



CITY COUNCIL REGULAR MEETING

Monday, April 11, 2022 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, April 11, 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/85225372412?pwd=c3UvVXloZCtsVHJLaWlyWi9scFY0Zz09>

Meeting ID: 852 2537 2412

Passcode: 806152

One Tap Mobile

*+13462487799,,85225372412#,,, *806152# 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. Proclamations by the Mayor:
May 30, 2022 will be proclaimed as “American Legion Day”

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 March 14, 2022 Regular Meeting
- B. Minutes of March 28, 2022 Special and Workshop
- C. Review of the Credit Card Statement
- D. Receive monthly Financial Highlight Report

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

1. Consider request of the American Legion Post #167 for use of the Bayfront Pavilion for a Memorial and Flag Retirement Ceremony on Monday, Memorial Day, May 30, 2022 from 8:00 a.m. to 1:00 p.m. and waiver of any fees in connection to this event (Greg Falcon, Jerry McClendon, Lupe Flores, Jack Mageluzzo). Presenter is Jack Mageluzzo
2. Consider appointment/reappointment of member(s) to the Planning Board to fill a vacancy and/or start a new term. Presenter is Jody Weaver
3. Consider appointment/reappointment of member(s) to the Port Commission to fill a vacancy and/or start a new term. Presenter is Jody Weaver
4. Consider Second and Final Reading of an Ordinance (G-2-22) amending the ordinance codified and described in the City of Port Lavaca Code of Ordinances as Chapter 10 – Animals, Article I – General, Section 10-5 License Required; and providing an effective date. Presenter is Jody Weaver
5. Consider Second and Final Reading of an Ordinance (G-3-22) 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 10 – Animals) and providing an effective date. Presenter is Jody Weaver
6. Consider First 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
7. Consider award of contract to demolish the Old Freezer Plant on Harbor Street. Presenter is Jody Weaver

8. Consider recommendation of the Planning Board for Preliminary and Final Plat of the Calhoun County Independent School District (CCISD) FEMA Dome Subdivision, Block 1, Lot 1, Maximo Sanchez League, Property #37865. Presenter is Jody Weaver
9. 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
10. Return to Open Session and take any action deemed necessary with regard to matters in closed session. Presenter is Mayor Whitlow
11. Consider Resolution No. R-041122-1 of the City of Port Lavaca approving the 7th and 8th Amendments to the Water Supply Contract between the Guadalupe-Blanco River Authority (GBRA) and the City of Port Lavaca authorizing the Interim City Manager to execute all documents necessary related thereto and declaring an effective date. Presenter is Jody Weaver

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, April 11, 2022 beginning at 6:30 p.m., was posted at City Hall, easily accessible to the Public, as of 5:00 p.m., Monday, April 07, 2022.

/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.

COMMUNICATION

SUBJECT: Proclamations by the Mayor: May 30, 2022 will be proclaimed as “American Legion Day”

INFORMATION:

COMMUNICATION

SUBJECT: Minutes of March 14, 2022 Regular Meeting

INFORMATION:

**CITY COUNCIL REGULAR MEETING**

Monday, March 14, 2022 at 6:30 PM

City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

MINUTES

STATE OF TEXAS §
COUNTY OF CALHOUN §
CITY OF PORT LAVACA §

On this the 14th day of March, 2022, the City Council of the City of Port Lavaca, Texas, convened in a regular session at 6:30 p.m. at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas, with the following members in attendance:

I. ROLL CALL

Jack Whitlow	Mayor
Jerry Smith	Councilman, District 1
Tim Dent	Councilman, District 2
Allen Tippit	Councilman, District 3
Jim Ward	Councilman, District 5
Ken Barr	Councilman, District 6

And with the following absent:

Rosie G. Padron	Councilwoman, District 4, Mayor Pro Tem
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Constituting a quorum for the transaction of business, at which time the following business was transacted:

II. CALL TO ORDER

- Mayor Whitlow called the meeting to order at 6:34 p.m. and presided.

III. INVOCATION

- Councilman Ward gave the invocation.

IV. PLEDGE OF ALLEGIANCE

- Mayor Whitlow – Pledge of Allegiance.

V. PRESENTATION(S) BY THE MAYOR

- None.

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.

- Mayor asked for comments from the public and there were none.

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

- A. Minutes of February 14, 2022 Regular Meeting
- B. Minutes of February 28, 2022 Special Meeting
- C. Review of the Credit Card Statement
- D. Receive monthly Financial Highlight Report
- E. Ratify Lease for Allied Universal Security Services for Suites 1E and 1F at Nautical Landings Marina Building

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves all consent agenda items as listed:

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

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

1. **Receive Update Report from the Calhoun County 911 Emergency Communication District on the American Rescue Plan Grant awarded to Calhoun 911. Presenter is Raquel Morales**

Raquel Morales presented Council with an update report.

No action necessary and none taken.

2. **Conduct Public Hearing for intent of the City of Port Lavaca to establish the Property Assessed Clean Energy (PACE) Program. Presenter is Jody Weaver**

Mayor opened Public Hearing at 6:46 p.m.

Former Economic Development Director, Jessica Carpenter, spoke on this subject, by Zoom. No one in the Public spoke on this matter.

Mayor closed Public Hearing at 6:49 p.m.

No action necessary and none taken.

3. Consider Resolution No. R-031422-1 of the City of Port Lavaca to Establish the Property Assessed Clean Energy (PACE) Program. Presenter is Jody Weaver

Motion made by Councilman District 2 Dent

WHEREAS, the 83rd Regular Session of the Texas Legislature enacted the Property Assessed Clean Energy Act, Texas Local Government Code Chapter 399 (the “PACE Act”), which allows the governing body of a local government, including a City or County, to designate an area of the territory of the local government as a region within which an authorized representative of a local government and the record owners of commercial, industrial, and large multifamily residential (5 or more dwelling units) real property may enter into written contracts to impose assessments on the property to repay the financing by the owners of permanent improvements fixed to the property intended to decrease energy or water consumption or demand;

WHEREAS, the installation or modification by property owners of qualified energy or water saving improvements to commercial, industrial, and large multifamily residential real property in the City of Port Lavaca, Texas will further the goals of energy and water conservation without cost to the public;

WHEREAS, the City Council finds that third-party financing of energy and water conserving projects through contractual assessments maintained by the City (“PACE financing”) furthers essential government purposes, including but not limited to, economic development, reducing energy consumption and costs, conserving water resources, and reducing greenhouse gas emissions;

WHEREAS, the City Council adopted a Resolution of Intent to establish a PACE program for City on February 14, 2022, including a reference to the report on the proposed program prepared as required by Section 399.009 of the PACE Act and made the report available to the public on the City’s website and for inspection in the City Manager’s office;

WHEREAS, The City Council finds that the administration of the PACE program by a qualified non-profit organization as an independent third-party Authorized Representative contracted by the City and compensated by application and administration fees paid by the participating property owners, will enable the program to be administered without use of City resources, will assure the objectives of impartiality and confidentiality of owner information, and will be convenient and advantageous to the City;

WHEREAS, the City Council also finds that because no City funds will be expended for PACE financing of the Authorized Representative’s services, the selection of such an independent third-party Authorized Representative is not subject to the Professional Services Procurement Act or other City purchasing requirements; and

WHEREAS, the City Council held a public hearing on March 14, 2022 at 6:30 p.m. in the in the Council Chambers at City Hall, 202 n. Virginia Street, Port Lavaca, Texas 77979, at which the public hearing could comment on the proposed program, including the report available for public inspection as mentioned above and as required by Section 399.008(a)(2).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

1. **Recitals.** The recitals to this Resolution are true and correct and are incorporated into this resolution for all purposes.
2. **Establishment of Program.** The City hereby adopts this Resolution Establishing the City of Port Lavaca Property Assessed Clean Energy Program (“Port Lavaca PACE”), herein called “the Program,” and finds that financing qualified projects through contractual assessments pursuant to the PACE Act is a valid public purpose and is convenient and advantageous to the City and its citizens.
3. **Contractual Assessments.** The City will, at the property owner’s request, impose contractual assessments on the property to repay PACE financing for qualified energy and water conserving projects available to owners of privately owned commercial, industrial, and large multifamily property.
4. **Qualified Projects.** The following types of projects are qualified projects for PACE financing that may be subject to such contractual assessments:
 - Projects that (a) involve the installation or modification of a permanent improvement fixed to privately owned commercial, industrial, or residential real property with five (5) or more dwelling units, and (b) are intended to decrease energy or water consumption or demand, including a product, device, or interacting group of products or devices on the customer’s side of the meter that uses energy technology to generate electricity, provide thermal energy, or regulate temperature.
 - An assessment may not be imposed to repay the financing of facilities for undeveloped lots or lots undergoing development at the time of the assessment, or the purchase or installation of products or devices not permanently fixed to real property.
5. **Region.** The boundaries of the entire geographic area within the City’s jurisdiction, including its extraterritorial jurisdiction, are included in the boundaries of the region where PACE financing and assessments can occur.
6. **Third- Party Financing.** Financing for qualified projects under the Program will be provided by qualified third-party lenders chosen by the owners. Such lenders will execute written contracts with the Authorized Representative to service the debt through assessments, as required by the PACE Act. The contracts will provide for the lenders to determine the financial ability of owners to fulfill the financial obligations to be repaid through assessments, advance the funds to owners on such terms as are agreed between the lenders and the owners for the installation or modification of qualified projects, and service the debt secured by the assessments, directly or through a servicer, by collecting payments from the owners pursuant to financing documents executed between the lenders and the owners. The City will maintain and continue the assessments for the benefit of such lenders and will enforce the assessment lien for the benefit

of a lender in the event of a default by an owner. The City will not, at this time, provide financing of any sort for the Port Lavaca PACE program.

7. **Authorized Representative.** The City Council will designate Texas PACE Authority, a non-profit organization, to act as the Authorized Representative with authority to enter into written contracts with the record owners of real property in the City to impose assessments pursuant to the PACE Act to repay the financing of qualified projects on the owners' property, to enter into written contracts with the parties that provide third-party financing for such projects to service the debts through assessments, and to file written notice of each contractual assessment in the real property records of Calhoun County, all on behalf of the City. The Authorized Representative may make technical and conforming updates as necessary so long as the changes are consistent with the resolution to establish the PACE program and the statute. The City Manager or her designee will be the liaison with the Authorized Representative.
8. **Enforcement.** The City will enforce the collection of past due assessments and may contract with a qualified law firm to assist in collection efforts.
9. **Report.** The final report on the Port Lavaca PACE program, prepared in accordance with Section 399.009 of the Texas Local Government Code is attached and incorporated into this resolution. The City will post the resolution and report on the City's website.
10. **Amendment of Program.** The City Council may amend the Port Lavaca PACE Program by resolution. However, another public hearing is required before the Program may be amended to provide for City financing of qualified improvements through assessments.

Seconded by Councilman District 1 Smith

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

4. **Consider a Services Agreement authorizing administration of Texas Property Assessed Clean Energy (PACE) Program for the City of Port Lavaca. Presenter is Jody Weaver**

Former Development Services Director Carpenter was in attendance via ZOOM to address Council. She said that the Texas Property Assessed Clean Energy (TX-PACE) is a voluntary program that creates jobs, improves the environment, and saves Texas companies money on their utility bills. Local governments across the state are taking advantage of the Texas PACE statute and establishing programs to further provide quality and valuable services to their constituencies, stakeholders, and taxpayers.

The Texas PACE Act, Chapter 399 of the Local Government Code, is a local adoption model. The Texas "PACE in a Box" model was created by over 130 PACE stakeholders to facilitate a consistent, user-friendly approach to TX-PACE design and implementation. The model has been unanimously adopted by every local government establishing a TX-PACE program in Texas.

The model plug and play program contains consumer protection underwriting and technical best practices and model documents. "PACE in a Box" has minimal impact on government staff, adds no additional cost to the general taxpayer or burden to the treasury, and is administered by a nonprofit that does not

compete with the private sector. Texas PACE Authority administers the uniform “PACE in a Box” model as a public service on behalf of local governments and is funded through user fees and grants.

