

STATE OF TEXAS §
COUNTY OF CALHOUN §
CITY OF PORT LAVACA §

On this the 10th day of September, 2012, the City Council of the City of Port Lavaca, Texas, convened in regular session at 6:30 p.m. at the regular meeting place in Council Chambers at City Hall, 202 North Virginia Street, Port Lavaca, Texas, with the following members in attendance:

Jack Whitlow	Mayor
Floyd Felder	Councilman, District 1
Raymond Perez	Councilman, District 2, Mayor Pro-Tem
Lee Rivera	Councilman, District 3
Gregory Falcon	Councilman, District 4
Jim Ward	Councilman, District 5
Ken Barr	Councilman, District 6

And with the following absent:

None

Constituting a quorum for the transaction of business, at which time the following business was transacted:

CALL TO ORDER

- Mayor Whitlow called the meeting to order at 6:31 P.M. and presided.
- Councilman Ward gave the invocation.
- Mayor Whitlow led the pledge of allegiance to the American and Texas flags.
- Mayor asked for Comments from the public and there were none:

CONSENT AGENDA:

- (A) **MINUTES OF AUGUST 09, 2012 WORKSHOP**
- (B) **MINUTES OF AUGUST 13, 2012 REGULAR**
- (C) **MINUTES OF AUGUST 27, 2012 SPECIAL**
- (D) **MINUTES OF AUGUST 30, 2012 SPECIAL**
- (E) **REQUEST OF THE OF THE CALHOUN COUNTY FAIR ASSOCIATION FOR PARADE PERMIT ON SATURDAY, OCTOBER 13, 2012 BEGINNING AT 10:00 A.M. AND WAIVER OF ANY FEES ASSOCIATED WITH EVENT**
- (F) **RENEWAL OF CONTRACT FOR THE FAILURE TO APPEAR (FTA) PROGRAM OFFERED BY THE TEXAS DRIVER LICENSE DIVISION FOR MUNICIPAL COURTS**
- (G) **PAYMENT OF INVOICES EXCEEDING \$1,500**

Councilman Falcon made a motion to pass the following:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves all consent agenda items as listed.

Councilman Barr seconded this motion.

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONDUCT PUBLIC HEARINGS IN CONNECTION WITH CONDEMNATION OF SUBSTANDARD BUILDINGS AT THE FOLLOWING LOCATIONS:

- **319 N. ANN STREET**
- **607 N. ANN STREET**
- **2111 W. AUSTIN STREET, NO. 3**
- **420 N. COLORADO STREET**
- **885 HACKBERRY STREET**
- **514 S. TRINITY STREET**

Mayor Whitlow announced that the public hearing was now open at 6:32 p.m.

Russell Cain was in attendance and commented he was there on behalf of the owners of 420 N. Colorado Street. Cain requested Council give him at least 60 days to be able to address this situation. Safety Public Director Calagna advised Council that this was only the beginning of the process for the condemnation of substandard buildings. These six substandard buildings had been discussed at a city council workshop held on August 09, 2012 where a Power Point presentation showed various slides depicting the condition of each. Calagna also stated that some of these buildings have been the source of safety complaints from citizens and the last known owners had been notified, by certified mail, of date and place for this public hearing. City Manager Turner commented it would probably be around the first of the year before any condemnation procedure was actually passed by Council; therefore, allowing Russell Cain the 60 days requested.

Councilman Ward made a motion to pass the following:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with recommendation of staff, Council hereby approves to move forward with the process of condemnation.

Councilman Barr seconded this motion.

After some lengthy discussion, City Manager Turner advised Council that this item would be placed on a future agenda.

Councilman Ward and Councilman Barr rescinded motion and second; therefore, motion died.

After calling the third time for comments from those present and receiving none, Mayor Whitlow announced the public hearing was closed at 6:52 p.m.

