

REGULAR MEETING – FEBRUARY 27, 2018
REUNIÓN ORDINARIA - 27 DE FEBRERO DE 2018

The members of City Council convened for a Regular Meeting of the City of Bayou Vista City Council on Tuesday, February 27, 2018, at 6:30 p.m., at the Community Center, - 783C Marlin, corner of Neptune and Marlin, Bayou Vista, Texas, concerning the following items:

Los miembros del Concejo Municipal se reunieron para una Reunión Ordinaria del Concejo Municipal de la Ciudad de Bayou Vista el martes 27 de febrero de 2018 a las 6:30 p. M., En el Centro Comunitario, - Marlin 783C, esquina de Neptune y Marlin, Bayou Vista, Texas, con respecto a los siguientes artículos:

A quorum of the City Council was present and included the following:
Un quórum del Concejo Municipal estuvo presente e incluyó lo siguiente:

Mayor:	Daniel Konyha	Present
Position 1:	Bob Althaus	Present
Position 2:	Tami Inman	Present
Position 3:	Carlos Price	Present
Position 4:	Louis Wortham	Present
Position 5:	James L. Cook, III	Present

Legal Counsel was present.
Asesor Legal estuvo presente.

1. Call Meeting To Order
(Llamar a la reunión para ordenar)

Mayor Daniel Konyha called the meeting to order at 6:30 p.m.

2. First Order of Business
(Primera Orden de Negocio)

A. Announcement by the Mayor of the presence of a quorum that the meeting had been duly called, and the notice of the meeting had been posted in the manner prescribed by law.
(Anuncio por el Alcalde de la presencia de un quórum que la reunión había sido debidamente convocada, y el aviso de la reunión se había colocado en la forma prescrita por la ley.)

3. Roll Call
(Llamada)

Roll call was taken as reflected above

4. Pledge of Allegiance and Pledge to the Texas Flag
(Juramento de lealtad y compromiso con la bandera de Texas)

The Pledge of Allegiance and Pledge to the Texas Flag were led by Mayor Konyha.

5. Citizen's Comments on Agenda Items Only
5. Comentarios de los ciudadanos sobre los puntos de la agenda solamente

Resident expressed happiness to see the Agenda Items addressing the paving of parking lots, the City park repairs and to see the Council Incumbents are remaining. It was stated that in reference to 10B, it was felt that the existing number of 3 trailers is a good number.

6. **CONSENT AGENDA:** All of the following items on the Consent Agenda are considered to be routine by the City Council and will be enacted in one motion. There will not be separate discussion of these items unless a Council Member requests.
6. **AGENDA DE CONSENTIMIENTO:** *Se consideran todos los siguientes puntos en la Agenda de Consentimiento ser rutinario por el Concejo Municipal y se promulgará en una sola moción. No habrá discusión separada de estos artículos a menos que un miembro del Consejo lo solicite.*
- A. **Approval of the Minutes of:**
- **Special Called (Regular Meeting) of January 23, 2018.**
- A. **Aprobación del acta de:**
- **Especial llamado (reunión ordinaria) del 23 de enero de 2018.**

A motion was made by Alderman Price to accept the minutes with the suggested correction.

The motion was seconded by Mayor Pro Tem Cook.

Motion carried all in favor.

7. **SPECIAL REPORTS AND PRESENTATIONS**
7. **INFORMES ESPECIALES Y PRESENTACIONES**

A. **City Departmental Reports**

A. **Informes departamentales de la ciudad**

- **Police Department activity report for the month of January 2018**
- **Informe de actividades del Departamento de Policía para el mes de enero de 2018**
- **Municipal Court activity report for the month of January 2018**
- **Informe de actividad del Tribunal Municipal para el mes de enero de 2018**
- **Building Permit activity report for January 17th thru February 16th, 2018**
- **Informe de actividad del permiso de construcción del 17 de enero al 16 de febrero de 2018**
- **Code Enforcement – January 2018.**
- **Aplicación del Código: enero de 2018.**

The City Council reviewed the reports as presented.

B. **Discuss and review the Financial Statement ending January 2018 – Prepared by Whitley Penn Accounting Firm if available.**

B. **Discuta y revise el estado financiero que finaliza en enero de 2018. Preparado por Whitley Penn Accounting Firm si está disponible.**

Financials ending January 2018 were presented and reviewed by Council.

C. Special Reports by Councilmen – if any
C. *Informes especiales de los concejales - en su caso*

Alderman Althaus gave report that the relocation of street lights phase of the Street Light Project has begun and is going well. He does not have a date when the new street lights phase will begin.