PACE is 100% financing for energy and water efficiency improvements to industrial, commercial, multi-family residential, and non-profit buildings. PACE is essentially a long-term (typically 10-20 year), low-cost loan for such improvements as:

- HVAC modification or replacement
- Light fixture modifications such as LED
- Solar panels
- Solar hot water
- Gray water reuse
- Rainwater collection system
- Water use efficiency improvements
- Energy or water-efficient manufacturing processes and/or equipment
- Automated energy control systems
- Insulation, caulking, weather-stripping or air sealing
- High-efficiency windows or doors

Staff recommends approval of a Services Agreement authorizing administration of Texas Property Assessed Clean Energy (PACE) Program for the City of Port Lavaca.

Motion made by Councilman District 2 Dent

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves a Professional Services Agreement between the City of Port Lavaca and the Texas Property Assessed Clean Energy (PACE) Authority to engage the services of a qualified professional to Administer a Texas Property Assessed Clean Energy (PACE) Program for the City of Port Lavaca.

BE IT FURTHER RESOLVED, THAT, the Mayor is hereby authorized to execute all instruments necessary to effect such agreement.

Seconded by Councilman District 1 Smith

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippet, Councilman District 5 Ward, Councilman District 6 Barr

5. Consider certification of City Secretary that all candidates in the May 07, 2022 General Officers Election are unopposed. Presenter is Mandy Grant

The following was presented to City Council (English and Spanish):

I, Mandy Grant, certify that I am the City Secretary of the City of Port Lavaca, Texas, and the authority responsible for preparing the ballot for the May 07, 2022 general city election.

(Yo, Mandy Grant, certifica que soy la secretaria de la ciudad de Port Lavaca, Texas y la autoridad responsable de preparar la balota para la elección general de la ciudad del 7 de Mayo de 2022).

I further certify that no proposition is to appear on the ballot for the May 07, 2022 election, no person has made a declaration of write-in candidacy, and all of the following candidates are unopposed: *(Certifico más lejos que no hay asunto aparecer en la balota para la elección del 7 de mayo de 2022, ninguna persona he hecho una declaración de candidatura inscrita, y todos los candidatos siguientes son sin oposición):*

OFFICE (CARGO)	CANDIDATE (CANDIDATO)
Council Member, Mayor <i>(Miembro de Consejo, Alcalde)</i>	Jack Whitlow
Council Member, District #4 <i>(Miembro de Consejo, Distrito #4)</i>	Rosie Padron
Council Member, District #5 <i>(Miembro de Consejo, Distrito #5)</i>	Jim Ward

No action necessary and none taken.

6. Consider adopting an order canceling the May 07, 2022 General Officers Election, specifically the Council Members for Mayor, Single Districts #4 , Single District #5 and further declaring the unopposed candidates duly elected. Presenter is Mandy Grant

The following was presented by City Secretary Grant (English and Spanish):

The City Council of the City of Port Lavaca, Texas hereby cancels the election scheduled to be held on May 07, 2022 in accordance with Section 2.053(a) of the Texas Election Code. The named candidates have been certified as unopposed and are hereby declared elected:

(El consejo de la ciudad de Port Lavaca, Texas cancela por este medio la elección programar para ser sostenido el 7 de Mayo de 2022 de acuerdo con la sección 2.053 (a) del código de la elección de Texas. Han certificado como sin oposición y por este medio se declaran a los candidatos nombrados elegidos):

CANDIDATE (CANDIDATO)	OFFICE (OFICINA)	TERM (TÉRMINO)
Jack Whitlow	Council Member, Mayor <i>(Miembro de consejo, Alcalde)</i>	2 years <i>2 años</i>
Rosie Padron	Council Member, District #4 <i>(Miembro de consejo, distrito #4)</i>	3 years <i>3 años</i>
Jim Ward	Council Member, District #5 <i>(Miembro de consejo, distrito #5)</i>	3 years <i>3 años</i>

A copy of this order will be posted on Election Day at each polling place that would have been used in the election.

(Una copia de esta orden será fijada el día de elección en cada lugar de la interrogación que habría sido utilizado en la elección).

Motion made by Councilman District 2 Dent

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, the General Officers Election including any proposition scheduled to be held on May 07, 2022, is hereby canceled, in accordance with Section 2.053(a) of the Texas Election Code. The named candidates have been certified as unopposed and are hereby duly elected as follows:

Jack Whitlow	Council Member, Mayor	<i>(Miembro de consejo, Alcalde)</i>	2 yrs	2 años
Rosie Padron	Council Member, District #4	<i>(Miembro de consejo, distrito #4)</i>	3 yrs	3 años
Jim Ward	Council Member, District #5	<i>(Miembro de consejo, distrito #5)</i>	3 yrs	3 años

Seconded by Councilman District 1 Smith

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

7. Consider appointment/reappointment of member(s) to Recreation and Parks Board to fill a vacancy and/or start a new term. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that Current Recreation and Parks Board Member Melinda (Lindy) Cain's term is expiring soon. She will be transitioning over to the Planning Board. William Mark Howell, Lindy's brother, and resident of District 1, has expressed interest in a full-term appointment with the Parks Board. He is currently a Planning Board Member and will be resigning because the meeting time for the Parks Board better suits his schedule. He is a dedicated resident and would like to continue serving our community as a board member. She said there are no term limits established and the full term is for a period of two (2) years. Staff recommends the appointment of Mark Howell to the Recreation and Parks Board.

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby appoints Mark Howell to the Recreation and Parks Board to serve a new two-year term.

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

8. Consider appointment/reappointment of member(s) to Planning Board to fill a vacancy and/or start a new term. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that Current Planning Board Member William Mark Howell will be transitioning over to the Recreation and Parks Board. He will be resigning because the meeting time for the Parks Board better suits his schedule. She said Melinda (Lindy) Cain, Mark's sister, has submitted a letter of interest and would like to be appointed to the Planning Board. Essentially, the siblings would be swapping board member positions. They are both very passionate about the future of the City of Port Lavaca and would like to remain active in the improvements of the city.

She said there are no term limits established and the full term is for a period of two (2) years. Staff recommends the appointment of Melinda (Lindy) Cain to the Planning Board to serve a new two-year term.

Motion made by Councilman District 6 Barr

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby appoints Melinda (Lindy) Cain to the Planning Board to serve a new two-year term.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

9. Consider City of Port Lavaca's annual optional Homestead Tax exemption within the Calhoun County Appraisal District for the 2022 tax year. Presenter is Susan Lang

Finance Director Lang advised Council that each year, the governing bodies are asked to review their Optional Homestead, 65 and Over, and Disable Person exemptions for the coming tax year. Calhoun County's Appraisal District has asked that we notify the Appraisal District no later than April 1, 2022, if any changes are to be made for the 2022 tax year.

Local Optional Homestead Exemption

Just as the title says, this exemption is *optional*, and is up to the local jurisdiction to determine (within the guidelines of the State Legislature) the amount of exemption granted. Fiscal Year 2021-22 is the second year for the City to grant this optional exemption on a principal residence at the rate of 10%. Sixty-one percent (61%) of Single-Family residences in the City take advantage of this generous exemption. This exemption affords homeowners, collectively, with \$27,547,535 in reduced value against their property taxes, which amounts to 5% of the City's total taxable property values.

For the average homestead, the reduction amounts to a savings of \$88.50 per year in property taxes. For the City, this exemption reduces the property tax revenue by over \$200,000 each year.

The City has the option to grant the Homestead exemption up to a maximum of 20%, but the minimum exemption cannot be less than \$5,000, if granted. Meaning, if the value of a Homestead is such that the current 10% exemption only grants \$3,500 in exempt value, the exemption, by default, will amount to \$5,000 as a minimum.

Local Optional 65 and Over Exemption

This optional exemption may be increased or decreased with little oversight from the State Legislature. The City currently grants \$10,000 for individuals over 65 as an additional exemption, which matches the required mandatory exemption imposed on school districts. Approximately 25% of the City's single family residential properties receive the exemption, which amounts to a total of almost \$70,000 in reduced property tax revenue to the City each year. The optional 65 and Over exemption reduces the taxable property values by two percent (2%) each year. Individuals receiving this exemption receive a \$79 reduction in property taxes each year.

Staff has provided seven (7) years of trending information for each option for your review, and we hope this information will be useful for this year's decision-making effort.

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, Council hereby approves keeping the same exemptions as in previous year, being a ten percent (10%) optional Homestead Tax Exemption in City of Port Lavaca for the 2022 tax year.

BE IT FURTHER RESOLVED that the Council hereby approves \$10,000 optional 65 and Over Tax Exemption in City of Port Lavaca for the 2022 tax year (the Disabled Veteran Tax Exemptions are State-mandated).

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

10. Consider Resolution No. R-031422-2 of the City of Port Lavaca appointing a Chief Appraiser to Calculate Taxes for 2022 tax year. Presenter is Susan Lang

Motion made by Councilman District 5 Ward

WHEREAS, the City of Port Lavaca has a tax assessor-collector who assesses and collects taxes for the City of Port Lavaca through an agreement dated November 9, 2015;

AND WHEREAS, according to Section 26.04(c) of the Texas Property Tax Code, it is required to have a certified tax assessor-collector to calculate the tax rates for the City of Port Lavaca;

AND WHEREAS, it is time to have such no-new-revenue tax rate and voter-approval tax rate calculated;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Port Lavaca to appoint the Chief Appraiser of the Calhoun County Appraisal District or his/her designee, being duly registered and qualified to perform such calculations for the City of Port Lavaca for the 2022 tax roll.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

11. Consider Resolution No. R-031422-3 of the City of Port Lavaca declaring April as Fair Housing Month. Presenter is Susan Lang

Motion made by Councilman District 3 Tippit

WHEREAS Title VIII of the Civil Rights Act of 1968, as amended, prohibits discrimination in housing and declares it a national policy to provide, within constitutional limits, for fair housing in the United States; and

WHEREAS The principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans; and

WHEREAS The National Fair Housing Law, during the month of April, provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, WE, do proclaim April as Fair Housing Month in City of Port Lavaca and do hereby urge all the citizens of this locality to become aware of and support the Fair Housing law.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

12. Consider Second and Final Reading of an Ordinance (G-1-22) of the City of Port Lavaca regulating the speed of vehicles in, along, and upon those streets located within the confines of the listed residential subdivisions; establishing the rate of speed in and upon such streets in such subdivisions; prescribing penalties; repealing all ordinances in conflict herewith; and providing an effective date. Presenter is Jody Weaver

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves an Ordinance (G-1-22) regulating the speed of vehicles in, along, and upon those streets located within the confines of the listed residential subdivisions; establishing the rate of speed in and upon such streets in such subdivisions; prescribing penalties; repealing all ordinances in conflict herewith; and providing an effective date, on this it's second and final reading.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

13. **Consider First Reading of an Ordinance (G-2-22) amending the ordinance codified and described in the City of Port Lavaca Code of Ordinances as Chapter 10 – Animals, Article I – General, Section 10-5 License Required; and providing an effective date. Presenter is Jody Weaver**

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves an Ordinance (G-2-22) amending the ordinance codified and described in the City of Port Lavaca Code of Ordinances as Chapter 10 – Animals, Article I – General, Section 10-5 License Required; and providing an effective date, on this it's first reading.

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

14. **Consider First Reading of an Ordinance (G-3-22) 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 10 – Animals) and providing an effective date. Presenter is Jody Weaver**

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves an Ordinance (G-3-22) 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 10 – Animals) and providing an effective date, on this it's first reading.

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

15. Consider purchase of a Remote-Controlled (RC) Mower for the Streets Department. Presenter is Wayne Shaffer

Mayor announced this item would be passed.

No action necessary and none taken.

16. Consider a Professional Services Agreement with LJA Engineering for various projects that will be set forth separate cost proposals or work authorizations. Presenter is Jody Weaver

Interim City Manager Weaver reminded Council that at the January meeting, Council selected LJA Engineering, from 5 respondents to an RFQ, to negotiate a contract for a Downtown Waterfront Master Plan. The Selection committee met on February 7th with representatives of LJA at the Nautical Landings meeting room to review a proposed scope for the study and allow LJA to get a first-hand view of our waterfront assets. Staff provided them additional information regarding recently completed and on-going improvement projects along the waterfront.

LJA Engineering has provided a Professional Services Agreement for Council approval. This is a master agreement where the compensation for assigned projects will be included in a separate proposal or work authorization. The contractual terms of the Agreement have been reviewed and approved by City Attorney Odefey.

Staff recommends approval of the Professional Services Agreement with LJA Engineering.

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves a Master Professional Services Agreement with LJA Engineering for various projects that will be set forth in separate cost proposals or work authorizations.