CONSIDER RESOLUTION NO. R-091012-1 AUTHORIZING SUBMISSION OF APPLICATION TO THE COASTAL MANGEMENT PROGRAM (CMP) FOR CYCLE 18 FOR T-HEAD ON THE FISHING PIER AT LIGHTHOUSE BEACH

Councilman Falcon made a motion to pass the following:

WHEREAS the Texas Coastal Management Program is currently accepting applications for matching grant funds under the Cycle 18 Program Year to assist local entities in implementing improvement projects in the Coastal Management Zone; and

WHEREAS the City desires to ensure that the public has a safe and adequate area for public fishing in Lavaca Bay wherein the coastal resources are protected while providing its citizens and visitors with adequate access to the coastal waters; and

WHEREAS, the City utilized Coastal Management Program grants funds awarded in Cycles 8 to 15 to begin reconstruction of the Lighthouse Beach Fishing Pier, and

WHEREAS, the City desires to submit an application to the Texas Coastal Management Program grant program for Cycle 18 funds because it lacks sufficient financial resources to construct a T-head termination point at the Lighthouse Beach Fishing Pier without assistance; and

WHEREAS, the City Council of the City of Port Lavaca, Calhoun County, realizes the CMP grant program requires the City to provide at least 40% of the total project cost as a local contribution;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

Section 1. That the City is authorized to submit an application to the Texas Coastal Management Program for Cycle 18 funding assistance to continue renovations to the public fishing pier in Lighthouse Beach Park; and

Section 2. That the City commits to provide at least 40% of the total project cost to match CMP funds of at least 60% of the total project cost; and

Section 3. That the Mayor is authorized to act on behalf of the City in all matters pertaining to the proposed project (Cycle 18 CMP Port Lavaca Causeway Fishing Pier Improvements for Shoreline Access and Waterfront Revitalization and Ecotourism Development).

Councilman Perez seconded this motion.

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER RESOLUTION NO. R-091012-2 FOR APPROVAL OF THE HAZARD MITIGATION PLAN UPDATE AS REQUIRED BY THE FEDERAL DISASTER MITIGATION ACT OF 2000 AND FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)

Councilman Falcon made a motion to pass the following:

WHEREAS, natural hazards in the Guadalupe-Blanco River Authority (GBRA) area historically have caused significant disasters with losses of life and property and natural resources damage; and

WHEREAS, the Federal Disaster Mitigation Act of 2000 and Federal Emergency Management Agency (FEMA) require communities to adopt a hazard mitigation action plan to be eligible for the full range of pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, FEMA requires that communities update hazard mitigation action plans every five years in order to be eligible for the full range of pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, the City of Port Lavaca has assessed the community's potential risks and hazards and is committed to planning for a sustainable community and reducing the long-term consequences of natural and man-caused hazards; and

WHEREAS, the GBRA's Hazard Mitigation Plan Update outlines a mitigation vision, goals and objectives; assesses risk from a range of hazards; and identifies risk reduction strategies and actions for hazards that threaten the community.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, THAT:

1. The GBRA's Hazard Mitigation Plan Update is approved in its entirety;
2. The City of Port Lavaca will pursue available funding opportunities for implementation of the proposals designated therein, and will, upon receipt of such funding or other necessary resources, seek to implement the actions contained in the mitigation strategies;
3. The City of Port Lavaca vests with the Mayor the responsibility, authority, and means to inform all parties of this action; assure that the Hazard Mitigation Plan Update will be reviewed at least annually; and that any needed adjustments will be presented to the City Council for consideration; and
4. The City of Port Lavaca agrees to take such other action as may be reasonably necessary to carry out the objectives of the Plan Update and report on progress as required by FEMA and the Texas Division of Emergency Management (TDEM).

Councilman Perez seconded this motion.

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER RECOMMENDATION OF PORT COMMISSION TO AWARD CONTRACT FOR THE FINAL DESIGN, BIDDING AND CONTRACT ADMINISTRATION FOR THE BREAKWATER PROJECT AT NAUTICAL LANDINGS MARINA

Public Works Director Gurley advised Council that in August 2010, Urban Engineering was hired to prepare the topographic survey, preliminary design and permitting with the U.S. Army Corps of Engineering for the breakwater at Nautical Landings Marina. He said the City received the permit for the new breakwater project. He stated the Port Commission would like to proceed with the project and begin the final design of the project. He said staff and Port Commission recommend Urban Engineering be awarded the contract for the sum of \$25,000.00.

Councilman Felder made a motion to pass the following

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with the recommendation of staff and the Port Commission, Council hereby approves and awards the contract for the final design, bidding and contract administration for the Breakwater Project at Nautical Landings Marina, to Urban Engineering, for the sum of \$25,000.00.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute all instruments necessary to effect such contract.

