



CITY COUNCIL REGULAR MEETING

Monday, December 13, 2021 at 6:30 PM
City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

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 the City Council of the City of Port Lavaca, Texas, will hold a regular meeting Monday, December 13, 2021 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/84707790930?pwd=b0ZvSmlCR2hKWXBocjF5azJweUhJQT09>

Meeting ID: 847 0779 0930

Passcode: 038316

One Tap Mobile

*+13462487799,,84707790930#,,,*038316# 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. Employee Service Award(s):
Mandy Grant 30 Years City Secretary Department

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 November 08, 2021 Regular Meeting
- B. Minutes of November 22, 2021 Special Meeting
- C. Payment of Invoices Exceeding \$1,500
- D. Receive monthly Financial Highlight Report
- E. Final Plat, Rafei Subdivision No. 2 located at 2248 FM 3084, also known as Half League Road. ID is A0035 Maximo Sanchez, Tract PT 30, being .187 acres
- F. Final Plat, a 2-lot, Gorgies Subdivision located at northeast corner of Austin Street and Alcoa Street. ID is A0035 Maximo Sanchez, Tract PT 11 PLD, Acres 1.96, PIN is 39302
- G. Final Replat, Lot 1, Block 1 of W. Peikert Subdivision located on the southwest corner of Peikert and Henry Barber Way, PIN is 19688
- H. Final Plat, a 3-lot, Port Lavaca Crossing located south of Tiney Browning Boulevard on SH 35 North, being 3.19 acres, PIN is 29954 and PIN 86163

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

1. Consider request of the Port Lavaca Events Committee to close E. Railroad Street, between N. Virginia Steet and N. Colorado Street, from 8:00 a.m. to 4:00 p.m. every Sunday and every third Saturday of the month during the 2022 calendar year in order to sponsor “Boujee on the Bay” and “Depot Day” Events. Presenter is Tania French
2. Consider Resolution No. R-121321-1 to cast votes on the official ballot for the election of members to the Board of Directors for the Calhoun County Appraisal District for a two-year term beginning January 1, 2022 and ending on December 31, 2023. Presenter is Jody Weaver
3. Services of Texas, L.P. dba Republic Services of Corpus Christi and the City of Port Lavaca. Consider presentation by Republic Services regarding the Municipal Contract between BFI Waste Presenter is Mike Reeves

4. Consider approval of the Annual Financial Report (AFR) for the Fiscal Year ending September 30, 2020, prepared by the Audit Firm of Harrison, Waldrop & Uherek, L.L.P. Presenter is Susan Lang
5. Consider Audit Engagement Letter from Harrison, Waldrop & Uherek, L.L.P. for the Fiscal Year ending September 30, 2021. Presenter is Susan Lang
6. Consider recommendation of the Port Commission to approve the second and final reading of an Ordinance (S-3-21) amending Base Ordinance No. S-16-85 to reduce the right-of-way width of Leonard Buren Road in City Harbor (road right-of-way that leads to Clegg lift station and Adjacent property). Presenter is Jody Weaver
7. Consider appointment of new member to the Port Lavaca Housing Authority Board of Commissioners to fill a vacancy. Presenter is Jody Weaver
8. Consider approval of the Texas Opioid Settlement Case by adoption of the following:
Presenter is Anne Marie Odefey
Settlement Participation Form for Janssen (JNJ); and
Settlement Participation Form for Distributors; and
Settlement Allocation Term Sheet.
9. Consider request of AECOM for approval of Task Orders No. 3 and No. 4, in the total amount of \$251,720.00, for the following Scope of Work: Presenter is Jody Weaver
Task Order No. 3 is for City's Water Supply: Rehabilitate the existing 250,000 gallon Ground Storage Tank (GST) at George St and develop construction documents for a new High Service Pump Station. Construction phase services are included; and
Task Order No. 4 is for City's Lynn's Bayou WWTP Improvements: Develop construction documents for the immediate needs identified in the Lynn's Bayou WWTP condition assessment including pump replacement, new blowers, and a new blower building. Evaluate influent flow data to confirm if the surface loading rate of the secondary clarifier meets the TCEQ 2-hour peak requirement.
10. Consider award of construction bid for the Bauer Community Center Parking Lot project. Presenter is Jody Weaver
11. Consider recommendation of the Planning Board for approval of a preliminary plat located on Henry Barber Way, legal description is A0137 Samuel Shupe, part of Tract 1, being 12.449 acres and PIN is 14186. Presenter is Jessica Carpenter
12. Consider recommendation of the Planning Board for a Variance Request for a manufactured home to be permanently placed on one lot of a 3-lot proposed replat that is not a manufactured home park or in a block with at least half of the residential homes are manufactured homes; being Lot 2A and Lot 3A, of Block 1, of the original W. Peikert Subdivision. Presenter is Jessica Carpenter
13. Consider approval of cost proposal submitted by CRG Environmental Services, Inc. to prepare a response to TCEQ's Request For Information (RFI) regarding the Limited Phase II Environmental Site Assessment performed at the Harbor of Refuge. Presenter is Jody Weaver

14. Consider approval of cost proposal submitted by CRG Environmental Services, Inc. to prepare a Phase I Environmental Site Assessment to encompass generally the land south of the East-West channel and west of the North-South Channel at the Harbor of Refuge. Presenter is Jody Weaver
15. Receive preliminary report for Election Redistricting Plans (with Draft Plan A Map) based on the 2020 United States Census Data, prepared by the law firm of Rolando L. Rios & Associates, PLLC of San Antonio, Texas. Presenter is Mandy Grant
16. Consider the first reading of an Ordinance (F-1-21) of the City of Port Lavaca, Texas granting to AEP Texas Inc., its Successors and Assigns, a non-exclusive Franchise to construct, maintain and operate lines and appurtenances and appliances for conducting electricity in, over, under, and through the streets, avenues, alleys and public places of the City of Port Lavaca, Texas. Presenter is Jody Weaver
17. 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

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 employee [City Manager]). 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

IX. 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, December 13, 2021**, beginning at 6:30 p.m., was posted at city hall, easily accessible to the public, as of **5:00 p.m. Thursday, December 09, 2021**.

/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.