BE IT FURTHER RESOLVED, THAT, the Mayor is hereby authorized to execute all instruments necessary to effect such agreement.

Seconded by Councilman District 1 Smith

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

17. Consider Proposal No. 22-9338 from LJA Engineering for Planning Services to conduct a Downtown Waterfront Master plan for an estimated fee plus reimbursable expenses of \$50,000. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that LJA Engineering has prepared a Proposal to prepare a Downtown Waterfront Master Plan and is as follows:

Estimated Consultation Fee (Hourly Basis)	\$ 5,000.00
Analysis and Needs Assessment (Flat Fee)	\$ 10,000.00
Concept Plan (Flat Fee)	\$ 8,000.00
Master Plan (Flat Fee)	\$ 25,000.00
Estimated Reimbursements Expenses (Mileage, Printing, Etc.)	\$ 2,000.00
Total Estimated Fees plus Estimated Reimbursement Expenses	<u>\$ 50,000.00</u>

Staff recommends approval of the Planning proposal No. 22-9338 of LJA Engineering for the Downtown Waterfront Master plan.

Motion made by Councilman District 2 Dent

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves Proposal No. 22-9338 from LJA Engineering for Planning Services to conduct a Downtown Waterfront Master plan for an estimated fee plus reimbursable expenses in the amount of \$50,000.00.

BE IT FURTHER RESOLVED, THAT, the Mayor is hereby authorized to execute all instruments necessary to effect such agreement.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

18. Consider awarding construction contract to Lester Contracting, Inc. to complete the Voluntary Restoration work at the Harbor of Refuge Tract 16. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that in 2020, RLB Contracting excavated a slip along the shoreline of their leased Tract 16, in order to make repairs to a barge. The excavation was done without the knowledge or consent of the City. A short time after this excavation was performed, the surge from Hurricane Hannah caused erosion of the sides of the excavation and exposed some trash cells. Staff worked with the US Army Corps of Engineers and Texas Commission on Environmental Quality (TCEQ) to permit a voluntary restoration of the disturbed final cover of the old landfill, which staff had contracted with Urban Engineering to prepare.

Staff received approval of city's voluntary restoration plan in May of 2021. RLB agreed to complete the restoration work at no cost to the City, but that work was never completed and the city is working on a settlement agreement with RLB at this time.

The work must be done without delay to avoid issues with TCEQ and/or the US Army Corps of Engineers. The work involves providing 18" of clay soil and 6" of top-soil over an area of about 150' x 95' then graded to drain. A copy of the plans is on file in the office of the City Secretary.

Bids were received from 3 contractors and the bid tabulation is as follows:

Sylva Construction, LLC	\$ 39,900.00
Gonzales Contracting, Inc.	\$ 38,280.00
Lester Contracting, Inc.	\$ 35,892.50

Staff recommendation is to award a construction contract to Lester Contracting, Inc. for this restoration work in the amount of \$35,892.50. Lester Contracting has stated they can begin soon after the contract is awarded.

Motion made by Councilman District 6 Barr

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves awarding construction contract to Lester Contracting, Inc. to complete the Voluntary Restoration work at the Harbor of Refuge Tract 16 in the amount of \$35,892.50.

BE IT FURTHER RESOLVED, THAT, the Mayor is hereby authorized to execute all instruments necessary to effect such agreement.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippet, Councilman District 5 Ward, Councilman District 6 Barr

19. Consider award of a construction contract to Lester Contracting for the Brooks Lift Station reconstruction project. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that the January 2020 Urban Engineering Lift Station Assessment Report, the Brooks Lift Station (on Half League Road in City park) is described as in "unsafe/very poor condition" and was recommended for complete reconstruction. In addition, the existing station has a capacity of 0.36 MGD, but sees peaks flows of over 0.5 MGD. Urban Engineering was authorized under Task Order No. 23 to prepare plans and bid documents for this lift station replacement and upgrade. The proposed upgrade will have a total capacity of over 0.8 MGD allowing for future growth. Bids were advertised in the Port Lavaca Wave Newspaper and invitations sent to several plan rooms and the following contractors:

- | | | |
|----------------------------|--------------|----|
| • JTM | Rosenburg | TX |
| • Keystone Construction | Austin) | TX |
| • Lester Contracting, Inc. | Port Lavaca | TX |
| • Matula & Matula | Lake Jackson | TX |
| • Mercer Construction | Edna) | TX |
| • Sepik Construction | Orchard | TX |

Bids were due on February 24, 2022 and only Lester Contracting, Inc. responded with a Bid. Tabulation is as follows:

Total Base Bid	\$ 611,112.00
Total Alternate No. 1	\$ 59,540.00
Total Base Bid + Alternate No. 1	\$ 670,652.00

Financial Impact:

Weaver said that \$500,000.00 was originally budgeted for this lift station replacement. This amount was reduced to \$300,000.00 last year after receiving bids on the Lynnhaven Lift Station and comparing the scopes of the two projects. To date \$32,800.00 has been encumbered for the Brooks Lift Station to pay for the engineering services.

The Base Bid amount is \$611,112.00, which staff recognizes is over twice the budgeted funds. Nearly \$70,000.00 of this is to demolish the existing lift station, which were overlooked when comparing the scope with Lynnhaven. Staff is currently looking at a change order which would reduce this demolition cost by only demolishing the above ground structure and simply backfilling the wet well in place. Other reasons for the higher-than-expected bid are basically a function of the state of our present economy and skyrocketing prices of materials.

This is an improvement project that has been needed to be done for many years and staff does not recommend postponing. Neither does staff realistically expect any reduced pricing if this project were to out for bids again. Several utility contractors were actively solicited to bid, including a few plan rooms and the general response was they were already too busy.

To award the Base Bid project with a cost of \$611,112.00 city needs \$343,912.00 of additional funds. There is about \$457,250.00 in the Utility Construction Account Fund which is set aside for the 12" water line between the two towers. Recall, this project was put on the back burner pending additional study. Staff would like to reassign \$350,000.00 of these funds to the Brooks Lift Station project in order to award this Base Bid now.

Staff recommendation:

Staff recommends that Council award a construction project Lester Contracting, Inc. in the amount of \$611,112.00 for this project. To fully fund the award, staff recommends that \$350,000.00 of funds reserved for the 12" waterline link project be reassigned to this project.

Approved Lester Contracting \$611,112.00 and reassign \$350,000.00 of funds reserved for the 12" Waterline Link Project

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves awarding construction contract to Lester Contracting, Inc. for the Brooks Lift Station reconstruction project in the amount of \$611,112.00 for this project.

BE IT ALSO RESOLVED, THAT, \$350,000.00 of funds reserved for the 12" waterline link project be reassigned to this project.

BE IT FURTHER RESOLVED, THAT, the Mayor is hereby authorized to execute all instruments necessary to effect such agreement.

Seconded by Councilman District 2 Dent

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

20. **Consider Resolution No. R-031422-4 of the City of Port Lavaca suspending the May 2, 2022 effective date of the proposal by CenterPoint Energy Resources Corp., D/B/A CenterPoint Energy Entex and CenterPoint Energy Texas Gas – South Texas Division to Implement Interim Grip Rate Adjustments for Gas Utility Investment in 2021 and requiring delivery of this resolution to the Company and Legal Counsel. Presenter is Anne Marie Odefey**

Motion made by Councilman District 2 Dent

WHEREAS, the City of Port Lavaca, Texas ("City") is a gas utility customer of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy South Texas Division, ("CenterPoint" or "the Company") and a regulatory authority with an interest in the rates and charges of CenterPoint; and

WHEREAS, CenterPoint made filings with the City and the Railroad Commission of Texas ("Railroad Commission") on March 3, 2022, proposing to implement interim rate adjustments ("GRIP Rate Increases") pursuant to Texas Utilities Code § 104.301 on all customers served by CenterPoint, effective May 2, 2022; and

WHEREAS, it is incumbent upon the City, as a regulatory authority, to examine the GRIP Rate Increases to determine its compliance with the Texas Utilities Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS, THAT:

1. The May 2, 2022, effective date of the GRIP Rate Increases proposed by CenterPoint is hereby suspended for the maximum period allowed by Texas Utilities Code § 104.301(a) to permit adequate time to review the proposed increases, analyze all necessary information, and take appropriate action related to the proposed increases.
2. A copy of this Resolution shall be sent to CenterPoint, care of Keith L. Wall. at 1111 Louisiana Street, CNP Tower 19th Floor, Houston, Texas 77002 and to Thomas Brocato, legal counsel to the City, at Lloyd Gosselink, 816 Congress Ave., Suite 1900, Austin, Texas 78701.

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

21. **Consider Resolution No. R-031422-5 of the City of Port Lavaca authorizing the Mayor to execute an agreement with KSBR, LLC to administer the Community Development Block Grant Mitigation (CDBG-MIT) Coastal Resiliency Infrastructure Grant Program, Contract #22-087-001-D226, in the amount of \$887,480.00 and declaring an effective date. Presenter is Jody Weaver**

Motion made by Councilman District 1 Smith

WHEREAS, the City is a sub-recipient of Community Development Block Grant Mitigation (CDBG-MIT) Coastal Resiliency Program, receiving funds in the amount of \$13,645,005.00, which will allow the City of Port Lavaca to construct breakwaters/living shorelines and enhance the shorelines by creating marsh habitats, and oyster reefs-fish habitats; and

WHEREAS, funding has been awarded, and this agreement sets forth the terms and conditions for KSBR, LLC to provide grant administration for completion of projects approved for mitigation funding.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

1. That the Mayor is authorized to execute a Grant Administration Services agreement with KSBR, LLC to provide grant administration services for the Community Development Block Grant Mitigation (CDBG- MIT) Coastal Resiliency Program, Contract No. 20-087-001-D226, in the amount of \$887,480.00, substantially in the form attached hereto and incorporated herein, with changes in form as approved by the City Attorney.
2. That this resolution shall become effective immediately upon adoption

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

22. Consider recommendation of the Planning Board for approval of a conceptual Daycare to be located at 511 S. Virginia Street. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that the applicant, Kimberly Riley, has owned and operated Ladybug Preschool for 14.5 years in Port Lavaca. This current daycare is located at 515 N. Virginia Street, and Kimberly is proposing to relocate to be an in-home daycare provider to be located at 511 S. Virginia Street. The applicant intends to keep her current hours of operation which are from 7:00 a.m. to 5:30 p.m. The intent is to have a smaller in-home daycare with approximately seventeen (17) children instead of her commercial/retail space as her daycare in the retail/commercial corridor of Virginia. Her proposed new location is a single-family residential home. The home does have a long driveway to accommodate the drop-off and pick-up of the children in her care. She will schedule the drop-offs and pick-ups with the parents to not fill the driveway space. The applicant is an experienced licensed childcare provider with a positive long-standing history as a business owner in childcare services in Port Lavaca. Her business is an in-demand service for Port Lavaca families.

The applicant is currently state, and county licensed at her existing daycare. She will continue to maintain compliance with all state and local licensing criteria.

The Planning Board recommends approval of this request and staff concurs.

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of the Planning Board and staff, Council hereby approves the request of applicant, Kimberly Riley, for a conceptual Daycare to be located at 511 S. Virginia Street in Port Lavaca

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

23. 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**

Mayor announced this item would be passed.

No action necessary and none taken.

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

There was no Closed Session.

IX. ADJOURNMENT

Mayor asked for motion to adjourn.

Motion made by Councilman District 6 Barr, Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilman District 5 Ward, Councilman District 6 Barr

Meeting adjourned at 7:39 p.m.

These minutes were approved on April 11, 2022.

Jack Whitlow, Mayor

ATTEST:

Mandy Grant, City Secretary

COMMUNICATION

SUBJECT: Minutes of March 28, 2022 Special and Workshop

INFORMATION:



CITY COUNCIL SPECIAL/WORKSHOP MEETING

Monday, March 28, 2022 at 5:30 PM

City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

MINUTES

STATE OF TEXAS §
COUNTY OF CALHOUN §
CITY OF PORT LAVACA §

On this the 28th day of March, 2022, the City Council of the City of Port Lavaca, Texas, convened in a special and workshop session at 5:30 p.m. at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas, with the following members in attendance:

I. ROLL CALL

Jack Whitlow	Mayor
Jerry Smith	Councilman, District 1
Tim Dent	Councilman, District 2
Allen Tippit	Councilman, District 3
Rosie G. Padron	Councilwoman, District 4, Mayor Pro Tem
Jim Ward	Councilman, District 5
Ken Barr	Councilman, District 6

And with the following absent:

None

Constituting a quorum for the transaction of business, at which time the following business was transacted:

CITY COUNCIL SPECIAL MEETING

II. CALL TO ORDER

- Mayor Whitlow called the meeting to order at 5:35 P.M. and presided with the following announcement:

III. COMMENTS FROM THE PUBLIC – *Comments will be limited to three (3) Minutes per individual unless permission to speak longer is received in advance.*

- Mayor asked for comments from the public and there were none.

