

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

Regular Meeting - Public Hearing - July 30, 2019 – 6:30 PM

TUESDAY, JULY 30, 2019

Notice is hereby given of a Regular Meeting of the Bayou Vista City Council to be held on Tuesday, July 30, 2019, at 6:30 p.m., at the Community Center, 783 "C" Marlin, located at the corner of Neptune and Marlin, Bayou Vista, Texas, regarding the items of business according to the Agenda listed below:

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. Public Hearing (Continued from April 30, 2019 at 6:30 PM) regarding the property at 533/534 Pompano, Bayou Vista, Texas to determine if the property should be declared substandard or the City should take necessary corrective action to bring the property up to the Bayou Vista Code of Ordinances.

The City's Building Inspector has inspected the property and found that many health and safety issues exist, all of which may violate Article 3.03.00 of the Bayou Vista Code of Ordinances. Specifically, he found the following violations:

1. Building.
 - a. Broken/missing siding;
 - b. Insulation falling/hanging;
 - c. Air conditioner platform failing/missing;
 - d. Storm awning failing;
 - e. Stairs rotting and falling; and
2. Fence surrounding home is failing.
3. Bulkhead(s) are failing.

6. Citizens Comments on Agenda Items Only

7. 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:
- The Regular Meeting held on June 25, 2019 (*As called to order by Mayor Konyha*)
 - The Special Called Meeting held on July 2, 2019 (*As called to order by Mayor Konyha*)

8. SPECIAL REPORTS AND PRESENTATIONS:

- A. City Departmental Reports
 - Police Department activity report for the month of June 2019.
 - Municipal Court activity report for the month of June 2019.
 - Building Permit activity report for May17th thru July16th, 2019.
 - Code Enforcement activity report for June 2019.
 - Building Inspector activity report for June 2019
- B. Review and discuss the Financial Statements for the period ending June 30, 2019, prepared by Whitley Penn.
- C. Special Reports by Aldermen – if any.

9. ACTION ITEMS

- A. Consider and take possible action to approve the **Resolution 2019-06R-BA** as recommended by Mayor Konyha to amend the 2018-2019 Fiscal Year Budget as follows:

<u>REVENUE</u>		<u>AMENDMENT</u>
403	Building Permits	+ 5,000.00
405	City Other Revenue	+12,500.00
406	Interest	+ 1,800.00
407	Court Fees	- 5,000.00
410	Court Adm. Fees	- 2,000.00
451	Police Rev. Other	+55,500.00

<u>EXPENDITURE</u>		
603	Building Inspector	+ 5,700.00
703	Patrol Officers (5)	+12,000.00
703.4	Part Time P.O.	+15,400.00
719	New Car	+55,500.00
905	Center Maintenance	+ 1,500.00
1003	Street Lights	+10,000.00
1005	Capital Improvement	- 9,000.00
1006.1	City Prop. Bulkhead	- 35,000.00
1007	Contingency	+ 8,700.00
1008	Insurance	+ 3,000.00

AMENDED BUDGET REVENUE	\$1,137,457.00
BUDGET EXPENDITURES	\$1,137,457.00

- B. Consider and take possible action to approve the dates for the Special Called Budget Workshop Meetings and Public Hearings to be held within the month of August and September as recommended by Mayor Konyha.
 - 1. Tuesday, August 13, 2019 – Special Called/Budget Workshop
 - 2. Tuesday, August 20, 2019 – Special Called/Public Hearing/Budget Workshop/Regular Meeting
 - 3. Tuesday, September 3, 2019 – Special Called/Public Hearing/Budget Workshop
 - 4. Tuesday, September 17, 2019 – Public Hearing/Special Called/Regular Meeting/Approval of Tax Rate and 2019-2020 Budget
- C. Consider and take possible action to approve the recommendation by Alderman Christie to appoint a Chairman, Co-Chairman and Committee Members for the *“Citizen’s Committee dedicated to the study and survey of our canal systems and water quality, tidal flow and environmental impact.”* (Requested for placement on agenda by Alderman Christie with approval of Mayor Konyha)
- D. Consider and take possible action to approve the Bayou Vista Police Department Pay Policy. (Requested for placement on this agenda by Mayor Konyha)
- E. Consider and take possible action to approve an Employee Assistance Program (EAP) through Texas Municipal League with Deer Oaks Behavioral Organization and to sign a letter of intent. (Requested for placement on this agenda by Mayor Konyha)
- F. Consider and take possible action to approve a variance, as requested by Chris and Gaye Powell at 1098 Redfish. Mr. and Mrs. Powell are requesting to install a shed on the south side of the home, adjacent to the breezeway, which has an existing concrete pad. (Agenda item approved by Mayor Konyha)
- G. Consider and take possible action to approve a variance for a lift at 312 Ling, as requested by Mrs. Lucas. (Agenda item approved by Mayor Konyha)
- H. Consider and take possible action to approve a variance for a golf cart port at 938 Bonita as requested by owner Wayman Jen. (Agenda item approved by Mayor Konyha)
- I. Consider and take possible action to have construction trash & debris removed from 1099 Redfish and to place a lien with Galveston County Clerk’s Office on the property for the cost of removal. (Agenda item approved by Mayor Konyha)

10. DISCUSSION

- A. Receive an update on the City of Bayou Vista Policy and Procedures Charter as presented by Alderman Advisor, Ms. Inman
- B. Receive an update on the City of Bayou Vista Ordinances Charter as presented by Alderman Advisor, Mayor Pro Tem Cook.

11. COMMENTS

- Citizen's Comments

12. EXECUTIVE SESSION

Executive Session: The City Council will now hold a closed executive meeting pursuant to the provision of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated, in accordance with the authority contained in:

A. Section 551.071(2): A governmental body may conduct a private consultation with its attorney: (2) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter (regarding complaints against certain City personnel).

B. Section 551.074(1) A governmental body may conduct a closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit: city secretary and court clerk.

C. Reconvene from Executive Session and take the appropriate action, if any.

13. COMMENTS

- Aldermen Comments
- Mayor's Comments

14. ADJOURNMENT

Terri Neal, City Secretary

I hereby certify that this Agenda was posted on Friday, July 26, 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.