Alderman Inman gave report of the drainage ditch retaining wall having collapsed behind the Church. She and Russell-Building Inspector, were in contact with TXDOT with regard to the repair. She also stated the NFIP decision has been extended again to March 23rd, by the President.

Alderman Wortham reported on the Dog Park Committee has a meeting anticipates meeting roughly 2 weeks from now. On the Transit Committee Meeting: the Island Express is operating it takes about 1 ½ hours to go from Texas City to Houston. Connect Transit is operating.

Alderman Price stated he spoke with the surveyors who were out in the community and they stated “they were working on keeping the City of Bayou Vista from having a higher risk of flood to the City caused by the reconstruction of the I-45.”

Mayor Konyha reported the Animal Shelter is doing better and the adoptions are up.

8. EXECUTIVE SESSION
8. *SESIÓN EJECUTIVA*

- A. Executive session under 551.074(a)(1) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment or duties of Officer Ruben Shawn Carrizal.**
A. *Sesión ejecutiva bajo 551.074 (a) (1) del Código de Gobierno de Texas para deliberar sobre la designación, el empleo, la evaluación, la reasignación o los deberes del Oficial Ruben Shawn Carrizal.*

Executive Session under 551.074(a)(1) of the Texas Government Code to deliberate the duties of the Mayor regarding personnel issues.
Sesión Ejecutiva bajo 551.074 (a) (1) del Código de Gobierno de Texas para deliberar sobre los deberes del Alcalde con respecto a asuntos de personal.

A motion was made by Mayor Pro Tem Cook to move the handling of the Executive Session to after the Discussion Items and before Citizens’ Comments for the convenience of the citizens in attendance.

The motion was seconded by Alderman Price.

Motion carried all in favor.

Mayor Konyha called the members of City Council into Executive Session at 8:17 p.m. for the purposes permitted as authorized by the Texas Open Meeting Act, Texas Government Code Section 551.074 Personnel Matters.

- B. Reconvene from Executive Session and take the appropriate action if any.**
- B. Reconéctese de la Sesión Ejecutiva y tome las medidas apropiadas, en su caso.***

Council reconvened at 8:51 p.m.

No Action was taken.

9. ACTION ITEMS

9. ARTÍCULOS DE ACCIÓN

- A. Consider and take possible action to review and approve the Inter-Jurisdictional Mutual Aid Agreement for Galveston County, Texas.**

- A. Considere y tome medidas posibles para revisar y aprobar el Acuerdo de Ayuda Mutua Interjurisdiccional para el Condado de Galveston, Texas.***

A motion was made by Alderman Inman to approve the Inter-Jurisdictional Mutual Aid Agreement as presented.

The motion was seconded by Alderman Price.

Motion carried all in favor.

- B. Consider and take possible action to review and approve one (1) of the submitted bid proposals for resurfacing the “Big City Parking Lot” at Neptune and Warsaw and the “Small Parking Lot” at Neptune and Bonita.**

- B. Considerar y tomar medidas posibles para revisar y aprobar una (1) de las propuestas de oferta presentadas para repavimentar el "estacionamiento grande de la ciudad" en Neptune y Varsovia y el "estacionamiento pequeño" en Neptune y Bonita.***

A lengthy discussion ensued.

A motion was made by Mayor Pro Tem Cook to table this Action Item.

The motion was seconded Alderman Price.

Motion carried all in favor.

- C. Consider and take possible action to review and approve one (1) of the submitted bid proposals for refurbishing the City’s playground equipment and pavilion, located at Neptune and Bonita.**

- C. Considere y tome medidas posibles para revisar y aprobar una (1) de las propuestas de ofertas presentadas para restaurar el equipo y el pabellón del patio de recreo de la Ciudad, ubicado en Neptune y Bonita.***

A motion was made by Alderman Wortham to table this Action Item.

The motion was seconded by Alderman Price.

Motion carried all in favor.

- D. **Consider and take possible action to review and approve the revision of the City of Bayou Vista Personnel Policies and Procedures Chapter 7 Section 7.04 entitled Sick Leave.**
- D. *Considerare y tome medidas posibles para revisar y aprobar la revisión de las Políticas y Procedimientos de Personal de la Ciudad de Bayou Vista, Capítulo 7, Sección 7.04, titulada "Licencia por enfermedad".*

A motion was made by Alderman Inman to approve the revision with the amendment in 9B of the minutes of the January 23, 2018.

The motion was seconded by Alderman Price.

Motion carried all in favor.