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

1. **Consider request of The Harbor Children's Alliance and Victim Center for closure of streets adjacent to 215 W. Railroad Street for the annual hosting of "Celebrate the Child Picnic" on Saturday, April 02, 2022 from 9:00 a.m. to 2:00 p.m. The streets to be closed are N. Benavides from rear of the Library driveway to W. Railroad and W. Railroad from N. Benavides to N. Ann. Presenter Jody Weaver**

Interim City Manager Weaver advised Council that Maria Watson, of The Harbor Children's Alliance and Victim Center has made a request for closure of streets adjacent to 215 W. Railroad Street for the annual hosting of "Celebrate the Child Picnic" on Saturday, April 02, 2022 from 9:00 a.m. to 2:00 p.m. The streets to be closed are N. Benavides from rear of the Library driveway to W. Railroad and W. Railroad from N. Benavides to N. Ann. She said that in the past, this event was held at the Bayfront Peninsula, but due to COVID they have not been able to have it for the past 2 years.

Motion made by Councilman District 5 Ward

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves request of The Harbor Children's Alliance and Victim Center for closure of streets adjacent to 215 W. Railroad Street for the annual hosting of "Celebrate the Child Picnic" on Saturday, April 02, 2022 from 9:00 a.m. to 2:00 p.m. The streets to be closed are N. Benavides from rear of the Library driveway to W. Railroad and W. Railroad from N. Benavides to N. Ann.

Seconded by Councilman District 6 Barr

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

2. **Consider the 2022 Police Department Security Project. Presenter is Colin Rangnow**

Police Chief Rangnow and Finance Director Lang introduced Daniel Croasmun, Project General Manager for Brown & Root Industrial Services, LLC to answer any questions on this project.

Finance Director Lang advised Council that during the 2021-2022 Fiscal Year Budget process, staff discussed and City Council later approved, the Police Department Security Project which included the following funding for:

Perimeter Fencing	\$ 48,408
Access Control System and Cameras	\$ 91,592
Total Budgeted	\$ 140,000

Lang reminded Council that the purpose and scope of this project was to accomplish the following:

- Accomplish the priority actions identified in the Golden Crescent Regional Planning Commission which supports the Texas Homeland Security Strategic plan by preventing terrorist attacks and organized criminal activity.
 - Perimeter fencing drastically reduces a potential physical attack on the critical infrastructure housed by PLPD for the region.
- Securing the City's fleet investment, which are equipped with weapons, costly radio and camera equipment.
- Preservation of evidence vehicles which require security to process.
- Safeguarding and securing juveniles held in custody.
- Ensuring safety and security of all on-duty personnel and to effectively manage access to the department.

Several factors shook out of our estimates when we began to look into executing the project:

- The quotation from Texas Department of Criminal Justice was several years old and included "swing gates" which were no longer conducive to our application and would require too much maintenance.
- The quotation from VCS did not include any trenching or boring for the pathways to the gates, and would require electricians to perform this work, and was not included in the original cost assumptions.
- Additionally, the boring and trenching would also break-up the parking lot, which would also require resurfacing that was not included in the original cost assumptions.
- The outrageous inflation and materials shortage factor that was unforeseen.
- The need for project management services to coordinate which aspects of the project should be performed first, second, simultaneously, etc.

Staff reached out to one of our cooperative purchasing organizations, BuyBoard, and inquired about the Job Order Contracting (JOC) services that were pre-bid and awarded based upon the RSMeans and local pricing coefficients. That means the City receives a discount from the RSMeans pricing index. It is our hope that we can take advantage of the JOC's in-house project management, design and build efficiencies which will reduce the amount of time it would take to bid each aspect of complicated repair and build projects throughout the City. Staff interviewed and requested project scope and pricing from two (2) JOC pre-approved contractors in our area and they are as follows:

BuyBoard Vendor	BuyBoard Pricing	Pricing Coefficient	RSMeans Pricing Index
Brown & Root	\$ 456,486	69%	31% Discount
Basic IDIQ	\$ 551,014	81%	19% Discount

The original quotation provided by Brown & Root amounted to \$456,466. This figure encompassed an entire asphalt parking lot rebuild around the perimeter of the Police Department, but we asked them to only do one portion of the parking lot and to requote with sealcoat and restripe to the other portion of the parking lot. The revised quotation, with reduced scope, came in at **\$466,486**, which was greater than the original quotation received in January due to the rapidly escalating prices for materials, which seem to change daily.

The project will require a budget amendment in the amount of \$326,486.

The detailed bid from Brown and Root is as follows:

	Actual	Budget	Required Amendment
Fencing	\$ 158,409	\$ 48,408	\$ 110,001
Paving and Tree Removal	\$ 137,375		\$ 137,375
Access Control Systems and Camera System	\$ 132,673	\$ 91,592	\$ 41,081
Electrical	\$ 34,660		\$ 34,660
2 Pedestrian Doors, Drywall patching and Paint	\$ 3,369		\$ 3,369
TOTAL	\$ 466,486	\$ 140,000	\$ 326,486

Staff recommends City Council grant the authority to the City Manager to approve and execute the JOG with Brown & Root as provided in the attached proposal and authorize a budget amendment in the amount of \$326,486 from the General Fund Unreserved Fund Balance.

Motion made by Councilman District 3 Tippit

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby grants the Interim City Manager authority to approve and execute the Job Order Contracting (JOC) with Brown & Root, through BuyBoard, a Cooperative Purchasing Organization, as provided in the proposal presented to Council and authorize a budget amendment in the amount of \$326,486.00 from the General Fund Unreserved Fund Balance.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

Voting Nay: Councilman District 2 Dent

3. Consider start date for the increased Republic services for brush and bulk approved at the January 10, 2022 regular scheduled Council meeting. Presenter is Jody Weaver

Interim City Manager Weaver reminded Council that on January 10, 2022, Council approved an extension to the Republic Services contract for five (5) years with an increase to the brush/bulk limit per household to 12 cy and adding light construction debris. The cost for the increased limit and the light construction debris is \$2.00 per customer.

Staff is also in discussions about a needed increase to water and sewer rates following a recent utility rate study. That is a topic of discussion during the workshop portion of this meeting.

With the assumption that the \$2.00/customer fee increase will be passed directly through to the customer, staff would recommend making that change at the same time council makes the change to the utility rates. Staff anticipates that Council will consider the first reading of an ordinance to make a change to the water and sewer rates at the regular scheduled council meeting on April 11, 2022.

Staff Recommends making May 1st the effective date of the new solid waste rate with Republic and the 12-cy limit. Staff will reflect the \$2.00 increase on the customer bills they receive in June 2022. Make the water/sewer rate change effective with the May water usage which would be reflected on the bills received by the customers in June 2022. Consider the amendments to the fees ordinance at the regular scheduled council meetings on April 11 and May 9, 2022.

Motion made by Councilman District 2 Dent

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves the start date for the increased Republic services for brush and bulk to be effective on May 01, 2022 and also authorizes the Interim City Manager to advise Republic of the city's intent.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

4. Consider purchase of an Air Burner for burning of brush. Presenter is Jody Weaver

Interim City Manager Weaver advised Council that Republic Services collects brush once a month from residents and places it in a location at the Harbor of Refuge near the gun range, where it is reduced to chips once a year. Recently we had the existing piles surveyed and determined that there is 7300 cubic yards of chipped brush piled at the Harbor of Refuge. Republic Services will accept these chips in Victoria, but we will need to transport them. The cost to transport was estimated to be about \$200/30 yards or around \$50,000 before the fuel prices started going up.

In an effort to clean up this area at the Harbor of Refuge and find a long-term solution to manage our brush disposal, we discussed last April about purchasing an air curtain burner. Air burners work by safely burning wood waste within a confined area. Curtain technology captures and reburns emitted smoke particles for a clean burn with a burning process that is as emission-free as possible.

Texas Commission on Environmental Quality (TCEQ) will not permit an air burner to be located within 300 feet of land which is covering old landfill cells. The 74-acre property at the Harbor of Refuge is the City's old landfill, which was closed in the late 1970's, but the closure survey does not indicate where the cells are located. In talking with Judge Meyer, I was able to look over the closure surveys for the County's landfill site, which is now the location of the County's recycle center and found that the actual location of the cells is shown on the survey and there is available room to locate an air burner and remain at least 300 feet from these cells.

Wayne Shaffer and I met last year with Commissioners Vern Lyssey and David Hall to discuss the possibility of working with the County to locate an air burner in the south corner of the tract of land where the County's recycle center is. After further discussion we realized that the City and County have an opportunity here to provide a "one-stop-shop" so to speak where the citizens can bring their solid waste, including brush for disposal or recycling. We do currently offer a recycle bin for City residents to drop off recyclables each Saturday morning, which includes two haul offs each month, however we typically fill the container at most once a month. We have realized that many City residents are taking their recycling to the County's facility along with other solid waste for disposal. By combining resources and working together, we can work toward providing a quality facility for the City and County residents in one place.

Obviously, there is still much planning and many details to work out before executing a formal interlocal agreement, but the Commissioners Court did vote to agree to the concept of a Community Solid Waste Center and consented to locating an air burner on County-owned property, at the current recycle center, in the application to TCEQ for placement/operation of the air burner.

An air burner powered by diesel is an option, but for a long-range solution, we were thinking that a unit powered by electricity would be the best. I reached out to Victoria Electric Coop a couple of months ago for a budget estimate on the cost to bring 3-phase power to the proposed location of the air burner, southwest of the County's recycle center. The estimate cost was \$96,000.

Attached is a copy of the most recent quotation for an electric air burner of \$160,591.61, with a 26–28-week lead time. (I spoke with the sales rep on Thursday and they will be implementing a 10% price increase in the near future). The accompanying email states that should we find that we are unable to get a TCEQ permit for this location for some reason or are not ready for delivery yet, we can put the order on hold and even cancel it within 4 weeks of scheduled delivery, which would be 22 weeks from the order date. I have tasked Wayne with getting the TCEQ application put together with the assistance of Air Burners, Inc., Urban Engineering and myself as needed.

Attached is a conceptual layout for the Community Solid Waste Center. There will be costs associated with hauling and compacting fill material, (it is recommended by the manufacturer NOT to place the air burner on a concrete slab), providing electricity for the unit, as well as construction of a limestone road for the Republic trucks to bring the brush from US 87 and another limestone road for the public use to drop off brush. We do not have cost estimates for this work yet, but we can expect this to be \$100K–\$150K. In addition, once we are ready to begin routine burning operations, at least one additional employee will be needed on staff to perform this function. The County employee will man the facility to accept brush/bulk from the public two full days a week. Conceptually County personnel will share in the operation of the burner to account for brush coming in from the County, but the City personnel is obviously responsible for burning all that will be coming from Republic trucks in the City.

Options for Council Consideration:

1. Continue to deliver brush to the Harbor of Refuge site, chip annually and pay to haul the chips to the Victoria landfill or possibly Alcoa for use as cover of the mud pits.
 - As you recall it is the recommendation of the Port Commission to discontinue the use of the Harbor of Refuge as a staging ground for the City brush so the area can be cleaned up and marketed for lease.

2. Agree to the concept to establish a Community Solid Waste Center with the County and continue to work on the TCEQ application for the air burner permit and the County interlocal agreement. Once the permit is in hand, finalize the interlocal agreement, place the order for the VEC 3-phase power and for the air burner (at an increased cost) and begin work on the site and road work.
 - With this option, the cost of the burner will be an estimated 10% higher (\$16,000+/-).
3. Agree to the concept to establish a Community Solid Waste Center with the County and place the order now for the air burner unit for delivery in October 2022; continue to work on the TCEQ permit application and the County interlocal agreement. Once the TCEQ permit is in hand place. finalize the interlocal agreement with the County, place order for the VEC 3-phase power and begin site foundation work. If we need to delay shipment or cancel order we can do that up through August.
 - This option puts some pressure on the time-table to complete the permit application, pay VEC for the 3-phase power extension and perform the site work. Realistically we may not be fully ready for delivery of the unit by October, but we are able to delay delivery if necessary.

