



CLUTE CITY HALL COUNCIL CHAMBERS  
108 E. MAIN STREET ~ CLUTE, TEXAS 77531

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**CITY COUNCIL:**

**MAYOR:** CALVIN SHIFLET

**MAYOR PRO-TEM:** ERICK AGUILAR

**COUNCIL MEMBER:** JEFF CRISP

**COUNCIL MEMBER:** NICOLE MADDOX

**COUNCIL MEMBER:** JOE LOPEZ

**COUNCIL MEMBER:** FRANCES VAUGHN

**STAFF:**

**CITY MANAGER:** CJ SNIPES

**CITY CLERK:** ROSIE POITEVINT

**CITY ATTORNEY:** CHRIS DUNCAN

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**COUNCIL MEETING AGENDA**  
**THURSDAY, SEPTEMBER 28, 2023 @ 7:00 PM**

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NOTICE IS HEREBY GIVEN OF A REGULAR COUNCIL MEETING TO BE HELD ON **THURSDAY, SEPTEMBER 28, 2023 @ 7:00 PM** IN THE COUNCIL CHAMBERS OF CLUTE CITY HALL LOCATED AT 108 MAIN STREET, CLUTE, TEXAS 77531 FOR THE BELOW LISTED ITEMS. THE CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY MATTERS LISTED ON THE AGENDA, AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE, INCLUDING, BUT NOT LIMITED TO SECTIONS 551.071 (CONSULTATION WITH AN ATTORNEY), 551.072 (DELIBERATION ABOUT REAL PROPERTY), 551.073 (DELIBERATION ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATION ABOUT SECURITY DEVICES), 551.087 (ECONOMIC DEVELOPMENT), 418.175.183 (DELIBERATIONS ABOUT HOMELAND SECURITY ISSUES) AND AS AUTHORIZED BY THE TEXAS TAX CODE, INCLUDING BUT NOT LIMITED TO, SECTION 321.3022 (SALES TAX INFORMATION).

THE AGENDA, MEETING PACKET AND VIDEO LINK ARE POSTED ON THE CITY'S WEBSITE AT [www.clutetexas.gov](http://www.clutetexas.gov)

PUBLIC COMMENTS WILL BE ALLOWED IN PERSON AND WILL OCCUR AT THE BEGINNING OF THE MEETING UNDER THE PUBLIC COMMENTS ITEM. TO REGISTER TO SPEAK OR TO SUBMIT WRITTEN COMMENTS, PLEASE EMAIL CITY CLERK ROSIE POITEVINT AT [rosie@clutetexas.gov](mailto:rosie@clutetexas.gov) AT LEAST 2 HOURS IN ADVANCE OF THE MEETING.

A RECORDING OF THE MEETING VIDEO WILL BE MADE AVAILABLE UPON WRITTEN REQUEST TO THE PUBLIC IN ACCORDANCE WITH THE OPEN MEETINGS ACT.

**I. COMMENCEMENT**

**A. CALL TO ORDER**

**B. INVOCATION**

**C. PLEDGE OF ALLEGIANCE**

**D. ROLL CALL CITY COUNCIL**

**II. CITIZENS/VISITORS COMMENTS**

THIS IS AN OPPORTUNITY FOR CITIZENS AND VISITORS TO SPEAK TO COUNCIL RELATING TO AGENDA AND NON-AGENDA ITEMS. SPEAKERS ARE ADVISED THAT COMMENTS CANNOT BE RECEIVED ON MATTERS WHICH ARE THE SUBJECT OF A PUBLIC HEARING ONCE THE PUBLIC HEARING HAS BEEN CLOSED. SPEAKERS ARE REQUIRED TO REGISTER IN ADVANCE AND MUST LIMIT THEIR PRESENTATIONS TO FIVE (5) MINUTES EACH.

### III. CONSENT AGENDA

ITEMS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED ROUTINE AND ARE GENERALLY ENACTED IN ONE MOTION. THE EXCEPTION TO THIS RULE IS THAT COUNCIL MEMBERS MAY REQUEST ONE OR MORE ITEMS BE REMOVED FROM THE CONSENT AGENDA FOR SEPARATE ACTION.

#### A. MINUTES:

- 1) JOINT PUBLIC HEARING AND REGULAR COUNCIL MEETING, AUGUST 24, 2023, AT 7:00 P.M.
- 2) PUBLIC HEARING TAX RATE; PUBLIC HEARING BUDGET; SPECIAL COUNCIL MEETING, SEPTEMBER 7, 2023 AT 6:30 P.M.