- E. **Consider and take possible action to formally approve the Order of Cancellation of the General Election scheduled to be held on May 5, 2018, in accordance with Section 2.053(a) of the Texas Election Code, certifying the following candidates as unopposed in the General Election: Daniel S. Konyha – Mayor, Robert Althaus - Alderman Position 1, and James L. Cook, III – Alderman Position 5; And Order of Cancellation of the Special Election scheduled to be held on May 5, 2018, in accordance with Section 2.053(a) of the Texas Election Code, certifying the following candidates as unopposed in the General Election for the Unexpired Term for Alderman Position 2 – Tami Inman.**
- E. *Considerar y tomar medidas posibles para aprobar formalmente la Orden de Cancelación de la Elección General programada para el 5 de mayo de 2018, de acuerdo con la Sección 2.053 (a) del Código Electoral de Texas, certificando que los siguientes candidatos no tienen oposición en el Elección General: Daniel S. Konyha - Alcalde, Robert Althaus - Concejal Posición 1, y James L. Cook, III - Concejal Posición 5; Y Orden de Cancelación de la Elección Especial programada para el 5 de mayo de 2018, de acuerdo con la Sección 2.053 (a) del Código Electoral de Texas, certificando a los siguientes candidatos como no oponentes en la Elección General por el Plazo no Vencido por Posición de Concejal 2 - Tami Inman.*

A motion was made by Alderman Price to approve the Order of Cancellation as presented.

The motion was seconded by Alderman Wortham.

Motion carried all in favor.

- F. **Consider and take possible action to formally approve Ordinance 2018-04 declaring the unopposed candidate for Mayor – Daniel S. Konyha, and unopposed candidates for Alderman Position 1 – Robert Althaus, Alderman Position 5 – James L. Cook, and declaring the unopposed candidate for the unexpired term for Alderman Position 2 – Tami Inman, Duly Elected; containing other provisions relating to the subject; and repealing all Ordinances or parts of Ordinances inconsistent or in conflict herewith; providing for severability.**

- F. Considerar y tomar medidas posibles para aprobar formalmente la Ordenanza 2018-04 declarando el candidato sin oposición al Alcalde - Daniel S. Konyha, y los candidatos sin oposición para Alderman Posición 1 - Robert Althaus, Alderman Posición 5 - James L. Cook, y declarando el sin oposición candidato por el término no vencido para Alderman Posición 2 - Tami Inman, debidamente elegido; contiene otras disposiciones relacionadas con el tema; y derogando todas las ordenanzas o partes de las ordenanzas inconsistentes o en conflicto con las mismas; proporcionando la separabilidad.**

A motion was made by Alderman Wortham to approve the Ordinance 2018-04 as presented.

The motion was seconded by Alderman Price.

Motion carried all in favor.

10. DISCUSSION ITEMS
10. ARTÍCULOS DE DISCUSIÓN

- A. Discuss and review the property layout of lots 1058, 1059 & 1060 Redfish as to the request for possible replatting.**
A. Discuta y revise el diseño de la propiedad de los lotes 1058, 1059 y 1060 Redfish en cuanto a la solicitud de un posible replatting.

A lengthy discussion ensued.

- B. Discuss and consider possible revisions to Chapter 3.02.02 Residential Lot Restrictions limiting the total amount of wheeled vehicles allowed to be parked on a residential lot.**
B. Discutir y considerar posibles revisiones al Capítulo 3.02.02 Restricciones de lotes residenciales que limitan la cantidad total de vehículos con ruedas permitidos para ser estacionados en un lote residencial.

A lengthy discussion ensued resulting in a decision to write an ordinance moving the section 3.02.02 of Chapter 3 Building and Construction, to Chapter 7 – Nuisance and Offenses with changes of; number of trailers, number of golf carts and adding a penalty section.

11. COMMENTS
11. COMENTARIOS

- **Citizen's Comments**
- **Comentarios de los ciudadanos**

No citizen's comments.

- **Aldermen Comments**
- **Comentarios de los concejales**

No Alderman comments.

- **Mayor's Comments**
- ***Comentarios del alcalde***

Mayor Konyha requested Council Members to, when speaking with residents, remind them that although our Council Member Candidates are unopposed we do still have Proposition 1, the reauthorization of local sales and use tax at the rate of one- quarter (1/4) of one percent, to provide for revenue for maintenance and repair of municipal streets, on the ballot for May 5, 2018 and ask for their support.

12. ADJOURNMENT

12. CIERRE

A motion was made by Alderman Wortham, seconded by Alderman Althaus, duly put and unanimously carried, the Council adjourned at 8:54 p.m.

Respectfully submitted,
Lisa Mitchell – Administrative Assistant

Daniel S. Konyha, Mayor

Lisa Mitchell – Administrative Assistant