Note that these expenses are not in the FY 2022 budget, so all costs would be paid from General Fund Reserves.

Motion made by Councilman District 2 Dent

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves the purchase of a 2022 Air Burner, Model S220E from Air Burners, Inc., Palm City, FL, in the amount of \$160,591.61 per GSA quote reference # S220E032210.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

RECESS:

Mayor Whitlow announced that Council would recess at 6:50 p.m.

Mayor Whitlow announced that Council would resume meeting at 7:02 p.m.

5. **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**

Mayor Whitlow announced that Council would retire into closed session at 7:02 p.m.

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

Mayor Whitlow announced that Council was back in open session at 7:26 p.m.

No action necessary and none taken.

V. ADJOURN SPECIAL MEETING

Mayor asked for motion to adjourn.

Motion made by Councilman District 6 Barr

Seconded by Councilman District 5 Ward

Voting Yea

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

Special Meeting adjourned at 7:27 p.m.

WORKSHOP SESSION

VI. CALL TO ORDER

Workshop Called to Order at 7:28 p.m.

VII. COMMENTS FROM THE PUBLIC - *Comments will be limited to three (3) Minutes per individual unless permission to speak longer is received in advance*

- No Comments from the Public.

VIII. ITEMS FOR DISCUSSION - *Council will discuss the following items*

1. Discuss Water and Sewer Rate Study. Presenter is Susan Lang

Council discussed this agenda item.

No action necessary and none taken.

IX. ADJOURN WORKSHOP

Mayor asked for motion to adjourn.

Motion made by Councilman District 5 Ward

Seconded by Councilman District 2 Dent

Voting Yea:

Councilman District 1 Smith, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Barr

Workshop adjourned at 7:41 p.m.

These minutes were approved on April 11, 2022.

Jack Whitlow, Mayor

Mandy Grant, City Secretary

COMMUNICATION

SUBJECT: Review of the Credit Card Statement

INFORMATION:



CITY OF Section VII. Item #C.

Account Number: XXXX XXXX XXXX 0305

Billing Questions:
800-367-7576Website:
www.cardaccount.netSend Billing Inquiries To:
Card Service Center, PO Box 569120, Dallas, TX 75356FIRST NATIONAL BANK IN PORT LAVACA Credit Card Account Statement
February 5, 2022 to March 8, 2022

SUMMARY OF ACCOUNT ACTIVITY

Previous Balance	\$5,717.78
- Payments	\$5,717.78
- Other Credits	\$0.00
+ Purchases	\$9,049.56
+ Cash Advances	\$0.00
+ Fees Charged	\$0.00
+ Interest Charged	\$0.00
= New Balance	\$9,049.56

Account Number XXXX XXXX XXXX 0305
 Credit Limit \$26,500.00
 Available Credit \$17,339.00
 Statement Closing Date March 8, 2022
 Days in Billing Cycle 32

PAYMENT INFORMATION

New Balance: \$9,049.56
 Minimum Payment Due: \$271.49
 Payment Due Date: April 2, 2022

TRANSACTIONS

An amount followed by a minus sign (-) is a credit unless otherwise indicated.

Tran Date	Post Date	Reference Number	Transaction Description	Amount
02/17	02/17	F112700E000CHGDDA	AUTOMATIC PAYMENT - THANK YOU	\$5,717.78-
			TOTAL XXXXXXXXXXXX0305	\$5,717.78-
02/15	02/15	5543286DY5V3GAWZ1	SHSU WEB PAY 936-294-1080 TX	\$175.00
03/05	03/06	5543286EG5SK8GSYM	WPY*GRACIE UNIVERSITY 855-469-3729 CA	\$995.00
03/07	03/08	5543286EJ5SDWR4MY	WPY*GRACIE UNIVERSITY 855-469-3729 CA	\$995.00
			COLIN RANGNOW	
			TOTAL XXXXXXXXXXXX0727	\$2,165.00
02/21	02/22	8271116E4000BAY2A	BANNON & ASSOCIATES WHITNEY TX	\$560.00
03/01	03/06	8545667EFS66DV344	ACTION TARGETS 8007790182 MN	\$445.00

Transactions continued on next page

FIRST NATIONAL BANK IN PORT LAVACA
 1550 N BROWN RD 150
 LAWRENCEVILLE GA 30043



Account Number: XXXX XXXX XXXX 0305
 New Balance: \$9,049.56
 Minimum Payment Due: \$271.49
 Payment Due Date: April 2, 2022

All payments on the account must be made at the address shown on your monthly billing statement and are considered to have been made on the date received at that address.

Amount Enclosed: \$

Make Check Payable to:

CARD SERVICE CENTER
 PO BOX 569100
 DALLAS TX 75356-9100

CITY OF PORT LAVACA
 202 N VIRGINIA ST
 PORT LAVACA TX 77979-3431

11273390700003050002714900009049565



TRANSACTIONS (continued)

An amount followed by a minus sign (-) is a credit unless otherwise indicated.

Tran Date	Post Date	Reference Number	Transaction Description	Amount
ERIC SALES				
TOTAL XXXXXXXXXXXX0776				\$1,005.00
02/08	02/09	7518742DR00019JAP	CALHOUN CO TAX ASSESSO PORT LAVACA TX	\$87.29
02/21	02/22	5543286E45SZKTTGF	VISTAPR*VISTAPRINT.COM 866-8936743 MA	\$52.80
02/24	02/25	0230537E800GRDH14	TRACTOR SUPPLY # 1369 PORT LAVACA TX	\$6.48
KAREN NEAL				
TOTAL XXXXXXXXXXXX0784				\$146.57
03/02	03/03	5543687EE3TM11BFF	BULK MUNITIONS 855-5888918 TN	\$1,380.94
JAVIER RAMOS				
TOTAL XXXXXXXXXXXX0867				\$1,380.94
02/04	02/06	5548872DLBLYDPPA7	TEXAS COMM FIRE PROT 5129363842 TX	\$56.49
02/04	02/07	8230606DMS66D1PGR	VICTORIA COLLEGE VICTORIA TX	\$25.00
02/08	02/09	5548872DRBLYHHTT5	TEXAS COMM FIRE PROT 5129363842 TX	\$56.49
02/08	02/10	8230606DRS66DAWHG	VICTORIA COLLEGE VICTORIA TX	\$25.00
02/19	02/20	5543286E25SQNWDMX	SQ *THE DONUT PALACE PORT LAVACA TX	\$32.20
02/22	02/23	5548872E6BLYBSN9H	TEXAS COMM FIRE PROT 5129363842 TX	\$56.49
02/22	02/24	8230606E6S66E39ZW	VICTORIA COLLEGE VICTORIA TX	\$25.00
02/28	03/01	5548872EQBMDRW8T4	DSHS REGULATORY PROG 5124587111 TX	\$64.00
03/03	03/04	8545667EE0FLFRMZ	HANNAY REELS 5187973791 NY	\$44.03
JUAN LUNA				
TOTAL XXXXXXXXXXXX0941				\$384.70
02/07	02/08	5270824DN5ZXQPB5	TEXAS WATER 5126930060 TX	\$295.00
WAYNE SHAFFER				
TOTAL XXXXXXXXXXXX1212				\$295.00
02/14	02/14	5513158DX2M7317DE	MICROSOFT*MICROSOFT 36 MSBILL.INFO WA	\$108.24
MANDY GRANT				
TOTAL XXXXXXXXXXXX1238				\$108.24
02/11	02/11	5543286DS5SXNSKZS	APPLE.COM/BILL 866-712-7753 CA	\$2.99
JESSICA CARPENTER				
TOTAL XXXXXXXXXXXX1329				\$2.99
02/27	02/28	5543286EA5SNYW8Z7	AMZN MKTP US*1W1I99O11 AMZN.COM/BILL WA	\$164.97
SUSAN LANG				
TOTAL XXXXXXXXXXXX1345				\$164.97
02/10	02/13	8518412DSS66M3MYZ	TEXAS FIRE CHIEFS ASSO 512-9397277 TX	\$395.00
02/10	02/13	8518412DSS66M3MZD	TEXAS FIRE CHIEFS ASSO 512-9397277 TX	\$395.00
02/10	02/13	8518412DSS66M3MZM	TEXAS FIRE CHIEFS ASSO 512-9397277 TX	\$395.00
02/10	02/13	8518412DSS66M3MZ5	TEXAS FIRE CHIEFS ASSO 512-9397277 TX	\$395.00
JOE REYES JR				
TOTAL XXXXXXXXXXXX0215				\$1,580.00
02/10	02/11	8271116DT0005SQX5	DOWNTOWN DEVEL CENTER MOUNTAIN LAKE NJ	\$50.50
02/12	02/13	5543286DV5SBZDZ5X	WALMART.COM AA 800-966-6546 AR	\$34.47
02/12	02/13	5513158DV2M72ZQ4T	MICROSOFT*MICROSOFT 36 MSBILL.INFO WA	\$108.24
02/14	02/15	5543286DX5SYE1G2P	UPS*BILLING CENTER 800-811-1648 GA	\$18.59
02/15	02/16	5543286DY5S9YFGQT	GOOGLE *GOOGLE STORAGE 650-253-0000 CA	\$2.12
02/15	02/16	0543684DZBLK6V9ZA	WM SUPERCENTER #1098 PORT LAVACA TX	\$14.65
02/17	02/18	5543286E05SVXPKT0	J2 *EFAX CORPORATE SVC 323-817-1155 CA	\$150.92
02/21	02/22	5543286E45SZPY2YA	UPS*BILLING CENTER 800-811-1648 GA	\$21.98
03/01	03/03	5520739ED001T7FX1	AUTHORIZE.NET SAN FRANCISCO CA	\$30.00

Transactions continued on next page



CITY OF

Section VII. Item #C.

Account Number: XXXX XXXX XXXX 0303

TRANSACTIONS (continued)

An amount followed by a minus sign (-) is a credit unless otherwise indicated.

Tran Date	Post Date	Reference Number	Transaction Description	Amount
03/07	03/08	5542950EJRTL482VL	YOURMEMBER-CAREERS 7274976565 FL JOANNA WEAVER	\$299.00
TOTAL XXXXXXXXXXXX0249				\$730.47
02/11	02/13	2545733DV000DFLJL	PREP BLAST 615-6893546 TN	\$43.50
02/11	02/13	5270808DS609TXEZ9	TRAINING 5124593124 TX	\$495.00
02/16	02/17	5548872E02MQZR21Y	TCEQ EPAYMENT 5122396261 TX	\$113.75
02/18	02/18	1527021E10005360P	MSFT * E0700HRGVO MSBILL.INFO WA	\$214.34
02/18	02/20	6518742E20001JM6E	CALHOUN CO TAX ASSESSO PORT LAVACA TX	\$7.73
02/18	02/20	6518742E20001JM66	CALHOUN CO TAX ASSESSO PORT LAVACA TX	\$7.73
02/22	02/23	2545733E6000EGHS4	PREP BLAST 615-6893546 TN	\$43.50
02/22	02/23	6518742E600018SGF	CALHOUN CO TAX ASSESSO PORT LAVACA TX	\$60.77
02/23	02/24	5542950E6RTYB622A	PAYPAL *TECSERVICES 4029357733 TX	\$60.00
03/04	03/06	7270088EFS66L7PEL	MAIN STREET SHIPPING C PORT LAVACA TX CYNTHIA HEYSQUIERDO	\$39.36
TOTAL XXXXXXXXXXXX0264				\$1,085.68

INTEREST CHARGE CALCULATION

Your Annual Percentage Rate (APR) is the annual interest rate on your account

Type of Balance	Annual Percentage Rate (APR)	Balance Subject to Interest Rate	Days in Billing Cycle	Interest Charge
Purchases	14.24% (v)	\$0.00	32	\$0.00
Cash Advances	14.24% (v)	\$0.00	32	\$0.00

(v) - variable

To avoid additional interest charges, pay your New Balance in full on or before the Payment Due Date.

Exciting news! Go online today and check out the all-new enhancements to the Card Service Center website. E-statements, additional payment options, links to Preferred Points website, and other helpful sites. Visit us today at www.cardaccount.net to enroll your credit card account(s) on the newly enhanced website.

