

CITY OF BAYOU VISTA
*****AGENDA*****
SPECIAL CALLED
(REGULAR MEETING)
December 3, 2019 – 6:30 PM

The members of City Council convened for a Special Called (Regular Meeting) of the Bayou Vista City Council on Tuesday, December 3, 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:

A quorum of the City Council was present and included the following:

Mayor:	Daniel S. Konyha	Present
Position 1:	Bob Althaus	Present
Position 2:	Tami Inman	Present
Position 3:	Paul Hershey	Absent with Notice
Position 4:	Joshua Christie	Present
Position 5:	James L. Cook, III	Present

Legal Counsel was Present

1. CALL MEETING TO ORDER

Mayor Konyha called the meeting to order at 6:34 p.m.

2. ROLL CALL

Roll call was taken as reflected above.

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

The pledges were led by Mayor Konyha.

5. CITIZEN’S COMMENTS ON AGENDA ITEMS ONLY

None

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 held on October 29, 2019**

A motion was made by Alderman Inman to approve the October 29, 2019 Regular Meeting minutes as presented.

The motion was seconded by Mayor Pro Tem Cook.

The motion carried with all in favor.

1.) 12/3/19 Regular Meeting

7. SPECIAL REPORTS AND PRESENTATIONS

Ms. Lydia Cook with Whitley Penn answered questions from the Aldermen and Mayor regarding the timeliness of receiving the financials each month, the fund balance, and the increase in the amount due as noted in the engagement letter. Ms. Cook assured the Council she has been working hard to improve the City's service since she received the City's accounts. She felt there was a good working relationship between Whitley Penn and the City Secretary. Ms. Cook also stated she would be attending board meetings frequently, in case Council had questions.

A. City Departmental Reports

- **Police Department activity report for the month of October 2019.**
- **Municipal Court activity report for the month of October 2019.**
- **Building Permit activity report for the month of October 17th thru November 16th, 2019.**
- **Code Enforcement activity report for the month of October 7th thru November 14th, 2019.**
- **Building Inspector activity report for the month of October 2019.**

B. Discuss and accept the Financial Statement as of October 31, 2019, as presented by Whitley Penn.

C. Special Reports by Aldermen, if any.

Alderman Inman advised the Council that the road work on Blue Heron is ongoing and there is a meeting the first week in January 2020 to meet with the County.

Mayor informed the Aldermen he was able to get a playset for the park under the \$20,000.00 cap as directed by Council, however, the company suggested a much bigger and nicer playset for \$1,036.00 more. Mayor said he was reaching out to several of the clubs, but, if the money was not raised for the difference, he and his wife would donate the \$1,036.00 for the project.

8. ACTION ITEMS

A. Consider and take possible action to approve the Letter of Engagement with the Accounting Firm of Whitley-Penn for their services. *(Mayor Konyha)*

A motion was made by Mayor Pro-Tem Cook to approve the Letter of Engagement with Whitley Penn.

The motion was seconded by Alderman Christie

The motion carried with all in favor.

B. Consider and take possible action to approve the City Hall / Employee 2020 Holiday Schedule. *(Mayor Konyha)*

A motion was made by Mayor Pro Tem Cook to approve the 2020 Holiday Schedule.

The motion was seconded by Alderman Christie.

The motion carried 3-1 with Mayor Pro Tem Cook, Alderman Christie and Alderman Althaus in favor and Alderman Inman opposed.

C. Consider and take possible action to approve the Galveston Central Appraisal District Resolution No. 2019-9R; selection of (5) five candidates from the 2020-2021 Board of Directors Election Ballot. (Mayor Konyha)

Mayor Pro Tem Cook made a motion to approve the Galveston Central Appraisal District Resolution No. 2019-09R, with Council deciding to vote for Bruce Clawson, Robin Collins, Tom Farmer, Don Gartman and Peyton Lumpkin.

Alderman Inman seconded the motion.

The motion carried with all in favor.

D. Consider and take possible action to approve a variance for a cargo lift at 1154 Sailfish. (Mayor Konyha)

A motion was made by Mayor Pro Tem Cook to approve the variance for a cargo lift at 1154 Sailfish.

The motion was seconded by Alderman Christie.

The motion carried 3-1 with Mayor Pro Tem Cook, Alderman Inman and Alderman Christie in favor and Alderman Althaus opposed.

E. Consider and take possible action to approve the Bayou Vista Ordinance Committee's proposed changes to Chapter 7- Offenses and Nuisances. (Mayor Pro Tem Cook)

Alderman Christie made a motion to approve the Ordinance Committee's proposed changes on Chapter 7 up to and including section 7.05.08.

The motion was seconded by Alderman Inman.

The motion carried with all in favor.

F. Consider and take possible action to approve the Bayou Vista Policies and Procedures Committee's proposed changes. (Alderman Inman)

Alderman Christie made a motion to approve the Policies and Procedures Committees proposed changes through 4.18.

The motion was seconded by Mayor Pro Tem Cook.

The motion carried with all in favor.

G. Discussion with possible action to consider other bids for the City Bulkhead if a more favorable start date can't be provided by the previously selected contractor. (Alderman Inman & Mayor Pro Tem Cook)

A motion was made by Mayor Pro Tem Cook to stay with the selected bulkhead contractor and to ask the contractor to return the \$17,000.00 check in lieu of a \$1000.00 deposit.

The motion was seconded by Alderman Christie.

The motion carried with all in favor.

9. DISCUSSION

- A. Discuss proposed changes to the City Ordinance's as presented by the Ordinance Committee. (*Mayor Pro Tem Cook*)

After discussion, Council made the decision to bring this item back in January 2020.

10. COMMENTS

• Citizen's Comments

A citizen commented on short term rentals in the ordinance's indicating there may be a duplicate.

A citizen shared the intent of the charter committee's working on the proposed changes was to make sure the public was aware of the changes before they were approved by Council. She believes more information should go out. She also had a comment regarding the terminology "dwelling vs. property".

A citizen stated that she does not agree with a limit on social media unless it is on the City's computer.

A citizen requested Council to have the city secretary show the agenda item documents on a projector for the audience to follow along. He also stated that according to State Law, citizens are allowed to comment at each agenda item discussion.

• Aldermen Comments

Alderman Inman expressed her thanks for everyone coming to the meeting.

• Mayor's Comments

Mayor Konyha reminded everyone of the upcoming tree lighting ceremony and the Christmas Boat Parade.

Mayor Konyha advised Council he would be out of town next week, December 9-13th.

11. ADJOURNMENT

A motion was made by Mayor Pro Tem Cook to adjourn.

The motion was seconded by Alderman Althaus.

The motion carried with all in favor and the meeting adjourned at 8:34 PM.

Respectfully Submitted,
Terri Neal, Administrative Assistant

Mayor Daniel S. Konyha

Terri Neal, City Secretary