

CITY OF BAYOU VISTA

SEPTEMBER 15, 2020 – 6:30 P.M.

PUBLIC HEARING AND SPECIAL CALLED MEETING

AGENDA

Notice is hereby given of a Public Hearing and Special Called Meeting of the Bayou Vista City Council to be held on Tuesday, September 15, 2020, at 6:30 p.m., at the Galveston County Municipal Utility District Building – Reception Hall – Second Floor located at 2929 Highway 6, 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

5. OFFICIAL PUBLIC HEARING

- A. Open OFFICIAL PUBLIC HEARING - for the purpose of City Council considering adopting a tax rate for the 2020 tax year.
- B. Citizen's Comments concerning the proposed 2020 Tax Rate.
- C. Consider and take possible action to adopt the tax rate of \$ 0.3781 per \$100 for the year 2020 by roll call vote.
- D. Consider and take possible action to adopt the maintenance and operation rate of \$0.3741 per \$100 for the year 2020 by roll call vote.
- E. Consider and take possible action to adopt the debt service rate of \$0.004 per \$100 for the year 2020 by roll call vote.
- F. Consider and take possible action to approve Ordinance 2020-03 providing for the assessment, levy, and collection of Ad Valorem taxes for the City of Bayou Vista, Texas for the Year 2020, and for each year thereafter until otherwise provided; establishing the date when Ad Valorem Taxes become delinquent; providing for certain exemptions; providing for the rate of assessment; providing for penalty and interest for delinquent taxes; and repealing all ordinances and parts of ordinances in conflict herewith; and providing for a saving clause, by roll call vote.
- G. Close OFFICIAL PUBLIC HEARING

6. Citizen's Comments on Agenda Items Only

7. SPECIAL REPORTS AND PRESENTATIONS

- A. City Departmental Reports
 - Police Department activity report for the month of July 2020.
 - Municipal Court activity report for the month of July 2020.
 - Building Permit activity report for July 2020.
 - Code Enforcement activity report for July 2020.
- B. Special Report
 - Alderman Reports – If any.
 - Mayor Reports – if any.
- C. Review July Financial Report for Fiscal Year 2019-2020, as submitted by Whitley-Penn.

8. ACTION ITEMS

- A. **ORDINANCE NO. 2020-04** : AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BAYOU VISTA, TEXAS BY REPEALING ARTICLE 10.11.00 ENTITLED; GOLF CARTS, SECTION 10.11.01 ENTITLED; PURPOSE A. AND B.; SECTION 10.11.02 ENTITLED; DEFINITIONS A. 1-3; SECTION 10.11.03 ENTITLED; GENERAL REQUIREMENT A. 1-8; SECTION 10.11.04 ENTITLED; OPERATION A. AND B.; AND SECTION 10-11.05 ENTITLED; PENALTY A., FOR THE PURPOSE OF REPLACING THE ARTICLE 10.11.00 SPECIFICALLY PROVIDING THAT THE CITY OF BAYOU VISTA MAY, UNDER CERTAIN CONDITIONS, ALLOW FOR THE OPERATION OF GOLF CARTS AND OFF-HIGHWAY VEHICLES ON A STREET OR PUBLIC HIGHWAY WITHIN ITS JURISDICTION AS PRESCRIBED BY THE TEXAS TRANSPORTATION CODE, SECTION 551.404 AND SECTION 551A.053, FOR THE NECESSARY REGULATIONS FOR THE OPERATION OF GOLF CARTS AND OFF-HIGHWAY VEHICLES, AND CREATING CERTAIN OFFENSES, WITH ALL OTHER SUBSECTIONS, SECTIONS AND ARTICLES WITHIN THIS CHAPTER TO REMAIN IN FULL FORCE AND EFFECT AS WRITTEN, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT, HEREWITH PROVIDING A PENALTY, REQUIRING PUBLICATION AND PROVIDING FOR SEVERABILITY., as requested for placement on this Agenda by City Council at the July 28, 2020 Regular Meeting and tabled at the August 25, 2020 Official Budget Hearing - Public Hearing – Regular Meeting for placement on this Agenda by Mayor Wortham at the request of the Police Department.
- B. Consider and take possible action to approve a free pool pass for each member of City Council during their term of office as tabled at the August 25, 2020 Official Budget Hearing - Public Hearing – Regular Meeting, and placed on this Agenda by Mayor Wortham at the request of Alderman Jeff Campbell.
- C. Consider and take possible action to use the previously approved expenditure of \$2,500 (approved at the August 11, 2020 – Special Called Meeting) from the current Fiscal Year Budget 2019-2020, Fund Number:1004 – Road Repair on Blue Heron as contractor could not meet the September 3, 2020 deadline, but to include the \$2,500 to offset the additional cost of repairs as specified in the proposal received from Fox Paving, as requested for placement on this Agenda by Alderman Paul Hershey and Mayor Pro-Tem James Cook..

9. DISCUSSION

- A. Discuss the City of Bayou Vista Code of Ordinances – Chapter 10 – Traffic Control, Article 10.09.00 -Obstructions, Section A. which prohibits the obstruction of the drainage ditch, as tabled at the August 25, 2020 Official Budget Hearing - Public Hearing – Regular Meeting and placed on this Agenda by Mayor Wortham at the request of Alderman Shelby Dill.
- B. Discuss the adjustment to drainage ditches to allow for better water flow and egress. Requested for placement on this Agenda by Alderman Shelby Dill and Mayor Lou Wortham.
- C. Discuss the Fire Marshall’s clarification concerning our Fire Code and if it is meeting the required standards, as tabled at the August 25, 2020 Official Budget Hearing - Public Hearing – Regular Meeting and requested for placement on this Agenda by Alderman Jeff Campbell and Mayor Wortham.

10. COMMENTS

- Citizen’s Comments
- Aldermen Comments
- Mayor’s Comments

11. ADJOURNMENT

Paula J. Eshelman, Interim City Secretary

I hereby certify that this Agenda was posted on Friday, September 11. 2020, 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.