

## **RESOLUTION NO. 2024-02**

### **A RESOLUTION OF THE CLEAR LAKE SHORES CITY COUNCIL ADOPTING AN AMENDMENT TO SECTION 3.01 OF THE BYLAWS FOR THE CLEAR LAKE SHORES ECONOMIC DEVELOPMENT CORPORATION PERTAINING TO MEMBERSHIP ON THE BOARD OF DIRECTORS.**

WHEREAS THE CLEAR LAKE SHORES ECONOMIC DEVELOPMENT CORPORATION ("CLSEDC") Board of Directors has discussed the possibility of expanding the residency requirements to qualify as member of the board of directors to be consistent with Texas State Law.

WHEREAS City Council agrees to the expansion of the board of directors' residency requirements, with certain limitations.

WHEREAS according to Texas state law, for a city of the population of Clear Lake Shores, Texas, to qualify to as a director of a Type B Economic Development Corporation, an individual must reside either (1) in the city limits (2) in Galveston County, or (1) within 10 miles of Clear Lake Shores, Texas boundaries in Harris County.

WHEREAS prior to this amendment, according to the bylaws and Articles of Incorporation for the CLSEDC, membership was exclusively for citizens of Clear Lake Shores, which is more restrictive than current state law.

WHEREAS historically, on occasion, the CITY COUNCIL has struggled to recruit or appoint persons interested to fill and serve in seven CLSEDC positions, and therefore, expanding the pool of possible candidates should be considered, subject to city council approval.

WHEREAS while the CLSEDC and the City Council want to expand some, the board of directors and the City Council want to make sure that a super- majority of positions is held by residents of the City of Clear Lake Shores, Texas.

WHEREAS the board of directors and the City Council desire to make the maximum number of non-city residents to be two at the same time.

WHEREAS the CLSEDC approved a resolution in favor of amending the bylaws of the same corporation on the 12<sup>th</sup> day of December at a duly called meeting for that purpose, provided however, the City Council must approve the Bylaw Amendment for it to take effect.

NOW THEREFORE, BE IT RESOLVED ONLY SECTION 3.01 OF THE BYLAWS OF THE CLEAR LAKE SHORES ECONOMIC DEVELOPMENT CORPORATION IS AMENDED AS FOLLOWS (WITH ALL OTHER SECTIONS OF THE BYLAWS REMAINING IN FULL FORCE AND EFFECT):

AMENDMENT OF THE BYLAWS OF THE  
CLEAR LAKE SHORES ECONOMIC DEVELOPMENT CORPORATION

Section 3.01 of the Bylaws of the Clear Lake Shores Economic Development Corporation is hereby amended to read as follows:

3.01 The management of the Corporation shall be entrusted to a Board of Directors consisting of seven (7) directors, appointed by the City Council.

To ensure continuity, three (3) directors shall be appointed to serve a two-year term commencing on November 1 of an odd-numbered year and ending on October 31 of the subsequent odd-numbered year. Four (4) directors shall be appointed to a two-year term commencing November 1 of an even-numbered year and ending on October 31 of the next following even-numbered year. A director shall continue to serve until the successors is appointed and the oath office has been administered.

To qualify as a Director of the Corporation, an individual must be a resident of (a) the City of Clear Lake Shores, TX, or (b) Galveston County, TX, or (c) Harris County, TX so long as the residence is within ten (10) miles of the City of Clear Lake Shores' boundaries. Provided however, no more than two directors residing outside of the City of Clear Lake Shores, Texas shall serve at the same time. Additionally, at least three (3) directors shall NOT be employees, officers, or members of city council for the City of Clear Lake Shores. City Council has the power to remove a director with or without cause at any time.


The terms of office, names and addresses of the current directors as of the date of this amendment are:

<u>Term of Office</u>	<u>Name</u>	<u>Address</u>
11/1/23-10/31/25	Ronnie Richards	131 E Shore Drive, CLS, TX 77565
11/1/23-10/31/25	Jon Hildebrand	834 Birch Road, CLS, TX 77565
11/1/23-10/31/25	Mark Atherton	1034 S Shore Drive, CLS, TX 77565
11/1/22-10/31/24	Susan Baker	904 Cedar Road, CLS, TX 77565
11/1/22-10/31/24	Jonathan Boultinghouse	902 Elm Road, CLS, TX 77565
11/1/22-10/31/24	Mike Pons	120 East Shore Drive, CLS, TX 77565
11/1/22-10/31/24	Thomas Haaland	207 East Shore Drive, CLS 77565


[ALL OTHER SECTIONS OF THE BYLAWS SHALL REMAIN IN FULL FORCE AND EFFECT]

PASSED, APPROVED AND ADOPTED BY THE CITY OF CLEAR LAKE SHORES CITY COUNCIL on the 16th day of January 2024.

City of Clear Lake Shores, Texas

  
By Randy Chronister, Mayor

Attest:

  
Christy Stroup, City Secretary

