



CITY COUNCIL REGULAR MEETING

Monday, June 12, 2023 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.

MEETING PROCEDURE

Public notice is hereby given that the City Council of the City of Port Lavaca, Texas, will hold a regular meeting Monday, June 12, 2023 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.

The meeting will also be available via the video conferencing application "Zoom",

Join Zoom Meeting:

<https://us02web.zoom.us/j/88654940187?pwd=TVlMUDNSN0hMeTJUYYtFVDcxazRsUT09>

Meeting ID: 886 5494 0187

Passcode: 926116

One Tap Mobile

*+13462487799,,81793583407#,,, *995664# US (Houston)*

Dial by your location

+1346 248 7799 US (Houston)

I. ROLL CALL**II. CALL TO ORDER****III. INVOCATION****IV. PLEDGE OF ALLEGIANCE****V. PRESENTATION(S)**

- Proclamations by the Mayor
 - Juneteenth Celebration

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 by logging on with your computer and using "Join Zoom Meeting" information on first page of this agenda).

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

- A. Minutes of May 08, 2023 Regular Meeting
- B. Minutes of May 16, 2023 Special Meeting
- C. Minutes of May 22, 2023 Special Meeting and Workshop Session
- D. Review of Credit Card Statement
- E. Receive Monthly Financial Highlight Report
- F. Consider approval of new lease to Big Bear Shrimp at City Harbor
- G. Receive Victoria Economic Development Corporation (VEDC) Monthly Report

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: Daniel Aguirre representing District 1 and Allen Tippit representing District 3, 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. Conduct Public Hearing for the purpose of adopting the 2023 Downtown Waterfront Master Plan for the City of Port Lavaca by Ordinance No. G-5-23. Presenter is Mayor Whitlow
- 4. Call annual corporate meeting to order for Port Lavaca Channel & Dock Company and consider and take any action deemed necessary for adoption of unanimous written consent. Presenter is Anne Marie Odefey
- 5. Call annual corporate meeting to order for Clement Cove Harbor Company and consider and take any action deemed necessary for adoption of unanimous written consent. Presenter is Anne Marie Odefey

6. Consider 2024 proposed Budget from the Calhoun County Appraisal District (CCAD) as required by Sec. 6.06 (A) of the Texas Property Tax Code to the Governing bodies of the Taxing Units within. Presenter is Jesse Hubbell
7. Consider the use of the Bayfront Peninsula Park for the annual Hardhead Derby on Friday, August 04, 2023 and Saturday, August 05, 2023 and waiver of any fees associated with this event. Presenter is Tania French
8. Consider Second and Final Reading of an Ordinance (G-2-23) of the City of Port Lavaca amending the Code of Ordinances, Chapter 36 Signs; providing for severability; providing a repealing clause; and providing an effective date. Presenter is Derrick Smith
9. Consider Second and Final Reading of an Ordinance (G-3-23) of the City of Port Lavaca amending the Code of Ordinances, Part II, Appendix A – Fees, Rates and Charges (Chapter 36 – Signs, Sec. 36-7 Temporary Signs (e) Banners, Flags, Pennants, and Inflatables; and providing an effective date. Presenter is Derrick Smith
10. Consider Second and Final Reading of an Ordinance (G-4-23) of the City of Port Lavaca amending the Code of Ordinances, Chapter 42 Subdivisions and Plats; Article I In General, Section 42-1 Definitions; Article VII Group Housing and Commercial Development, Addition of New Section 42-161 Landscaping; providing for severability; providing a repealing clause; and providing an effective date. Presenter is Derrick Smith
11. Consider First Reading of an Ordinance (G-5-23) of the City of Port Lavaca for the purpose of adopting the 2023 Downtown Waterfront Master Plan for the City of Port Lavaca. Presenter is Derrick Smith
12. Consider award of construction contract for the Lighthouse Beach Boat Ramp Channel Dredging project. Presenter is Wayne Shaffer
13. Consider award of bid for Ballistic Shields for the Police Department. Presenters are Weston Burris and Susan Lang
14. Consider recommendation of the Planning Board for approval of a Variance request to the City's Code of Ordinances Chapter 12 Buildings and Building Regulations, Sec. 12-24 Building Setbacks, for Block 1, Lot 37 of the Burkeshire Addition (1615 Burkedale Drive), Parcel ID #19116. Presenter is Derrick Smith
15. Consider recommendation of the Planning Board to approve a request from Kevin and Sasha Nevarez for a Conceptional Plan and a Variance request to the City's Code of Ordinances Chapter 48 Traffic and Vehicles, Article II Parking, Stopping and Standing, Division 3 Off-Street Parking and Loading, Subdivision II Off-Street Parking Sec. 48-106 Facility Requirements and Sec. 48-107 Minimum Standards. To be located at 212 South Commerce Street, Parcel ID's #87353 and #87352. Presenter is Derrick Smith
16. Consider recommendation of the Planning Board for approval of a conceptual plan for a Light Industrial Park to be located on Alcoa Drive within the city limits of Port Lavaca, property ID #40091. The legal description for this parcel is A0137 Samuel Shupe, Tract PT 3, Acres 29.31, Port Lavaca, Calhoun County, Texas. Presenter is Derrick Smith

17. Consider recommendation of the Planning Board and discuss approval of the conceptual plan and Preliminary Subdivision Replat for Lot 2A, Block 1, of the Janav Subdivision (1782 State HWY 35 N). Presenter is Derrick Smith
18. Consider recommendation of the Port Commission for approval of Urban Engineering Task Order No. 32 for Harbor of Refuge Railroad Culvert Replacement Project, in the amount of \$35,000.00. Presenter is Jim Rudellat
19. Consider approval of AECOM Technical Services, Inc. (AECOM) Task Order No. 7 for Bid and Construction Phase Services for the City of Port Lavaca Water Supply System Improvements project, in the amount of \$149,595.00. Presenter is Wayne Shaffer
20. Consider approval of New Plan Options for the 2023-2024 Fiscal Year, with Texas Municipal League (TML) Multi-State Intergovernmental Employee Benefits Pool, related to the City's group health insurance coverage. Presenter is Susan Lang

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, June 12, 2023**, beginning at 6:30 p.m., was posted at city hall, easily accessible to the public, as of **5:00 p.m. Friday, June 09, 2023**.

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.