Thank you for the opportunity to serve your credit card needs. Should your future plans include travel, please contact us at 1-800-367-7576.

COMMUNICATION


SUBJECT: Receive monthly Financial Highlight Report

INFORMATION:



CITY OF
PORT LAVACA

202 N. Virginia, Port Lavaca, Texas 77979-0105 www.portlavaca.org
Main Number: 361-552-9793 Main Facsimile: 361-552-6062

To: Mayor and Members of the City Council
From: Susan Lang, Finance Director 
Subject: FY 21-22 Financial Highlights through **March 31, 2022**
Date: April 5, 2022

Below are the following reports for the period ending **March 31, 2022**, or **50%** of the year:

The major highlights of the Report are as follows:

Property Tax collections as reported by CCAD - are **\$4,401,846** for the year as of February. Collections in FY21-22 are 90.66% of total adjusted tax levy. Total current year Property Taxes Outstanding as of February is **\$452,947**.

In the General Fund, revenues through **3/31/22** are **71.1%** of budget. In addition:

1. *Current Property Tax* collections - are **\$4,114,864** for the year as of March. Collections in FY21-22 are 103.6% of budget.
2. *Sales Tax* collections through March were **\$1,679,701** or 51% of budget. Collections through March in FY 20-21 were **\$1,714,574**.
3. *Licenses & Permits* collections are **\$74,670** for the year, or 32.7% of budget. Collections through March in FY 20-21 were **\$86,177**.
4. *Bauer Center Rentals* through March are **\$24,650** or 49.3% of budget. Collections through March in FY 20-21 were **\$25,705**.
5. *Court Fines* are **\$45,002** for the year, or 37.5% of budget. Collections through March in FY 20-21 were **\$48,419**.

Expenditures in the General Fund for the year are **53.9%** of budget.

Target: 50%

In the Utility Fund, revenues as of **3/31/22** are **56.4%** of budget. In addition:

1. *Metered Water* sales through March are **\$974,673 or 48.4%** of budget.
2. *Residential Sewer* sales through March are **510,463 or 48.1%** of budget.
3. *Garbage Billings* through March are **\$386,670 or 55.6%** of budget.

Expenditures in the Utility Fund for the year are **40.1%** of budget.

Summary – FY 2021-2022 through 3/31/22

<u>Fund</u>	<u>Revenues</u>	<u>% Budget</u>	<u>Expense</u>	<u>% Budget</u>	<u>Revenues Less Expense</u>
General	\$6,727,571	71.1%	\$5,651,849	53.9%	\$1,075,721
Utility	3,418,299	56.4%	2,362,639	40.1%	1,055,660
HOT	146,904	27.9%	197,689	21.8%	(50,785)
Beach	27,492	15.6%	30,373	51.9%	(2,881)
Port	368,017	2.5%	269,799	2%	98,218
Total					2,175,933

I will be at the City Council meeting, should you have any questions regarding the information provided.



Port Lavaca
PROPERTY TAX COLLECTION REPORT
February 28, 2022

TAXES DUE AT CERTIFICATION	4,726,568.66
Adjustments to Date	120,752.63
TOTAL TAX LEVY	4,847,321.29

2021 Tax Collections

	Base	Penalties & Interest	Total
October	2,264,571.55	0.00	2,264,571.55
November	345,300.03	0.00	345,300.03
December	603,580.74	0.00	603,580.74
January	845,808.24	0.00	845,808.24
February	335,113.44	7,472.12	342,585.56
March			0.00
April			0.00
May			0.00
June			0.00
July (Delinquent as of July 1, 2021)			0.00
August			0.00
September			0.00
TOTAL	4,394,374.00	7,472.12	4,401,846.12

	% Collected	Last Year % Collected
TRANSFERRED TO DELINQUENT ROLL	90.66%	89.54%
July, Aug, and Sept Payments	0.00	

2021 TAXES OUTSTANDING	452,947.29
------------------------	------------

% Current Outstanding	9.34%
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DELINQUENT COLLECTIONS

	Base	Penalties & Interest	Total
October	6,452.35	3,130.88	9,583.23
November	9,728.40	3,612.99	13,341.39
December	7,907.93	3,020.62	10,928.55
January	4,786.11	1,973.51	6,759.62
February	9,004.61	2,815.81	11,820.42
March			0.00
April			0.00
May			0.00
June			0.00
July			0.00
August			0.00
September			0.00
TOTAL	37,879.40	14,553.81	52,433.21

DELINQUENT TAXES OUTSTANDING	378,194.89
TOTAL TAXES OUTSTANDING	831,142.18

[Signature]
3/10/22

COMMUNICATION

SUBJECT: Consider request of the American Legion Post #167 for use of the Bayfront Pavilion for a Memorial and Flag Retirement Ceremony on Monday, Memorial Day, May 30, 2022 from 8:00 a.m. to 1:00 p.m. and waiver of any fees in connection to this event (Greg Falcon, Jerry McClendon, Lupe Flores, Jack Mageluzzo). Presenter is Jack Mageluzzo

INFORMATION:



FACILITY RESERVATION AND USE REQUEST

FACILITY(IES) REQUESTED: Veterans Memorial and Pavilion at Bayfront Park

DATE REQUESTED: Monday, May 30, 2022 (Memorial Day)

TIME REQUESTED: 8:00 AM - 2:00 PM CDT
(Exclusive use during this time period)

REQUESTED BY: American Legion Post 167, Veterans of Foreign Wars
Post 4403, Calhoun County Joint Veterans Council

CITY/COUNTY AGENCIES INVOLVED: Port Lavaca Fire Department

INVITEES: Open to the public. Notice will be posted in the Wave

ANTICIPATED NO. OF PARTICIPANTS & GUESTS: 100 - 125 +/-

EVENTS

9:00 - 9:15 Lowering of National Colors to Half Staff with appropriate bugle calls

9:15 - 11:00 Veterans groups and PLFD prepare the Memorial and the Pavilion areas for the planned activities

11:00 - 1130 (approx.) Flag Retirement ceremony, Reading the names of the Honored Dead (Bell ceremony); Volunteer PLFD personnel are grilling hot dogs

11:30 - 12:00 Spectators move to the Pavilion area.

12:00 - 1210 Colors raised to full staff with appropriate bugle calls

12:10 - 2:00 Hot dogs and soft drinks are served.

1:45 - 2:00 Police and depart area

COMMUNICATION

SUBJECT: Consider appointment/reappointment of member(s) to the Planning Board to fill a vacancy and/or start a new term. Presenter is Jody Weaver

INFORMATION:

CITY OF PORT LAVACA

CC MEETING: **APRIL 11, 2022** **AGENDA ITEM #** _____

DATE: 3/31/2022

TO: HONORABLE MAYOR WHITLOW AND CITY COUNCIL MEMBERS

FROM: SARA SANCHEZ, PERMIT CLERK

SUBJECT: RENEWAL OF SERVICE OF PLANNING BOARD MEMBER

BACKGROUND:

The Planning Board member, Mike Elgin has a term expiring in April of 2022 and would like to renew his position with the board.

There are no term limits established and the full term is for a period of two (2) years,

FINANCIAL IMPLICATIONS:

IMPACT ON COMMUNITY SUSTAINABILITY:

RECOMMENDATION:

Staff recommends approval.

ATTACHMENTS:

See letter of interest from Mike Elgin.

Mike Elgin
Planning Board Chairman
March 3, 2022

City Council
City of Port Lavaca
202 N Virginia

Dear City Council:

My term as a member of the Planning Board expires April 9, 2022. I, Mike Elgin, am submitting this letter as my intent to continue as the Chairman of the Planning Board for the City of Port Lavaca. I have served 3 term(s) and in that time have enjoyed seeing the progress our city has made and continues to make.

I appreciate you considering this request and look forward to continuing being a valuable member of the Planning Board.

Sincerely,

Mike

Elgin

Mike Elgin

Digitally signed by Mike Elgin
DN: cn=Mike Elgin, o=Formosa
Plastics, ou=MI Group,
email=mikeelgin@fpcusa.co
m, c=US
Date: 2022.03.04 14:03:10 -06'00'

CITY OF PORT LAVACA

CC MEETING: **APRIL 11, 2022** **AGENDA ITEM #** _____

DATE: 3/31/2022

TO: HONORABLE MAYOR WHITLOW AND CITY COUNCIL MEMBERS

FROM: SARA SANCHEZ, PERMIT CLERK

SUBJECT: RENEWAL OF SERVICE OF PLANNING BOARD MEMBER

BACKGROUND:

The Planning Board member, Justin Weaver, has a term expiring in April of 2022 and would like to renew his position with the board.

There are no term limits established and the full term is for a period of two (2) years,

FINANCIAL IMPLICATIONS:

IMPACT ON COMMUNITY SUSTAINABILITY:

RECOMMENDATION:

Staff recommends approval.

ATTACHMENTS:

See letter of interest from Justin Weaver.

Justin Weaver
Planning Board Member
March 4, 2022

City Council
City of Port Lavaca
202 N Virginia

Dear City Council,

It has come to my attention that my appointment to the Planning Board of Port Lavaca has expired. It has been my pleasure to serve my community alongside my fellow board members these past four years. If the City Council has an interest in renewing my appointment I will happily accept and fulfill my duties to the best of my ability.

Thank You

Justin Weaver

Steven Butler
219 S. Trinity Street
Port Lavaca, Texas 77979

April 5, 2022

City of Port Lavaca
202 N. Virginia Street
Port Lavaca, Texas 77979

To City Manager Jody Weaver:

This communication comes to share my interest in being a member of the Planning Board for the City of Port Lavaca. As you may know, I have lived in Port Lavaca all of my life; and, I am committed to working to ensure that our city is the best that it can be, continuing to provide a quality life for all of its citizens. It is to this end, that I want to commit time, energy, and my talents to being a member of the City of Port Lavaca Planning Board.

I believe that my years of living in the community, employment at Alcoa retiring from that organization, experiences as a student and graduate of Calhoun High School, my engagement with various community activities, and my involvement at Pilgrim Christian Church will serve me well on this team.

If you have questions and/or need additional information from me please don't hesitate to contact me by phone at 361-0482-2262, or by e-mail at stevebutler0002@gmail.com.

Thanking you in advance for your consideration of this matter.

Sincerely,

Steven Grant Butler

stevebutler0002@gmail.com

361.482-2262

COMMUNICATION

SUBJECT: Consider appointment/reappointment of member(s) to the Port Commission to fill a vacancy and/or start a new term. Presenter is Jody Weaver

INFORMATION:

RECEIVED

MAR - 9 2022

CITY OF PORT LAVACA
CITY MANAGER

March 7, 2022

Mayor of Port Lavaca
Port Lavaca City Council

Please accept this letter as my
formal request to continue serving
as a Director of the Port Commission
Thank you,

Respectfully

Eric Taylor

307 South Commerce Street
Port Lavaca, Texas 77979

COMMUNICATION

SUBJECT: Consider Second and Final Reading of an Ordinance (G-2-22) amending the ordinance codified and described in the City of Port Lavaca Code of Ordinances as Chapter 10 – Animals, Article I – General, Section 10-5 License Required; and providing an effective date.
Presenter is Jody Weaver

INFORMATION:

ORDINANCE #G-2-22

AN ORDINANCE OF THE CITY OF PORT LAVACA AMENDING THE ORDINANCE CODIFIED AND DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS CHAPTER 10, ANIMALS, ARTICLE I. GENERAL, SECTION 10-5, LICENSE REQUIRED; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

Section 1. Purpose.

The following amendments are to be made to the following Section of Chapter 10 of the Code of Ordinances. All insertions are made with colored letters and all deletions are shown as bold text-strikethroughs.

Chapter 10 - Animals, Article I. General, Sec. 10-5. - License required.

- a) All dogs and cats three months of age or older which are kept, harbored or maintained within the city limits shall be licensed. Cat and dog licenses shall be issued by the city or its agent upon payment of the required fee for each dog and cat. Prior to the issuance of a city license, the owner of the dog or cat must present a certificate from a licensed veterinarian showing the dog or cat has **an active vaccination** ~~been vaccinated~~ for rabies ~~within the preceding three years~~. The owner shall state its name, address, and telephone number along with the breed, color, age, name, and sex of the dog or cat to be licensed. Said license shall ~~be good until September 30 from the date of issuance~~ **expire with the expiration of the vaccination certificate, or one (1) year from the date of issuance in the case of a one-year license**.
- b) Upon payment of the license fee, the city shall issue to the owner a license certificate and a metallic tag for each animal so licensed. The tag shall have stamped thereon, ~~the year of issuance and~~ the number corresponding to the number on the certificate.

