



## CITY COUNCIL REGULAR MEETING

Monday, May 09, 2022 at 6:30 PM  
City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

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### PUBLIC NOTICE OF MEETING

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**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 the City Council of the City of Port Lavaca, Texas, will hold a regular meeting Monday, May 09, 2022 beginning at 6:30 p.m., at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas to consider the following items of business:*

*Due to COVID-19 concerns, social distancing guidelines will be encouraged for in-person attendance. The meeting will also be available via the video conferencing application "ZOOM".*

*Join Zoom Meeting:*

*<https://us02web.zoom.us/j/89253650147?pwd=cW9oU1dudFlCL0RiQjV4bElYekVRZz09>*

*Meeting ID: 892 5365 0147*

*Passcode: 098193*

*One Tap Mobile*

*+13462487799,,89253650147#,,, \*098193# US (Houston)*

*Dial by your location*

*+1 346 248 7799 US (Houston)*

**I. ROLL CALL**

**II. CALL TO ORDER**

**III. INVOCATION**

**IV. PLEDGE OF ALLEGIANCE****V. PRESENTATION(S)**

1. Mayor's Proclamation : "May is Motorcycle Awareness Month".
2. Mayor's Proclamation: National Police Week is May 15 – May 21, 2022 “Connected to our Communities”.
3. Mayor's Proclamation: National Public Works Week is May 15 – May 21, 2022 “Ready and Resilient”.

**VI. 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.***VII. CONSENT AGENDA** - *Council will consider/discuss the following items and take any action deemed necessary*

- A. Minutes of April 11, 2022 Regular Meeting
- B. Review of the Credit Card Statement
- C. Receive monthly Financial Highlight Report
- D. Receive Investment Report for Quarter ending March 31, 2022

**VIII. 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: Jack Whitlow, Mayor, to serve a new term of two (2) years; Rosie Padron, District 4 and Jim Ward, District 5 to each 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. Receive report from Calhoun County Appraisal District Chief Appraiser. Presenter is Jesse Hubbell
4. Receive report on 2022 upcoming events in Port Lavaca. Presenter is Tania French
5. Consider the use of the Bayfront Peninsula Park for the annual Hard Head Derby on Friday, August 05, 2022 and Saturday, August 06, 2022 and waiver of any fees associated with this event. Presenter is Tania French
6. Consider request of Calhoun County Citizens in Action (CCIA) for use of George Adams Park on June 17, 18, and 19, 2022 (Friday through Sunday) for the Annual Juneteenth Celebration, Waiver of Fees associated with the event; with the exception of the Alcohol in Park Fee. Presenter is Jody Weaver
7. Consider authorizing Hotel Occupancy Tax (HOT) Funding for Entertainment and Security for the 2022 Juneteenth Event sponsored by the Calhoun County Citizens In Action Committee (CCIA). Presenter is Jody Weaver

8. Receive presentation of annual Police Department Activity Report for 2020-2021. Presenter is Colin Rangnow
9. Receive quarterly report from the Police Department for the newly formed Mental Health Peace Officer position. Presenter is Clinton Wooldridge
10. Consider request of Justin Karl for a Port Lavaca PRIDE Incentive Grant in an amount not to exceed \$5,000.00 to help fund improvements to 132 E. Main Street. Presenter is Jody Weaver
11. Consider approving Second Amendment to Ad Valorem Tax Rebate Agreement entered between Ho Enterprises, LLC and the City of Port Lavaca dated July 18, 2018. Presenter is Anne Marie Odefey
12. Consider Second and Final Reading of an Ordinance (G-4-22) 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 38 – Solid Waste) and providing an effective date. Presenter is Jody Weaver
13. Consider Resolution No. R-050922-1 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
14. Consider Resolution No. R-050922-2 of the City of Port Lavaca, Texas, authorizing Signatories for the Community Development Block Grant – Mitigation (CDBG-MIT) from the Texas General Land Office for Local Infrastructure Program Contract Number 22-087-001-D226. Presenter is Susan Lang
15. Consider Resolution No. R-050922-3 to adopt the City of Port Lavaca's Budgetary and Financial Management Policies for the 2021-2022 Fiscal Year. Presenter is Susan Lang
16. Consider Resolution No. R-050922-4 of the City of Port Lavaca to adopt required Community Development Block Grant (CDBG) Civil Rights Policies. Presenter is Susan Lang
17. Consider Resolution No. R-050922-5 of the City of Port Lavaca for Professional Engineering Services with Mott MacDonald, LLC for the Texas Community Development Block Grant-Mitigation (CDBG-MIT) Coastal Resiliency Project Contract #22-087-001-D226 in the amount not to exceed \$1,664,025.00. Presenter is Jody Weaver
18. Consider awarding bid to fence contractor for the Public Works Perimeter Fence Project, Phase 1 of 3. Presenter is Wayne Shaffer
19. Consider recommendation of the Planning Board for a variance request to the Signs Ordinance from Prosperity Bank. Presenter is Jody Weaver
20. Announcement by Mayor that City 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). Presenter is Mayor Whitlow

21. Return to Open Session and take any action deemed necessary with regard to matters in closed session. Presenter is Mayor Whitlow

**IX. ADJOURNMENT**

**CERTIFICATION OF POSTING NOTICE**

This is to Certify that the above foregoing notice of a Regular Meeting of the City Council of the City of Port Lavaca, Texas, to be held Monday, May 09, 2022 beginning at 6:30 p.m., was posted at City Hall, easily accessible to the Public, as of 5:00 p.m., Wednesday, May 04, 2022.

**/s/ 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.

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