### IV. BUSINESS ITEMS

#### A. PROCLAMATION: "NATIONAL NIGHT OUT" OCTOBER 3, 2023

#### B. PROCLAMATION: "WORLD TEACHERS' DAY" OCTOBER 5, 2023

#### C. EMPLOYEE RECOGNITION FOR YEARS OF SERVICE WITH THE CITY OF CLUTE

CJ SNIPES	5 YEARS
MELISSA MILLER	10 YEARS
HOMER "DEE" BARNES	25 YEARS
NICHOLE CORREIA	5 YEARS
BRITTANY FISHER	5 YEARS
JOSE MEDINA	5 YEARS
ERNEST COTTON	25 YEARS
ALICIA HAMMOND	15 YEARS
ANN ERCANBRACK – CROSSING GUARD	20 YEARS
PATRICIA GRIFFITH – CROSSING GUARD	20 YEARS

#### D. PRESENTATION / COLLECTIONS REPORT BY PERDUE, BRANDON, FIELDER, COLLINS & MOTT, LLC

#### E. CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 51-2023 TO APPROVE A CONTINGENT FEE CONTRACT WITH PERDUE, BRANDON, FIELDER, COLLINS AND MOTT, LLP PURSUANT TO SECTION 6.30, OF THE TAX CODE, SAID CONTRACT BEING FOR THE COLLECTION OF DELINQUENT GOVERNMENT RECEIVABLES OWED TO THE CITY OF CLUTE, AND NOTICE OF SAID CONTRACT IS POSTED WITH THE AGENDA IN ACCORDANCE WITH SECTION 2254 OF THE GOVERNMENT CODE

#### F. UPDATE AND DISCUSSION IN PUBLIC WORKS ON MOWING AND TRAILER PARK METERING RULES AND REGULATIONS

#### G. CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 52-2023 APPOINTING MEMBERS TO THE CLUTE ECONOMIC DEVELOPMENT CORPORATION

#### H. CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 53-2023 DONATING 11 IPADS TO THE BRAZORIA COUNTY FIREFIGHTERS' ASSOCIATION.

#### I. CONSIDERATION AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 49-2023 APPROVING REVISIONS TO THE CITY'S MASTER FEE SCHEDULE INCLUDING CHANGES TO FEES FOR SERVICE RELATED TO WATER/ WASTEWATER AND SOLID WASTE COLLECTION

#### J. CONSIDERATION AND POSSIBLE ACTION TO CANCEL/RESCHEDULE THE REGULAR CITY COUNCIL MEETING SCHEDULED FOR OCTOBER 26, 2023 DUE TO A CONFLICT WITH THE SPOOKTACULAR DRIVE THROUGH EVENT

### V. CLOSED EXECUTIVE SESSION – 551.087

#### A. CLOSED EXECUTIVE SESSION AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT:

SECTION 551.071, GOVERNMENT CODE – CONSULTATION WITH CITY ATTORNEY: CONCERNING PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS OR OTHER MATTERS IN WHICH IS THE DUTY OF THE ATTORNEY TO THE CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH CHAPTER 551, GOVERNMENT CODE:

##### 1. DISCUSSION OF POTENTIAL EMINENT DOMAIN

#### B. ACTION TAKEN AS A RESULT OF THE CLOSED EXECUTIVE SESSION:

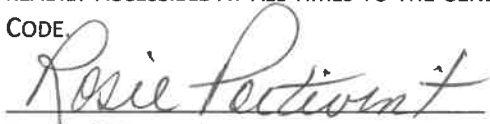
**VI. NOTICE/ANNOUNCEMENT OF UPCOMING EVENTS AND MEETINGS**

- A. NATIONAL NIGHT OUT, BRAZOSPORT COLLEGE, OCTOBER 3, 2023 FROM 6:00 P.M. TO 8:00 P.M.
- B. REGULAR COUNCIL MEETING, THURSDAY, OCTOBER 12, 2023 AT 7:00 P.M.
- C. TENTATIVE REGULAR COUNCIL MEETING, THURSDAY, OCTOBER 26, 2023 AT 7:00 P.M.
- D. CLUTE SPOOKTACULAR DRIVE THRU TRICK OR TREAT, CLUTE MUNICIPAL PARK, OCTOBER 26, 2023 AT 6:00 P.M.

**VII. ADJOURNMENT HEARING**

NOTE: IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND PARKING SPACES ARE AVAILABLE. PLEASE NOTE: REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS IN ADVANCE OF THE STATED MEETING TIME. PLEASE CONTACT THE CITY CLERK'S OFFICE AT 979-265-2541 FOR ADDITIONAL INFORMATION.

I, ROSIE POITEVINT, CITY CLERK OF THE CITY DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING AND AGENDA FOR THE CITY COUNCIL OF THE CITY OF CLUTE, TEXAS WAS POSTED ON **SEPTEMBER 25, 2023, BY 5:00 P.M.** IN A PLACE CONVENIENT AND READILY ACCESSIBLE AT ALL TIMES TO THE GENERAL PUBLIC IN COMPLIANCE WITH CHAPTER 551 OF THE TEXAS GOVERNMENT CODE.

  
ROSIE POITEVINT, CITY CLERK