Section 2. Severability.

It is specifically declared to be the intention of the City Council that sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment of decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any unconstitutional or invalid phrase, clause, sentence, paragraph or sections.

Section 3. Effective Date

THAT this ordinance shall become effective on the date of its passage.

First Reading this the 14th day of March, 2022.

Jack Whitlow, Mayor

Second Reading this the 11th day of April, 2022.

Jack Whitlow, Mayor

PASSED AND APPROVED this the 11th day of April, 2022.

Jack Whitlow, Mayor

ATTEST:

Mandy Grant, City Secretary

APPROVED AS TO FORM AND CONTENT:

Anne Marie Odefey, City Attorney

RECORD OF VOTE

	First Reading	Second Reading	Approved/ Adopted
Councilman Smith	Aye		
Councilman Dent	Aye		
Councilman Tippet	Aye		
Councilwoman Padron	Absent		
Councilman Ward	Aye		
Councilman Barr	Aye		

Record of approval by City Council: City Council Minute Records, Volume 3h, Page ____.

COMMUNICATION

SUBJECT: Consider Second and Final Reading of an Ordinance (G-3-22) 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 10 – Animals) and providing an effective date. Presenter is Jody Weaver

INFORMATION:

ORDINANCE #G-3-22

AN ORDINANCE AMENDING THE ORDINANCE CODIFIED AND DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS PART II, APPENDIX A – FEES, RATES AND CHARGES; AND PROVIDING AN EFFECTIVE DATE

ARTICLE I. - GENERAL.

WHEREAS, the City Council on March 12, 2012 approved and adopted Ordinance Number G-1-12 which is codified and described in the City of Port Lavaca Code of Ordinances as Part II, Appendix A – Fees, Rates and Charges; and

WHEREAS, the City of Port Lavaca staff has evaluated current fees, rates and charges and find the need to make some amendments and changes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

ARTICLE II. - FEES TO BE AMENDED.

The fees, rates and charges to be amended are in the Chapter(s) listed below and described in full in the attached appendix marked in red or blue and highlighted in yellow:

Chapter 10: Animals
Sec. 10-2 Registration Fee

ARTICLE III. - EFFECTIVE DATE.

This ordinance shall become effective upon adoption by City Council.

First Reading this the 14th day of March, 2022.

Jack Whitlow, Mayor

Second Reading this the 11th day of April, 2022.

Jack Whitlow, Mayor

PASSED AND APPROVED this the 11th day of April, 2022.

Jack Whitlow, Mayor

ATTEST:

Mandy Grant, City Secretary

APPROVED AS TO FORM AND CONTENT:

Anne Marie Odefey, City Attorney

RECORD OF VOTE

	First Reading	Second Reading	Approved/ Adopted
Councilman Smith	Aye		
Councilman Dent	Aye		
Councilman Tippit	Aye		
Councilwoman Padron	Absent		
Councilman Ward	Aye		
Councilman Barr	Aye		

Record of approval by City Council: City Council Minute Records, Volume 3h, Page _____.

EXHIBIT ACHAPTER 10—ANIMALS

Section Number	Subject	Fee Amount
10-2	<i>Pickup fee:</i>	
	Unaltered, unvaccinated, or expired vaccination, or no city registration	\$50.00 per dog/cat
	Altered, currently vaccinated, current city registration	\$25.00 per dog/cat
10-2 10-125	<i>Daily accessed kenneling fee:</i>	
	Charge per day for holding an animal	\$25.00 per day
	Ten-day observation fee	\$250.00 total
10-2	<i>Registration fee:</i>	
	The city registration fee (first year only)	\$10.00
	One-Year – applicable only for one-year vaccinations	\$10.00
	Three years	\$20.00
	Up to Three Years (expires with the expiration of the vaccination certificate)	\$20.00
	Discount for Microchipped Pets	50% of prescribed fee
	Other discounts may be approved by the City Manager for limited periods of time for special events	
10-53(b)	Kennel/pet shop license	\$100.00
10-101(d)	Impoundment, boarding and veterinarian	\$250.00 plus cost



April is Pet Licensing Month!

Purchasing a license and attaching it to your pet's collar is one of the MOST IMPORTANT things you can do as a responsible pet owner.

Displaying a current license tag on your pet's collar makes it easy for Animal Control officers to quickly locate a lost pet's owner information.



It's Easy to register your pet!

- ✓ Get your pet vaccinated at one of our local Veterinarians.
- ✓ Take your Rabies Vaccine Certificate to City Hall—Permits
- ✓ Pay the registration Fee and receive a metal tag

\$10— one year \$20—3 years

During April fees are discounted 40%

\$6— one year \$12—3 years

If your pet has a MICROCHIP, you pay 1/2 of the discounted rates in April—a 70% savings !!

**40% OFF
during the
month of
April.**



Bayfront Animal Hospital

402 Henry Barber Way 361-552-2602

Calhoun County Animal Hospital

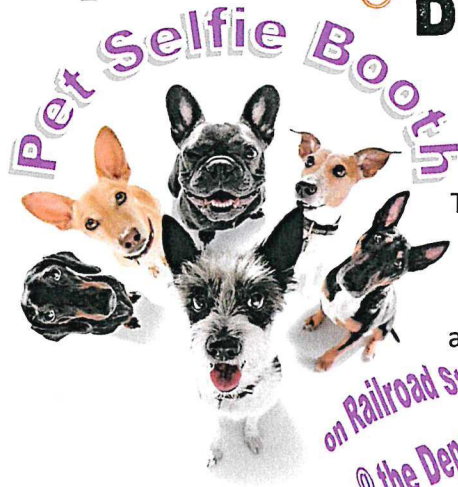
1015 N. SH 35 361-552-4526

Port Lavaca Veterinary Clinic

820 Porter Rd. 361-552-6959



Join us at —Boujee on the Bay—
April 24 FARMERS MARKET & BRUNCH
with DEPOT DAYS
10 am-3 pm



Pet Selfie Booth
on Railroad St.
@ the Depot

The City will have a booth set up to register your pets and get their photo all at the same time!



Why License your pet?

- ☑ It's the law (all pets 3 mos and older)
- ☑ Proves your pet is properly vaccinated
- ☑ Proves ownership if your pet is stolen
- ☑ With City License your fur babies will be reunited quicker if lost
- ☑ Your information/photo is securely stored in the cloud
- ☑ Registration numbers can be used to secure funding for animal welfare projects.



For more information on licensing requirements in the City of Port Lavaca or to report animal abuse or neglect, please contact Animal Control Officer Tracy Horejsi at 361-552-5726 or visit the shelter at 201 Stringham Drive.

COMMUNICATION

SUBJECT: Consider First 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

INFORMATION:

ORDINANCE #G-4-22

AN ORDINANCE AMENDING THE ORDINANCE CODIFIED AND DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS PART II, APPENDIX A – FEES, RATES AND CHARGES; AND PROVIDING AN EFFECTIVE DATE

ARTICLE I. - GENERAL.

WHEREAS, the City Council on March 12, 2012 approved and adopted Ordinance Number G-1-12 which is codified and described in the City of Port Lavaca Code of Ordinances as Part II, Appendix A – Fees, Rates and Charges; and

WHEREAS, the City of Port Lavaca staff has evaluated current fees, rates and charges and find the need to make some amendments and changes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

ARTICLE II. - FEES TO BE AMENDED.

The fees, rates and charges to be amended are in the Chapter(s) listed below and described in full in the attached appendix marked in red or blue and highlighted in yellow:

Chapter 38: Solid Waste
Sec. 38-29 Residential Rate – Garbage/Brush Collection

ARTICLE III. - EFFECTIVE DATE.

This ordinance shall become effective on May 1st, 2022.

First Reading this the 11th day of April, 2022.

Jack Whitlow, Mayor

Second Reading this the 9th day of May, 2022.

Jack Whitlow, Mayor

PASSED AND APPROVED this the 9th day of May, 2022.

Jack Whitlow, Mayor

ATTEST:

Mandy Grant, City Secretary

APPROVED AS TO FORM AND CONTENT:

Anne Marie Odefey, City Attorney

RECORD OF VOTE

	First Reading	Second Reading	Approved/ Adopted
Councilman Smith			
Councilman Dent			
Councilman Tippet			
Councilwoman Padron			
Councilman Ward			
Councilman Barr			

Record of approval by City Council: City Council Minute Records, Volume 3h, Page ____.

EXHIBIT ACHAPTER 38 – SOLID WASTE

Section Number	Subject	Fee Amount
38-29	Residential Rate	
	Garbage/brush collection	\$17.53
	Garbage/brush/bulk collection	\$19.53
	City-wide cleanups	\$ 0.35
38-30	Commercial Rate	Per Contract
	Prices are per contract through the solid waste provider	

COMMUNICATION

SUBJECT: Consider award of contract to demolish the Old Freezer Plant on Harbor Street.
Presenter is Jody Weaver

INFORMATION:

CITY OF PORT LAVACA

COUNCIL MEETING: APRIL 11, 2022

DATE: 4.05.2022

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: JODY WEAVER, INTERIM CITY MANAGER

SUBJECT: DEMOLITION OF THE OLD FREEZER PLANT AT CITY HARBOR

As you recall when Council awarded the upper dock repair project last September, it was suggested that we go ahead and bid out the demolition of the old freezer plant. I recently prepared a bid package and advertised for bids which were due on 3/29/22.

We received 4 bids. The bid tabulation is below.

Bid Opening: March 29, 2022 2:30 pm

Bidder:	Lloyd Nabors Demolition, LLC Hutchins, TX	Coastal Bend Demolition, Inc. Corpus Christi, TX	Lester Contracting, Inc. Port Lavaca, TX	Staff Concrete Construction Victoria, TX
Bid Amount:	\$ 59,450.00	\$ 49,500.00	\$ 180,000.00	\$ 94,850.00
Calendar days:	30	30	90	45
Bid Bond:	✓	✓	✓	✓

I have contacted the apparent low bidder Coastal Bend Demolition to confirm that they are satisfied with their bid and have no concerns with the price. He did say that with their work load they may not be able to start the demolition before 60-90 days out, but will be done within 30 once they begin.

I spoke with William Key with BLS construction who has used them in the past without any issues.

We have budgeted \$50,000 in Economic Development to paint the old Fire Station. I have looked at the old Fire Station and there are other repairs needed before we can effectively paint.

I propose that we use this \$50,000 budgeted in Economic Development to get this foundation demolished which will clean up the area and make it more attractive and safer for people visiting the cemetery and taking advantage of our recent improvements to the upper dock area.

Demolition Services / Coastal Bend Demolition/ Vernon Carr

Details

Company Name: City of Corpus Christi Blg Maint. Date: 4/4/2022 Time: _____

Contact: Rebecca Serna- RebeccaS@cctexas.com

Title: Project Manager Phone Number: 361-826-3388

Questions to Ask

Question:	Describe your company and relationship to the firm.
	Asset Management is one of the many departments in the City of Corpus Christi. Our department is responsible for the up keep of all City owned facilities. Coastal Bend Demolition is one of our known contractors who handle Abatement and Demolition.
Question:	How did they come to work for you? Competitive Bidding – Sole Source, etc.?
	Asset Management discovered Coastal Bend Demolition during research for local demolition companies. This contractor has been contacted for many of our demolition or abatement requests through Request for Quotation Solicitation.
Question:	Was the project completed on time?
	Yes, Coastal Bend Demolition recently conducted the Abatement services at our Public Works department. I worked closely with Jennifer and Vernon Carr for scheduling before the start of the project and after completion. They are always on schedule and will communicate effectively if they ever run into any issues.
Question:	Did you experience any difficulties working with the firm?
	Asset Management has not had any issues working with this contractor.
Question:	Were you satisfied with their work and would you hire them again?
	Asset Management is very satisfied with the professionalism, timeliness, communication and work Coastal Bend Demolition has provided throughout the years. We look forward to working with them in the future.

