

**CITY OF BAYOU VISTA  
REGULAR MEETING  
March 31, 2020 – 6:30 PM**

The members of City Council convened for a Regular Meeting of the Bayou Vista City Council on Tuesday, March 31, 2020, at 6:30 p.m., via Zoom Audio Meeting Center, concerning the following items:

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

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

Legal Counsel was Present

- 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. Citizen’s Comments on Agenda Items Only**

There were no citizen comments.

- 5. 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 motion was made by Alderman Hershey to approve the minutes of the Regular Meeting held on 2-25-2020 with the following corrections: Action Item 8D corrected to add “the motion was seconded by Alderman Christie and the motion passed with all in favor.”

The motion was seconded by Alderman Christie.

A roll call of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Alderman Hershey.

- 6. SPECIAL REPORTS AND PRESENTATIONS**

**A. City Departmental Reports**

- **Police Department activity report for the months of February 2020.**
- **Municipal Court activity report for the month of February 2020.**

- **Building Permit activity report for February 17<sup>th</sup> thru March 16, 2020.**
- **Code Enforcement activity report for the months of February 2020.**
- **Building Inspector activity report for the month of February 2020.**

Alderman Hershey asked the Chief about the dates on the *Light Nuisance* violations on the *BVPD Code Enforcement Council Report*. The Chief advised the light nuisance violations listed on the report did not violate any ordinances at this point and he has been trying to find a resolution. Mr. Hershey stated if they do not violate the ordinance, why not close? Mayor Pro Tem Cook advised the complaints should be logged, however, they should not be showing on the report. Chief informed the Council he will address this issue with the Code Enforcement Officer.

Alderman Christie asked about the junk and high grass violations on Barracuda and the Chief said he would follow up.

**B. Discuss and accept the Financial Statement ending February 29, 2020 as presented by Whitley Penn, if available.**

Alderman Christie asked why the line item- Grant Writer was over budget. Mayor Konyha referred question to City Secretary, who advised the project required more hours than was allocated in the budget.

Alderman Christie inquired about the Patrol Officer overtime and the Chief advised that the overtime was a direct result of an injured officer.

Alderman Christie questioned the Emergency Declaration that would allow FEMA to pay for overtime for City Staff. The Mayor explained there was hazard pay involved to provide essential city services and we are all working as hard as we can. Alderman Christie was concerned about the reimbursement from FEMA and were other cities and counties participating. Alderman Hershey assured Mr. Christie this was viable protocol across the State. Chief assured the Council we were following in Galveston County's footsteps.

**C. Special Reports by Aldermen, if any.**

No special reports were given by the Alderman

**D. Proclamation proclaiming April as "Child Abuse Prevention and Awareness Month"**

Mayor Konyha asked the City Secretary to read the Proclamation declaring April as Child Abuse Prevention and Awareness Month.

**7. ACTION ITEMS**

**A. Consider and take possible action to approve the Texas Windstorm Policy renewal – expires 04-14-2020.**

A motion was made by Mayor Pro Tem Cook to approve the renewal of the Texas Windstorm Policy.

The motion was seconded by Alderman Christie.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Mr. Cook.

**B. Consider and take possible action to approve appointing an Alderman to lead the Bayou Vista Policies & Procedures Committee.**

Mayor Pro Tem Cook made a motion to allow Alderman Elect, Jeff Campbell to preside over the Ordinance Committee upon his official swearing in after the May 2, 2020 election, which would then allow Mr. Cook to preside over the Policy & Procedures Committee.

The motion was seconded by Alderman Althaus.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Mr. Cook.

**C. Consider and take possible action to approve the revised Chapter 5; Drug Policy as presented by the Bayou Vista Policies & Procedures Committee and a presentation by Ms. Patricia A. Pizzo, B.S., BCFE, whose life work has been in Toxicology, to assist the Council and Committee in moving forward in the right direction to revise this policy.**

A motion was made by Alderman Hershey to postpone this action item until Mr. Cook meets as the new liaison with the Policy & Procedure Committee in May.

The motion was seconded by Alderman Christie.

A roll call vote of the Board Members was taken verbally, and all of the Alderman voted in favor to approve the motion as made by Mr. Hershey.

**D. Consider and take possible action to approve the revised Chapter 6; Calculation of Hours worked as presented by the Bayou Vista Policies & Procedures Committee.**

A motion was made by Alderman Christie to postpone this Action Item until Mr. Cook meets with the Policy & Procedure Committee as the liaison in May.

The motion was seconded by Alderman Hershey.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Mr. Christie.

**E. Consider and take possible action to approve or deny a request for a variance at 348/349 Ling to allow a deck to exceed from one lot line to another.**

A motion was made by Alderman Hershey to deny the request for variance as presented by the resident.

The motion was seconded by Alderman Christie.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion to deny the variance as made by Mr. Hershey.

**F. Consider and take possible action to approve or deny a request for a variance at 1082 Redfish for a cargo lift.**

A motion was made by Alderman Hershey to approve the request for variance as presented by the resident.

The motion was seconded by Mayor Pro Tem Cook.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Mr. Hershey.

**G. Consider and take possible action to approve Resolution 2020-03R Denying Texas Gas Service Company's Requested Rate Increase, Requiring the Company to reimburse the City's Reasonable Ratemaking Expenses; Finding that the Meeting at Which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and the City's Legal Counsel.**

A motion was made by Alderman Hershey to approve Resolution 2020-03R as written denying Texas Gas Service Company's Requested Rate Increase.

The motion was seconded by Mayor Pro Tem Cook.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to approve the motion as made by Alderman Hershey.

## **8. Discussion**

### **A. Discuss an Official City of Bayou Vista Facebook page.**

Mayor Pro Tem Cook advised his sole purpose of bringing this discussion item was to utilize Facebook to get information out to residents.

### **B. Discuss revising the Bayou Vista Ordinance.**

There was discussion among the Alderman of clarification of the proposed changes.

### **C. Discuss disposal options of the streets signs that have been replaced.**

Council Members felt it was a good idea to auction, raffle or donate the street signs for fund raising for the City events etc.

## **9. COMMENTS**

### **Citizen's Comments**

A Citizen commented on short term leases.

A Citizen agreed with previous comment on short term leases. He also requested a verbal public information request, commented on the potential Facebook page and the transparency of fence construction.

### **Aldermen Comments**

No Alderman Comments

**Mayor's Comments**

Mayor Konyha in conjunction with Chief Gillane explained the Covid-19 numbers for Galveston County & Bayou Vista.

**10. ADJOURNMENT**

A motion to adjourn the meeting was made by Alderman Hershey.

The motion was seconded by Mayor Pro Tem Cook.

A roll call vote of the Board Members was taken verbally, and the Alderman voted in favor to adjourn the meeting at 8:23 pm.

Respectfully submitted,  
Terri Neal, Administrative Assistant

---

Daniel S. Konyha, Mayor

---

Terri Neal, City Secretary