Councilman Rivera seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER RESOLUTION NO. R-091012-3 ADOPTING A FIVE YEAR CAPITAL IMPROVEMENT PROGRAM (CIP) IN COMPLIANCE WITH THE CITY CHARTER

Councilman Rivera made a motion to pass the following:

WHEREAS, the City Charter requires the City Manager to submit a plan for capital improvement covering the succeeding five years and proposed method of financing to the City Council prior to the beginning of each budget year; and,

WHEREAS, the City Manager reviewed and submitted a Five Year Capital Program to the City Council on June 11, 2012 in compliance with the City Charter; and,

WHEREAS, the City Council has reviewed the Five Year Capital Program, found it to be in compliance with all City Charter and believes its approval by resolution is in the best interest of Port Lavaca residents.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, the Five Year Capital Program (October 1, 2012 – September 30, 2017), a copy of which is attached hereto and incorporated in the Fiscal Year Budget 2012-2013, is hereby adopted in compliance with the City Charter.

Councilman Ward seconded this motion.

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER SECOND AND FINAL READING OF AN ORDINANCE APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Mayor Whitlow read for the second and final reading:

CONSIDER SECOND AND FINAL READING OF AN ORDINANCE APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Councilman Falcon made a motion

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT Council hereby passes and adopts said ordinance on this its second and final reading.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the ordinance.

Councilman Felder seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER SECOND AND FINAL READING OF AN ORDINANCE FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2012, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2012 IN CONFORMITY WITH THE CHARTER PROVISIONS AND ORDINANCES OF SAID CITY OF PORT LAVACA; APPROPRIATING THE FUNDS DERIVED FROM SAID TAX LEVY TO VARIOUS FUNDS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Mayor Whitlow read for the second and final reading:

CONSIDER SECOND AND FINAL READING OF AN ORDINANCE FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2012, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2012 IN CONFORMITY WITH THE CHARTER PROVISIONS AND ORDINANCES OF SAID CITY OF PORT LAVACA; APPROPRIATING THE FUNDS DERIVED FROM SAID TAX LEVY TO VARIOUS FUNDS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Councilman Ward made a motion

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT Council hereby approves and adopts said ordinance on this its second and final reading.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the ordinance.

Councilman Felder seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

CONSIDER FIRST AND FINAL READING OF AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PORT LAVACA, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012; AUTHORIZING CERTAIN PARAMETERS FOR THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, A PAYING AGENT/REGISTRAR AGREEMENT AND OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO; ENGAGING FINANCIAL ADVISOR AND BOND COUNSEL, DELEGATING AUTHORITY TO A PRICING OFFICER TO SELECT OUTSTANDING OBLIGATIONS TO BE REFUNDED AND APPROVE ALL FINAL TERMS OF THE BONDS, APPROVING THE PREPARATION AND DISTRIBUTION OF AN OFFICIAL STATEMENT, AND CALLING CERTAIN OBLIGATIONS FOR REDEMPTION

Mayor Whitlow read for the first and final reading:

CONSIDER FIRST AND FINAL READING OF AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PORT LAVACA, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012; AUTHORIZING CERTAIN PARAMETERS FOR THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, A PAYING AGENT/REGISTRAR AGREEMENT AND OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO; ENGAGING FINANCIAL ADVISOR AND BOND COUNSEL, DELEGATING AUTHORITY TO A PRICING OFFICER TO SELECT OUTSTANDING OBLIGATIONS TO BE REFUNDED AND APPROVE ALL FINAL TERMS OF THE BONDS, APPROVING THE PREPARATION AND DISTRIBUTION OF AN OFFICIAL STATEMENT, AND CALLING CERTAIN OBLIGATIONS FOR REDEMPTION

Robert V. Henderson, Managing Director of RBC Capital Markets, LLC, was in attendance and briefed Council on the preliminary refunding analysis his company had produced relating to an ordinance for General Obligation Refunding Bonds, Series 2012, a full copy which is on file in the office of the City Secretary.

Councilman Falcon made a motion

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT Council hereby approves and adopts said ordinance relating to General Obligation Refunding Bonds, Series 2012, on this its first and final reading.

