCE TO THE U.S. AND TEXAS FLAGS

Reverend Mike Stone of St. Thomas the Apostle Episcopal School and Public Works Director Paul Lopez

(Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.")

3. APPOINTMENTS, PROCLAMATIONS, PRESENTATIONS, AWARDS
 - A. Presentation of a Check to the Houston Livestock Show & Rodeo – Debbie Gutierrez
 - B. Presentation of a Proclamation for Beautification Day – Nassau Bay Garden Club
 - C. Presentation in Recognition of the Emergency Management Association of Texas' Award for Excellence in Emergency Management Flood Mitigation and Home Elevation
4. PUBLIC HEARING AND ACTION ITEMS FROM PUBLIC HEARING:
 - A. Conduct a Public Hearing on an Ordinance amending Section 16-2 of Chapter 16 – Signs, Article I – in General, Section 16-2 "Signs permitted; on-premises signs, signs permitted according to district" to ban signs in the public right-of-way.^{Chambers}

- B. Consider and take action on an Ordinance amending Section 16-2 of Chapter 16 – Signs, Article I – in General, Section 16-2 “Signs permitted; on-premises signs, signs permitted according to district” to ban signs in the public right-of-way (first of two readings). ^{Chambers}
- C. Conduct a Public Hearing on an Ordinance of the City Council of the City of Nassau Bay, Texas, to amend Municipal Code Chapter 4 – buildings and construction, Article IX. – bulkheads, Section 4-197. – permit required, Section 4-198. – Definitions and Section 4-201. – bulkheads required to be maintained in safe condition. ^{Stelly}
- D. Consider and take action on an Ordinance of the City Council of the City of Nassau Bay, Texas, to amend Municipal Code Chapter 4 – buildings and construction, Article IX. – bulkheads, Section 4-197. – permit required, Section 4-198. – Definitions and Section 4-201. – bulkheads required to be maintained in safe condition (first of two readings). ^{Stelly}

5. CITIZENS’ REQUEST FOR HEARING BEFORE CITY COUNCIL

The privilege of speaking at this time is limited to the following persons: residents, persons having an ownership interest in property or a business located within the City, or their attorneys.

A statement of no more than 3 minutes may be made on items of general relevance. There will be no yielding of time to another person. State law prohibits the Mayor and members of the City Council from commenting on any statement or engaging in dialogue without an appropriate agenda item being posted in accordance with the Texas Open Meetings Law. Comments should be directed to the entire Council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign, or slander any individual shall be cause for termination of time privileges and removal from Council Chambers.

6. COUNCILMEMBERS’ COMMENTS/REPORTS

Announcements concerning items of community interest. No action will be taken or discussed.

7. MAYOR’S COMMENTS/REPORTS

Announcements concerning items of community interest. No action will be taken or discussed.

8. REPORTS FROM STAFF MEMBERS & COMMITTEES

Announcements concerning items of community interest. No action will be taken or discussed.

- A. City Manager
- B. Police Department

- C. Fire Department
- D. Committees
 - 1. Parks & Recreation

9. CONSENT AGENDA

- A. Approval of Minutes:
 - 1. Regular Meeting on February 10, 2020 ^{Ham}
- B. Consider and take action on an annual resolution accepting the Anti-Fraud Policy designed to enforce controls and to aid in the prevention and detection of fraud, theft, waste, or abuse against the City. ^{Ludanyi}
- C. Consider and take action on an annual resolution exempting from 2020 Ad Valorem Taxes a portion of the market value of a residence homestead as authorized by the Constitution of the State of Texas. ^{Ludanyi}
- D. Consider and take action on a resolution reappointing a presiding judge and relief judge of the Municipal Court. ^{Ham}
- E. Consider and take action on an ordinance of the City Council of the City of Nassau Bay, Texas, for the purpose of preventing vessels in neglected or deteriorating condition from reaching a likely and foreseeable state of disrepair within the territorial limits of the City; providing for a penalty and for severability; and providing for codification (second and final reading). ^{Cromie}

10. NEW BUSINESS

- A. Presentation of Audited Financial Statements and Accompanying Documents for Fiscal Year Ending September 30, 2019 by Belt Harris Pechacek, LLLP and Acceptance of Same by Council. ^{Ludanyi}
- B. Presentation and Discussion on the City's Palm Tree Survey and action plan for the NASA 1 medians. ^{Reynolds}
- C. Consider and take action on the approval of fees for the usage of the City's parks' facilities. ^{Lopez}
- D. Consider and take action on items regarding the pavilion. ^{Reynolds}

11. FIRST READING OF ORDINANCES

- A. Consider and take action on an ordinance amending the FY19 Budget (first and only reading). ^{Ludanyi}

12. EXECUTIVE (CLOSED) SESSION

A. Executive Session as authorized by Texas Government Code, Chapter 551, Open Meetings, Subchapter D, Exceptions to Requirement that Meetings be Open.

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

13. ACTION ITEMS FROM EXECUTIVE SESSION

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

14. ADJOURNMENT

In compliance with the Americans with Disabilities Act, the City of Nassau Bay will provide for reasonable accommodations for disabled persons attending City Council Meetings. Requests should be received at least 24 hours prior to the scheduled meeting by contacting the City Secretary's office at 281.333.4211 or by Fax at 281.333.2301.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Nassau Bay is a true and correct copy of said Notice and that I posted said Notice on the bulletin board, in the City Hall of said City, a place convenient and readily accessible to the general public at all times, and said Notice was posted on **Friday, March 6, 2020 by 2:00pm** and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.



Sandra V. Ham
City Secretary