COMMUNICATION

SUBJECT: Consider recommendation of the Planning Board for Preliminary and Final Plat of the Calhoun County Independent School District (CCISD) FEMA Dome Subdivision, Block 1, Lot 1, Maximo Sanchez League, Property #37865. Presenter is Jody Weaver

INFORMATION:

COUNCIL MEETING: APRIL 11, 2022

DATE: 4.07.2022

TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

FROM: JODY WEAVER, INTERIM CITY MANAGER

SUBJECT: PRELIMINARY AND FINAL PLAT OF THE CCISD FEMA DOME SUBDIVISION

We did not get the review and staff approval of this plat complete in time for the Regular April Planning Board meeting, but we have learned that CCISD must have this approved, and the building permit issued prior to the end of April or risk loss of funding.

The Planning Board is meeting with a Special Meeting at 5:30 pm Monday night prior to the Council Meeting.

Background: CCISD has a FEMA grant to construct a FEMA Dome for the emergency evacuation measures for CCISD. The FEMA Dome is a new addition to the emergency management plan for the school district. CCISD has coordinated with the City and the County throughout the planning of this project.

An access easement has been recorded across the drainage ditch that adjoins Sandcrab Boulevard, providing legal access from Sandcrab Boulevard to the FEMA Dome property. The property has access to public water and sewer on Sandcrab Boulevard.

CCISD has attended a pre-development conference with the City of Port Lavaca re-development team. The preliminary and final plat as presented meet all requirements of the platting process.

Recommendation:

Staff recommends approval of the Preliminary and Final Plat for the CCISD FEMA Dome Subdivision, as presented to the Planning Board and City Council.

Attachments:

Preliminary Plat

Final Plat

LOCATION MAP



GENERAL NOTES

1. OWNERS
CALIFORNIA CO'S INDEPENDENT SCHOOL DISTRICT
CAREY W. NICHOLS, SUPERINTENDENT
JEN N. COMBETTE, CEO
2001 LA VACA, TEXAS 75781
2. LAND USE / AGRI-TOURISM / COMMERCIAL
3. STREET CLASSIFICATION: PUBLIC / LOCAL
4. STREET NAME - SANDBOX BLVD.
- ACCORDING TO THE FLOOD PROBABILISTIC HAZARD MAP FOR THE CALIFORNIA CO'S INDEPENDENT SCHOOL DISTRICT, THE PROPOSED PROJECT IS LOCATED IN A LOW FLOOD RISK AREA. THE SUBJECT PROPERTY IS LOCATED IN A LOW FLOOD RISK AREA DETERMINED TO BE OUTSIDE THE 1% ANNUAL CHANCE FLOODPLAIN.
- ALL CORNERS ARE MARKED WITH A 5"X5" DIAMETER STEEL ROD WITH YELLOW PLASTIC CAP MARKED "USDA PROPERTY, TEXAS" UNLESS OTHERWISE NOTED.
- PER - FOUND 5"X5" DIAMETER STEEL ROD
SIR - SET 3"X3" DIAMETER STEEL ROD
5. ABUTMENTS
N - JONES RD
E - REYNOLDS LANE
S - PUBLIC RIGHT-OF-WAY

PRELIMINARY PLAT

CCISD FEMA DOME

LOT 1, BLOCK 1

BEING A 11.572 ACRE TRACT OF LAND SITUATED IN THE MAXIMO SANCHEZ LEAGUE, ABSTRACT NO. 35, CALIHOUN COUNTY, TEXAS AND BEING A PORTION OF A CALLED 45.13 ACRE TRACT OF LAND AS DESCRIBED BY GENERAL WARRANTY DEED DATED APRIL 15, 2014, CONVEYED FROM WISE EAGLES, LLC TO CALIHOUN COUNTY INDEPENDENT SCHOOL DISTRICT AS RECORDED IN INSTRUMENT NO. 138735 OF THE OFFICIAL PUBLIC RECORDS, CALIHOUN COUNTY, TEXAS

SURVEYOR'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS,
THAT, I, FERRY T. RUDDICK, DO HEREBY CERTIFY THAT I MADE AN ACTUAL
AND ACCURATE SURVEY OF THE PLATTED LAND, AND THAT THE CORNER
MONUMENTS SHOWN ON THE FOREGOING PLAT WERE PROPERLY PLACED UNDER
MY PERSONAL SUPERVISION, IN ACCORDANCE WITH THE SUBDIVISION AND
DEVELOPMENT ORDINANCE OF THE COUNTY OF CALHOUN, TEXAS.

REVIEW COPY

TERRY T. RUDOLPH, R.P.L.S.
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS REGISTRATION NO. 4943

URBAN SURVEYING, INC.
FIRM NO. 10021100
2064 N. COMMERCE ST.
VICTORIA, TX 77901
(361) 578-0936

ENGINEER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS
I, RAY M. DEWEY, of the County of _____, State of _____,

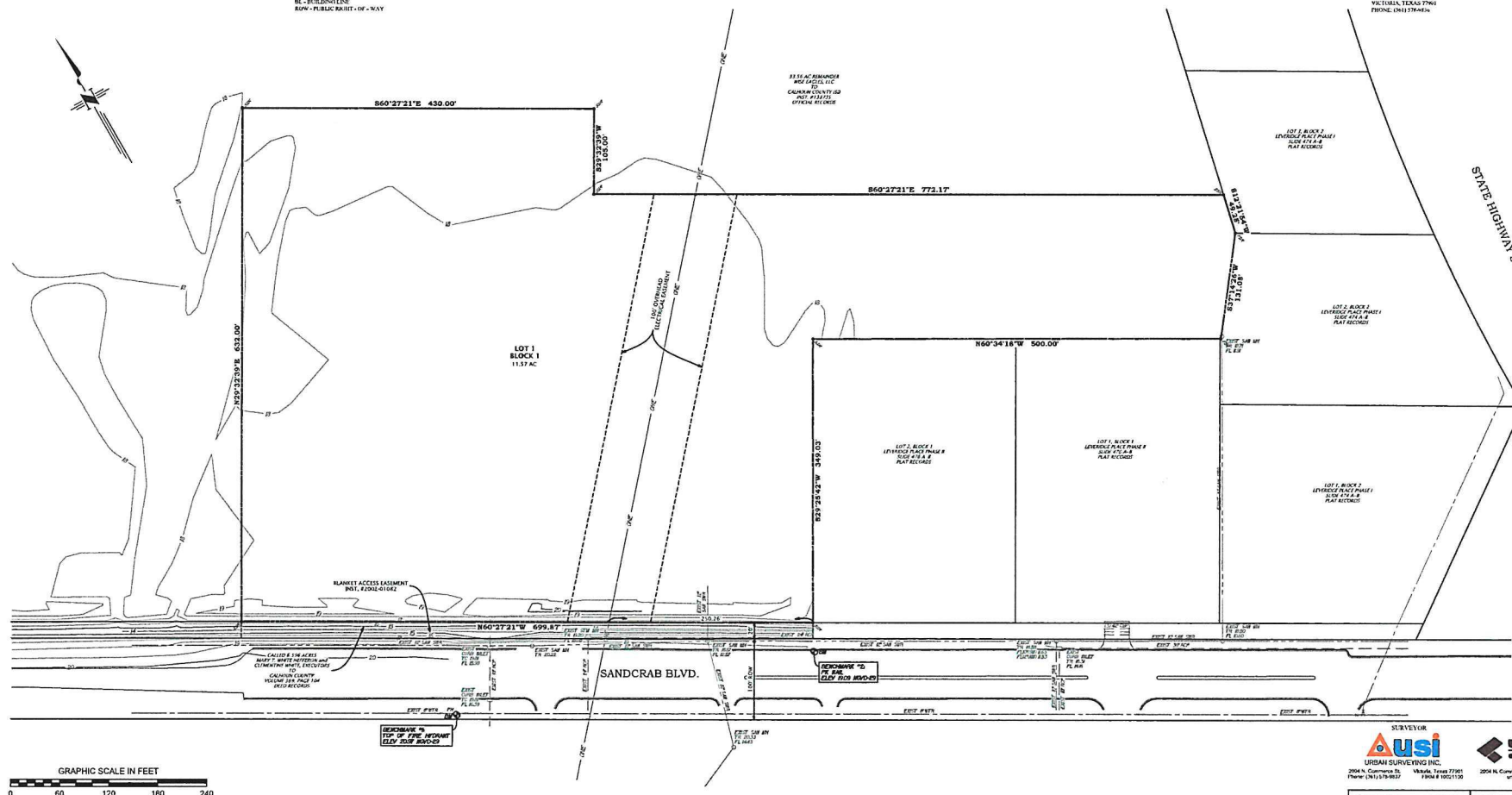
1. THAT, TO THE BEST OF MY ABILITY, I DESIGNED THIS SUBDIVISION IN ACCORDANCE WITH THE GENERAL PLANS OF THE COUNTY OF CALIFORNIA, WITH WHICH I AM COMPLETELY FAMILIAR, AND IN ACCORDANCE WITH THE ORDINANCES AND REGULATIONS GOVERNING THE SUBDIVISION OF LAND, EXCEPT WHERE A VARIANCE IS REQUESTED IN WRITING AND THE REASONS FOR WHICH ARE CLEARLY STATED.

2. THAT, ALL LOTS MEET THE APPROXIMATE LOT SIZE REQUIREMENTS AS ESTABLISHED BY THE SUBDIVISION AND DEVELOPMENT ORDINANCE FOR CALIFORNIA COUNTY.

REVIEW COPY

RAY M. BRIDGES, P.E., R.P.L.S.
PROFESSIONAL ENGINEER
TEXAS REGISTRATION NO. 4872

URBAN ENGINEERING
TRF NO. F-100
204 N. COMMERCE ST.
VICTORIA, TEXAS 77901
PHONE: (361) 576-0130



SURVEYOR
USI
URBAN SURVEYING INC.

FLAT PREPARED BY

 **URBAN**
engineering

2004 N. Commerce St. Victoria, Texas 77901 • 361.578.1111

JOB NUMBER:	E23934.00	DATE:	03/25/23	PG 0
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© 2023 URBAN ENGINEER

Property Identification #: 37865

Property Information: 2022

Owner Identification #: 18244

Geo ID: A0035-00000-0091-A0
Situs Address: Null
Property Type: Real
State Code: E4

Legal	A0035 MAXIMO SANCHEZ, TRACT PT 25, ACRES
Description:	31.4909
Abstract:	A0035
Neighborhood:	PORT LAVACA EAST
Appraised Value:	N/A
Jurisdictions:	G05, NV6, S01, C04, FML, CAD, GWD

Name: CALHOUN COUNTY ISD
Exemptions: EX-XV
DBA: Null



Calhoun CAD Map Search

This product is for informational purposes only and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. The Calhoun County Appraisal District expressly disclaims any and all liability in connection herewith.

COMMUNICATION

SUBJECT: Announcement by Mayor that City Council will retire into closed session:

INFORMATION:

- 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

COMMUNICATION

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

INFORMATION:

COMMUNICATION

SUBJECT: Consider Resolution No. R-041122-1 of the City of Port Lavaca approving the 7th and 8th Amendments to the Water Supply Contract between the Guadalupe-Blanco River Authority (GBRA) and the City of Port Lavaca authorizing the Interim City Manager to execute all documents necessary related thereto and declaring an effective date. Presenter is Jody Weaver

INFORMATION:

RESOLUTION NO. R-041122-1

A resolution approving the 7th and 8th Amendments to the Water Supply Contract between the Guadalupe-Blanco River Authority (GBRA) and the City of Port Lavaca authorizing the Interim City Manager to execute all documents necessary related thereto and declaring an effective date.

The Interim City Manager is authorized to execute all documents necessary to incorporate the 7th and 8th Amendments to the Water Supply Contract between the Guadalupe-Blanco River Authority (GBRA) and the City of Port Lavaca in form substantially similar to the documents attached hereto as Exhibit “A” and Exhibit “B” and execute such other documents as are necessary and declaring an effective date, in a form approved by the City Attorney.

This resolution shall become effective immediately upon adoption.

PASSED, this the 11th day of April, 2022.

AYES:

NAYS:

ABSTENTIONS:

APPROVED AND ADOPTED, this 12th day of April, 2021.

Jack Whitlow, Mayor

ATTEST:

Mandy Grant, City Secretary

APPROVED AS TO LEGAL FORM:

Anne Marie Odefey, City Attorney

Distribution: Legal Department
Public Works Department
Finance Department

Copies Sent: _____