BE IT FURTHER RESOLVED, that the Mayor, City Secretary, City Manager and Finance Director are hereby authorized to execute all instruments necessary to effect the ordinance.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

RECEIVE CITY MANAGER'S REPORT

City Manager Turner gave Council a status report on the following:

1. Peninsula Park – Splash Pad being installed
2. Nautical Landing
 - a. Sewage pump out for boater – should be installed next week
 - b. Retaining wall at dock is near completion
3. Lighthouse Beach – New Restroom should be installed next week
4. Harbor of Refuge – 2 barges of oil went out today
5. Prayer at the Poles – Wednesday, September 26th @ 7:00 A.M., City Hall
6. Upcoming Meetings
 - a. Tuesday, September 25th @ 4:30 pm – Work Session (Change from 5:30 pm)
 - b. Friday, October 5th @ 6:00 pm – TML Region 11 Meeting in Corpus Christi
 - c. Monday, October 15 @ 6:30 pm – Council Meeting (Moved from October 8th)
 - d. Monday, November 5th @ 6:30 pm – Council Meeting (Moved from November 12th)

No action needed and none taken.

CONSIDER AWARD OF BID FOR THE HOME PROGRAM GRANT AND TAKE ANY ACTION DEEMED NECESSARY

Public Works Director Gurley advised Council that on August 29, 2012, staff opened bids for the Home Program Grant. He said bids were submitted from Randy Malouf Builder and Ameriway Construction Company. He said staff and Grantworks recommend Randy Malouf Builder be awarded the bid for the Home Program Grant for the sum of \$75,400.00 per house.

Councilman Felder made a motion to pass the following

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

THAT, in accordance with the recommendation of staff, Council hereby approves and awards the bid for the Home Program Grant to Randy Malouf Builder, for the sum of \$75,400.00 per house.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute all instruments necessary to effect such project.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

ADJOURN

Councilman Barr made a motion to adjourn the meeting

Councilman Falcon seconded said motion

Motion passed by the following vote:

AYES: Felder, Perez, Rivera, Falcon, Ward and Barr

NAYS: None

Meeting adjourned at 7:12 P.M.

Mayor

ATTEST:

City Secretary

PUBLIC NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS, WILL HOLD A REGULAR MEETING MONDAY, SEPTEMBER 10, 2012 BEGINNING AT 6:30 P.M., AT THE REGULAR MEETING PLACE IN COUNCIL CHAMBERS AT CITY HALL, 202 NORTH VIRGINIA STREET, PORT LAVACA, TEXAS TO CONSIDER THE FOLLOWING ITEMS OF BUSINESS:

THE FOLLOWING ITEM WILL BE ADDRESSED AT THIS OR ANY OTHER MEETING OF THE CITY COUNCIL UPON THE REQUEST OF THE MAYOR, ANY MEMBER(S) OF COUNCIL AND/OR THE CITY ATTORNEY:

ANNOUNCEMENT BY THE MAYOR THAT COUNCIL WILL RETIRE INTO CLOSED SESSION FOR CONSULTATION WITH CITY ATTORNEY ON MATTERS IN WHICH THE DUTY OF THE ATTORNEY TO THE COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH CHAPTER 551 OF TITLE 5, SECTION 551.07 OF THE TEXAS GOVERNMENT CODE.

(All matters listed under the Consent Agenda item are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.)

- CALL TO ORDER
- INVOCATION
- PLEDGE OF ALLEGIANCE
- RECOGNITIONS BY THE MAYOR (IF ANY):
- COMMENTS FROM THE PUBLIC
(Limited to 3 minutes per individual unless permission to speak longer is received in advance)

AGENDA: (COUNCIL WILL CONSIDER/DISCUSS THE FOLLOWING ITEMS AND TAKE ANY ACTION DEEMED NECESSARY)

