

**REGULAR MEETING - JULY 28, 2020
MINUTES**

The members of the Bayou Vista City Council convened for a Regular Meeting on July 28, 2020, at the Galveston County Municipal Utility District #12 – Reception Hall, located at 2929 Highway 6, Bayou Vista, Texas. Concerning the following items:

1. Call Meeting to Order:

The meeting was called to order by Mayor Wortham at 6:30 pm.

2. Roll Call:

The Roll call was taken audibly and is as follows:

Mayor:	Lou Wortham	Present
Position 1:	Jeff Campbell	Present
Position 2:	Shelby Dill	Present
Position 3:	Paul Hershey	Present
Position 4:	Joshua Christie	Present
Position 5:	James L. Cook, III	Present
(Mayor Pro-Tem)		

Legal Counsel – Dick Gregg was present.

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

The pledge was led by Mayor Wortham.

5. Citizen’s Comments on Agenda Items Only

No comments from the Audience were made at this time.

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:

- Special Called-Budget Planning Meeting of June 23, 2020.
- Regular Meeting of June 30, 2020.
- Special Called – Budget Meeting of July 21, 2020.

A motion was made by Mayor Pro-Tem James Cook to approve the Minutes of June 23, 2020, June 30, 2020, and the Revised Minutes of July 21, 2020 – Page 6 – to add the statement as request by Alderman Shelby Dill, that she had not searched Google for salary comparisons as had been suggested.

The motion was seconded by Alderman Josh Christie.

Motion carried with all in favor.

7. SPECIAL REPORTS AND PRESENTATIONS

A. City Departmental Reports:

- Police Department activity report for the month of June 2020.
- Municipal Court activity report for the month of June 2020.
- Building Permit activity report for June 17, 2020, through July 16, 2020.
- Code Enforcement activity report for the month of June 2020.
- Building Inspector activity report for the month of June 2020.

The Council reviewed the reports. No action taken.

B. Discuss and accept the Financial Statement ending June 2020, prepared by Whitley-Penn.

Chief Gillane reviewed with the City Council that the anticipated deposits from the CARES act have not been received. The City is in the system as of today and should be receiving funds prior to the end of this fiscal year. The Region VI Coordinator had failed to respond, but is now sending to the State.

A motion was made by Mayor Pro-Tem James Cook to approve the Financial Statement ending 2020, as submitted by Whitley-Penn.

The motion was seconded by Alderman Shelby Dill.

Motion carried with all in favor.

C. Special Reports by Aldermen – if any.

Alderman Jeff Campbell reported that Ordinances concerning the Building Codes need to be revised from the 2006 International Fire Code to the 2009 International Fire Code.

D. Special Reports by the Mayor – if any.

Mayor shared with Council that Joe Foley had been approached by Wounded Warriors for use of our pool for scuba lessons and that further discussion will occur under Item 9-C.

8. DISCUSSION:

A. Discuss City of Bayou Vista Ordinance, Chapter 10 - Traffic Control, Article 10.10.00 - Golf Carts, Section 10.11.02 - Definition - A (1.) to include side-by-sides (ATV & UTV.)

A lengthy discussion ensued with the Council recommending revising the current Ordinance Chapter 10 and adding specific language and requirements regarding ATV's and UTV's. It was requested that the revisions to the Ordinance be presented at the Regular Meeting in August.

9. ACTION ITEMS:

- A.** Consider and take possible action to approve the Contract for Election Services, if needed, concerning the Tax Rate for 2020, as submitted by the Galveston County Election Division.

A motion was made by Alderman Josh Christie to approve the Contract for Election Services, as presented.

The motion was seconded by Alderman Shelby Dill.

Motion carried with all in favor.

- B.** Consider and take possible action for the acquisition of First Net phones for City use as requested for placement on the June 30, 2020 – Regular Meeting Agenda, by Mayor Wortham. This item was tabled at that meeting.

No action taken.

- C.** Consider and take possible action to approve the Pool Rules and Policies for Private Rental as presented by Alderman Shelby Dill and Alderman Jeff Campbell on the June 30, 2020, – Regular Meeting Agenda. This item was tabled at that meeting and requested for placement on this Agenda by Alderman Shelby Dill and Alderman Jeff Campbell.

A lengthy discussion ensued. Alderman Shelby Dill will make the necessary minor revisions as discussed with Council, i.e. amount of deposit, number of police required when alcohol is served, no alcohol to be served during children's party, and with the number of individuals in the pool over the specified amount must receive City Council approval.

A motion was made by Mayor Pro-Tem to approve the Pool Rules and Policies for Private Rental contingent upon the changes as discussed.

The motion was seconded by Alderman Josh Christie.

Motion carried with all in favor.

10. COMMENTS

- Citizen's Comments

Citizen asked what are the options for community members who wish to attend the meetings and participate, but are not able to physically attend?

Citizen felt the alcohol portion of the Pool Rules and Policies for Private Rental should prohibit alcohol usage. Doesn't feel that the proposed Budget for 2020-2021 should not include any raises.

- Aldermen Comments

Alderman Joshua Christie stated that he was working with the Police Chief to schedule a “Round Table Discussion” with the Police Department and citizens. Possibly having citizens emailing their questions, concerns or complaints to a moderator. No names would be shared. Date and time will be announced.

Alderman Paul Hershey asked that the scuba lessons for the Wounded Warriors be placed on the August Regular Meeting Agenda.

He also shared the Galveston County Mosquito Control number with those present.

- Mayor’s Comments

No Comments.

11. EXECUTIVE SESSION:

A. Executive Session: under Texas Government Code – Section 551.074(1): A governmental body may conduct a closed session (a) to deliberate personnel matters; the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, or (b) to hear complaint or charge against an officer or employee, to wit: Terri Neal.

B. Executive Session: under Texas Government Code, Section 551.071: A governmental body may conduct a closed session when the governmental body seeks the advice of its attorney 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 conflict.

The Mayor called the members of City Council into Executive Session at 7:45 p.m.

12. RECONVENE IN OPEN SESSION FOLLOWING EXECUTIVE SESSION:

The City Council reconvened into Open Session at 8:43 p.m. and took the following action.

A motion was made by Mayor Pro-Tem James Cook to approve the contracted rate while City Secretary is out on Worker’s Comp.

The motion was seconded by Alderman Jeff Campbell.

Motion carried with all in favor.

13. ADJOURNMENT

A motion was made by Alderman Paul Hershey, seconded by Alderman Joshua Christie, duly put and unanimously carried, the City Council adjourned at 8:44 p.m.

Respectfully submitted,
Paula J. Eshelman – Interim City Secretary

Mayor Lou Wortham

Paula J. Eshelman, Interim City Secretary