

CITY OF BAYOU VISTA
*****AGENDA*****

Regular Meeting – February 26, 2019 – 6:30 PM

Notice is hereby given of a Regular Meeting of the Bayou Vista City Council to be held on Tuesday, February 26, 2019, at 6:30 p.m., at the Community Center, located at 783 “C” Marlin, Bayou Vista, Texas, (corner of Neptune and Marlin) concerning the following items:

1. **Call Meeting To Order**
2. **Roll Call**
3. **First Order of Business**
 - 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.
4. **Pledge of Allegiance and Pledge to the Texas Flag**
5. **Citizen’s Comments on Agenda Items Only**
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.
 - A. Approval of the Minutes of:
 - Regular Meeting of January 29, 2019
7. **SPECIAL REPORTS AND PRESENTATIONS**
 - A. City Departmental Reports
 - Police Department activity report for the month of January 2019.
 - Municipal Court activity report for the month of January 2019.
 - Building Permit activity report for the month of January 17th thru February 16th, 2019.
 - Code Enforcement activity report for January 2019

- B. Review and discuss the Financial Statement ending December 2018, as prepared by Whitley-Penn.
- C. Special Reports by Aldermen – if any.

8. ACTION ITEMS

- A. Consider and take possible action to accept a proposal from Enterprise Commercial Paving for the Lot Milling Project.
- B. Consider and take possible action to accept a proposal from Nicholson Management Solutions, LLC for grant administration and consulting services.
- C. **Consider and take possible action to approve ORDINANCE NO. 2019-02, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BAYOU VISTA, TEXAS, BY AMENDING CHAPTER 7 – OFFENSES AND NUISANCES, ARTICLE 7.09.02 RESIDENTIAL LOT RESTRICTIONS AND DEVELOPMENT STANDARDS (A), TO WIT: “NO LOT RESTRICTED OR USED FOR SINGLE-FAMILY RESIDENTIAL USE (HEREINAFTER CALLED A “RESIDENTIAL LOT”) SHALL BE USED FOR ANYTHING OTHER THAN RESIDENTIAL PURPOSES, AND SHALL NOT BE USED DIRECTLY OR INDIRECTLY FOR THE CONDUCT OF ANY BUSINESS WHATSOEVER, COMMERCIAL OR OTHERWISE. ANY RENTAL, “OR OFFER TO RENT” ALL OR PART OF A BUILDING ON A RESIDENTIAL LOT FOR A TERM SHORTER THAN 30 DAYS SHALL BE DEEMED TO BE A COMMERCIAL PURPOSE AND SHALL BE UNLAWFUL...”** WITH ALL OTHER SECTIONS AND SUBSECTIONS IN CHAPTER 7 TO REMAIN AS WRITTEN REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR A PENALTY AND PROVIDING FOR SEVERABILITY.
- D. Consider and take possible action to approve ORDINANCE NO. 2019-03, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BAYOU VISTA, TEXAS, BY AMENDING CHAPTER 7 – OFFENSES AND NUISANCES, ARTICLE 7.09.02 RESIDENTIAL LOT RESTRICTIONS AND DEVELOPMENT STANDARDS (B), TO REMOVE THE PHRASE: “**EFFECTIVE JUNE 1, 2018, THE MOTOR HOME OR TRAVEL TRAILER SHALL BE LOCATED ON CONCRETE, ASPHALT OR GRAVEL SURFACE WITHIN A RESIDENTIAL LOT.**” WITH ALL OTHER SECTIONS AND SUBSECTIONS IN CHAPTER 7 TO REMAIN AS WRITTEN REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR A PENALTY AND PROVIDING FOR SEVERABILITY.

- E. Consider and take possible action to approve the Texas Department of Transportation Bayou Vista Noise Abatement Barrier.

9. DISCUSSION

- A. Exceptions to Ordinances: Discussion on the appropriate procedure to allow requests that are not aligned within the parameters of the ordinance.

10. COMMENTS

- Citizen's Comments
- Aldermen Comments
- Mayor's Comments

11. ADJOURNMENT

Terri Neal, City Secretary

I hereby certify that this Agenda was posted on Friday, February 22, 2019, by 12:00 noon.

The City Council reserves the right to meet in closed session on any agenda item if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Gov't Code.

Mayor and Councilmember Comments:

Pursuant to Texas Government Code § 551.0415, City Councilmembers and city staff may make a report about items of community interest during a meeting of the governing body without having given notice of the report. Items of community interest include:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.