



## CITY COUNCIL REGULAR MEETING

Monday, May 13, 2024 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, May 13, 2024 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.***

***[After publication, any information in a council packet is subject to change during the meeting]***

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

*Join Zoom Meeting:*

<https://us02web.zoom.us/j/81965354674?pwd=aXloZFNrUTN5ek4wUjNhaHdud0xUZz09>

*Meeting ID:* 819 6535 4674

*Passcode:* 267986

*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
  - May is Motorcycle Awareness Month
  - National Police Week is May 12 – 18, 2024
  - Public Works Week is May 19 – 25, 2024 “Advancing Quality of Life for all”

**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 April 08, 2024 Regular Meeting
- B. Minutes of April 29, 2024 Special Meeting and Workshop Session
- C. Review of Credit Card Statement
- D. Receive Monthly Financial Highlight Report
- E. Receive Victoria Economic Development Corporation (VEDC) Monthly Report
- F. Ratify agreement between the City and TISD, Inc. for use of two (2) Elevated Storage Tanks for placement of antennas to transmit internet services
- G. Ratify request for a variance to the Code of Ordinance CH 32 Parks and Recreation, Article IV Park Regulations, Sec. 32-72 Park Rules Established (7) Parking or Loitering in public parks after 11:00 p.m. is prohibited; (regarding operating hours of George Adams Park on Wednesday, May 01, 2024)

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

1. Canvass returns of the May 04, 2024 City of Port Lavaca General Officers Election. Presenter is Mayor Whitlow
2. Consider Resolution No. R-051324-1E certifying the May 04, 2024 General Election returns and declaring candidates elected. Presenter is Mandy Grant
3. Administer Oaths of Office and issue Certificates of Election to newly elected officials to the Port Lavaca City Council to-wit: Jack Whitlow as Mayor to serve a new term of two (2) years; Tim Dent representing District 2 and Justin Burke representing District 6; to each serve a new term of three (3) years. Presenter is Mandy Grant

4. 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
5. Conduct Public Hearing in accordance with the City of Port Lavaca Code of Ordinances, Chapter 12 Buildings and Building Regulations, Article IV - Substandard Buildings, Section 12-291 - Notice (a) and (b), for the following properties listed:
  - (a) 126 E. Main Street
  - (b) 138 E. Main Street
  - (c) 223 E. Main Street
  - (d) 1406 Hwy 35 South
6. Consider finding that the following properties listed, located in the City of Port Lavaca, Texas, are in violation of the City of Port Lavaca Code of Ordinances, Chapter 12 Buildings and Building Regulations, Article IV - Substandard Buildings, following a Public Hearing held on May 13, 2024. Presenter is Derrick Smith
  - (a) 126 E. Main Street
  - (b) 138 E. Main Street
  - (c) 223 E. Main Street
  - (d) 1406 Hwy 35 South
7. Receive the 2024 Certified Estimate of Net Taxable Value (NTV) for the City of Port Lavaca from the Calhoun County Appraisal District (CCAD) as required by Sec. 26.01 (E) of the Texas Property Tax Code to the Governing bodies of the Taxing Units within. Presenter is Chief Appraiser Paul Spaeth
8. Receive the 2025 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 Chief Appraiser Paul Spaeth
9. Consider Resolution No. R-051324-2 of the City of Port Lavaca for the approval and adoption of the updated Calhoun County Multi-Jurisdictional Hazard Mitigation Plan and approve that the adopted plan be submitted to the GLO, TDEM, and FEMA for final review and approval. Presenter is Jody Weaver
10. Consider Resolution No. R-051324-3 of the City of Port Lavaca to adopt The Lawn Library Program for the purpose of providing residents, with a city-utility-account, membership access to borrow city-owned tools and equipment as needed to clean-up their properties (i.e., to mow grass, trim vegetation, etc.). Presenter is Derrick Smith
11. Consider Second and Final reading of an Ordinance (G-2-24) of the City of Port Lavaca amending the basic Traffic Control Devices Ordinance G-6-86, Section 3, by adding new street locations in Burkeshire, Marshall Meadow and Seagull Subdivisions; Repeal Clause and effective date. Presenter is Jody Weaver
12. Consider Second and Final reading of an Ordinance (G-3-24) of the City of Port Lavaca amending the Code of Ordinances, Appendix A - Fees, Rates and Changes; Chapter 50 Water and Sewer residential rates; and providing an effective date. Presenter is Jody Weaver
13. Consider First reading of an Ordinance (G-4-24) of the City of Port Lavaca amending the Code of Ordinances, Chapter 26 Manufactured Home Parks and RV Parks; and providing an effective date. Presenter is Jody Weaver

14. Consider First reading of an Ordinance (G-5-24) of the City of Port Lavaca amending the Code of Ordinances, Appendix A - Fees, Rates and Changes; Chapter 26 Manufactured Housing and Recreational Vehicles Sec. 26-26; Chapter 32 Parks and Recreation Sec. 32-71 (e); and providing an effective date. Presenter is Jody Weaver
15. Consider award of bid for the 2024 Seal Coat program. Presenter is Wayne Shaffer
16. Consider request of the Animal Control Department to declare two (2) fleet vehicles as surplus and authorize the disposal of said vehicles by releasing to Enterprise Fleet Management to auction off. Presenter is Colin Rangnow
17. Receive presentation of annual Police Department Activity Report for 2022-2023. Presenter is Colin Rangnow
18. Consider recommendation of the Planning Board for a request from Bettye L. Cox for a Minor Re-Plat of the properties described as Block 5, Lots 15 & 16 of the Lynnhaven Subdivision (112-114 Crockett Street). Presenter is Derrick Smith
19. Consider recommendation of the Planning Board for a request from Ty C. Harris for a Minor Re-Plat of the properties described as Key Halk, Lots 19- 22 (636 Broadway St. and 611 Harbor Street). Property ID 15788 and 18320. Presenter is Derrick Smith
20. Consider recommendation of the Planning Board for a request from Karl Meyer for a Variance request for a manufactured home to be placed on a developed existing residential lot that is not a manufactured home park. The property is described as Block B, Lot 30, 15' of 29 of the Lou Davis Subdivision (302 Davis). Presenter is Derrick Smith
21. Consider recommendation of the Planning Board for a request from Texas Dow Employees FCU (TDECU) for a Minor Re-Plat and conceptual plan for .85 acres in Tract Pt. 29 of A0035 Maximo Sanchez, Property ID 38216, 38270, 38230, and 38247. Presenter is Derrick Smith
22. 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
23. 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, May 13, 2024**, beginning at 6:30 p.m., was posted at city hall, easily accessible to the public, as of **5:00 p.m. Wednesday, May 8, 2024**.

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**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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