



CITY COUNCIL REGULAR MEETING

Monday, May 10, 2021 at 6:30 PM
Electronically through Zoom

PUBLIC NOTICE OF MEETING

The following item will be addressed at this or any other meeting of the city council upon the request of the mayor, any member(s) of council and/or the city attorney:

Announcement by the mayor that council will retire into closed session for consultation with city attorney on matters in which 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 the open meetings act (title 5, chapter 551, section 551.071(2) of the Texas government code).

(All matters listed under the consent agenda item are routine by the city council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.)

AGENDA

Council will consider/discuss the following items and take any action deemed necessary.

COVID-19 MEETING PROCEDURE

Public notice is hereby given that due to covid-19 concerns and in accordance with the governor's orders and recommendations, the city of Port Lavaca, Texas, city council meeting is closed to the public. Instead, the city council will be utilizing "Zoom Meeting and Facebook live transmission" on The City of Port Lavaca's Facebook page beginning at the time listed above.

VIRTUAL MEETING INFORMATION

Click to Join

Meeting: <https://us02web.zoom.us/j/84561040213?pwd=VTJzeUNXZnhHeFNwMTNreTFIakovQT09>

Meeting ID: 845 6104 0213

Passcode: 308798

One Tap Mobile

+13462487799,,82438373082#,,,,0#,,699521# US (Houston)

Dial by your location

+1 346 248 7799 US (Houston)

I. CALL TO ORDER**II. INVOCATION****III. PLEDGE OF ALLEGIANCE****IV. PROCLAMATION**

1. May is Motorcycle Awareness Month
2. National Police Week is May 9 – May 15, 2021 “Respect. Honor. Remember.”
3. Public Works Week is May 16 – May 22, 2021 “Stronger Together”

V. COMMENTS FROM THE PUBLIC - *Limited to 3 minutes per individual unless permission to speak longer is received in advance. You may make public comments as you would at a meeting on Zoom by logging on with your computer and/or smart phone as described in the zoom invitation below or on Facebook Live through the comment section, which will be monitored and answered. As appropriate.***VI. CONSENT AGENDA** - *Council will consider/discuss the following items and take any action deemed necessary*

- A. Minutes of April 12, 2021 Regular Meeting
- B. Receive monthly Financial Highlight Report
- C. Payment of Invoices Exceeding \$1,500
- D. Port Commission Lease: Big Bear Shrimp & Seafood LLC - 2 Year Option to extend

VII. ACTION ITEMS - *Council will consider/discuss the following items and take any action deemed necessary*

1. Administer Oaths of Office and issue Certificates of Election to newly elected officials to the Port Lavaca City Council to-wit: Tim Dent, District 2 and Ken Barr, District 6 to serve a new term of three (3) years. Presenter is Mandy Grant
2. Consider election of Mayor Pro Tem by Council Members in accordance with Section 3.04 of the City of Port Lavaca Home Rule Charter. Presenter Is Mandy Grant
3. Consider Resolution No. R-051021-1 of the City of Port Lavaca, Texas finding that AEP Texas Inc.'s application to amend its Distribution Cost Recovery Factors (DCRF) to increase distribution rates within the city should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. Presenter is Anne Marie Odefey
4. Consider request of Yolanda Resendiz (565 Bayou Drive, Port Lavaca, Texas) for a Parade Permit with Police Escort for a Quinceañera procession with horses from Our Lady of the Gulf Catholic Church to the Bauer Community Center on Saturday, May 22, 2021 commencing at 2:00 p.m. Presenter is Colin Rangnow

5. Consider appointment and/or re-appointment of representative(s) to the Golden Crescent Regional Planning Commission (GCRPC) General Assembly and Board of Directors. Presenter is Jody Weaver
6. Consider Second and Final Reading of an Ordinance (G-3-21) amending the ordinance codified and described in the City of Port Lavaca Code of Ordinances as Part II, Appendix A – Fees, Rates and Charges (Chapter 32 - Parks and Recreation, Chapter 38 - Solid Waste, CH 54 – Waterways); and providing an effective date. Presenter is Jody Weaver
7. Consider permitting the Cemetery Association to fence in their property across City Rights-of-Way. Presenter is Jody Weaver
8. Consider Russell Marine, LLC's Change Order No. 1 to the Lighthouse Beach Fishing Pier project to add the demolition of the remaining old causeway pier in Lavaca Bay and also consider a budget amendment in the amount of \$42,500 to handle this expenditure. Presenter is Jody Weaver
9. Consider request from the Public Works Department to declare City property as Surplus (the old UV disinfection system at the WWTP) and authorize staff to dispose same either by donation to another City or by auction. Presenter is Wayne Shaffer
10. Consider recommendation of the Planning Board for a Recreational Vehicle (RV) Park to be located north of Austin and west on Alcoa Drive within the city limits of Port Lavaca. The property identification number is 90212. The legal description for this parcel is A0137 SAMUEL SHUPE, TRACT PT 52, ACRES 6.96, Port Lavaca, Texas. Presenter is Jessica Carpenter
11. Consider recommendation of the Port Commission to approve Urban Engineer's Task Order #25 for Upper Dock at City Harbor. Presenter is Jody Weaver
12. Consider entering into a new Professional Services Agreement between the City of Port Lavaca and Bureau Veritas North America, Inc. Presenter is Jessica Carpenter
13. Consider awarding a FEMA Hazard Mitigation Grant construction contract for Generators and Quick Connects at various locations. Presenter is Jody Weaver
14. Consider construction contract award for 2021 Sidewalk Capital Improvement Project (CIP) on Bauer Street. Presenter is Jody Weaver
15. Consider recommendation of the Port Commission for Amendment No. 1 to the Ground Lease Agreement for Wild Reef Seafood (Tracts 7, 8 and 11 at City Harbor). Presenter is Jody Weaver
16. Consider award of engineering contract to AECOM with Task Orders for Water Systems Planning and Lynn's Bayou Wastewater Treatment Plant Expansion. Presenter is Jody Weaver
17. Announcement by the Mayor that City Council will retire into closed session to discuss personnel matters in accordance with Title 5, Section 551.074 of the Texas Government Code (to discuss appointment, employment, evaluation, responsibilities and duties, reassignment, discipline or dismissal of an officer or employee, or to hear a complaint or charge against an officer or employer [Port Commission/Board Member(s)]). Presenter is Mayor Whitlow
18. Return to Open Session and take any action deemed necessary with regard to matters in closed session. Presenter is Mayor Whitlow

19. Consider appointment and/or re-appointment of member(s) to the Port Commission Board to fill a vacancy and serve a term of two (2) years. Presenter is Jody Weaver

VIII. ADJOURNMENT

CERTIFICATION OF POSTING NOTICE

This is to certify that the above notice of a regular meeting of The City Council of The City of Port Lavaca, scheduled for **Monday, May 10, 2021**, beginning at 6:30 p.m., was posted at city hall, easily accessible to the public, as of **5:00 p.m. Thursday, May 06, 2021**.

_____/s/ Mandy Grant

Mandy Grant, *City Secretary*

ADA NOTICE

The Port Lavaca City Hall and Council Chambers are wheelchair accessible. Access to the building is available at the primary north entrance facing Mahan Street. Special parking spaces are located in the Mahan Street parking area. In compliance with the Americans with Disabilities Act, the City of Port Lavaca will provide for reasonable accommodations for persons attending meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact City Secretary Mandy Grant at (361) 552-9793 Ext. 230 for assistance.