1. CONSENT AGENDA:
 - (A) MINUTES OF AUGUST 09, 2012 WORKSHOP
 - (B) MINUTES OF AUGUST 13, 2012 REGULAR
 - (C) MINUTES OF AUGUST 27, 2012 SPECIAL
 - (D) MINUTES OF AUGUST 30, 2012 SPECIAL
 - (E) REQUEST OF THE OF THE CALHOUN COUNTY FAIR ASSOCIATION FOR PARADE PERMIT ON SATURDAY, OCTOBER 13, 2012 BEGINNING AT 10:00 A.M. AND WAIVER OF ANY FEES ASSOCIATED WITH EVENT
 - (F) RENEWAL OF CONTRACT FOR THE FAILURE TO APPEAR (FTA) PROGRAM OFFERED BY THE TEXAS DRIVER LICENSE DIVISION FOR MUNICIPAL COURTS
 - (G) PAYMENT OF INVOICES EXCEEDING \$1,500
2. CONDUCT PUBLIC HEARINGS IN CONNECTION WITH CONDEMNATION OF SUBSTANDARD BUILDINGS AT THE FOLLOWING LOCATIONS:
 - 319 N. ANN STREET
 - 607 N. ANN STREET
 - 2111 W. AUSTIN STREET, NO. 3
 - 420 N. COLORADO STREET
 - 885 HACKBERRY STREET
 - 514 S. TRINITY STREET
3. CONSIDER RESOLUTION NO. R-091012-1 AUTHORIZING SUBMISSION OF APPLICATION TO THE COASTAL MANGEMENT PROGRAM (CMP) FOR CYCLE 18 FOR T-HEAD ON THE FISHING PIER AT LIGHTHOUSE BEACH
4. CONSIDER RESOLUTION NO. R-091012-2 FOR APPROVAL OF THE HAZARD MITIGATION PLAN UPDATE AS REQUIRED BY THE FEDERAL DISASTER MITIGATION ACT OF 2000 AND FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)
5. CONSIDER RECOMMENDATION OF PORT COMMISSION TO AWARD CONTRACT FOR THE FINAL DESIGN, BIDDING AND CONTRACT ADMINISTRATION FOR THE BREAKWATER PROJECT AT NAUTICAL LANDINGS MARINA

6. CONSIDER RESOLUTION NO. R-091012-3 ADOPTING A FIVE YEAR CAPITAL IMPROVEMENT PROGRAM (CIP) IN COMPLIANCE WITH THE CITY CHARTER
7. CONSIDER SECOND AND FINAL READING OF AN ORDINANCE APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE
8. CONSIDER SECOND AND FINAL READING OF AN ORDINANCE FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2012, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2012 IN CONFORMITY WITH THE CHARTER PROVISIONS AND ORDINANCES OF SAID CITY OF PORT LAVACA; APPROPRIATING THE FUNDS DERIVED FROM SAID TAX LEVY TO VARIOUS FUNDS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE
9. CONSIDER FIRST AND FINAL READING OF AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PORT LAVACA, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012; AUTHORIZING CERTAIN PARAMETERS FOR THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, A PAYING AGENT/REGISTRAR AGREEMENT AND OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO; ENGAGING FINANCIAL ADVISOR AND BOND COUNSEL, DELEGATING AUTHORITY TO A PRICING OFFICER TO SELECT OUTSTANDING OBLIGATIONS TO BE REFUNDED AND APPROVE ALL FINAL TERMS OF THE BONDS, APPROVING THE PREPARATION AND DISTRIBUTION OF AN OFFICIAL STATEMENT, AND CALLING CERTAIN OBLIGATIONS FOR REDEMPTION
10. RECEIVE CITY MANAGER'S REPORT

ADJOURN

CERTIFICATION OF POSTING NOTICE

THIS IS TO CERTIFY THAT THE ABOVE NOTICE OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA, SCHEDULED FOR MONDAY, SEPTEMBER 10, 2012, BEGINNING AT 6:30 P.M., WAS POSTED AT CITY HALL, EASILY ACCESSIBLE TO THE PUBLIC, AS OF 5:00 P.M. WEDNESDAY, SEPTEMBER 05, 2012.

MANDY GRANT,
CITY SECRETARY

BY: _____

The Port Lavaca City Hall and Council Chambers are wheelchair accessible. Access to the building is available at the primary north entrance facing Mahan Street. Special parking spaces are located in the Mahan Street parking area. In compliance with the Americans with Disabilities Act, the City of Port Lavaca will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact City Secretary Mandy Grant at (361) 552-9793 Ext. 230 for assistance.

PUBLIC NOTICE TO ADD SUPPLEMENTAL ITEM(S) FOR AGENDA OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA, SCHEDULED FOR MONDAY, SEPTEMBER 10, 2012, BEGINNING AT 6:30 P.M., IN COUNCIL CHAMBERS AT CITY HALL, 202 NORTH VIRGINIA STREET, PORT LAVACA, TEXAS:

11. CONSIDER AWARD OF BID FOR THE HOME PROGRAM GRANT AND TAKE ANY ACTION DEEMED NECESSARY

JACK WHITLOW, MAYOR

CERTIFICATION OF POSTING NOTICE

THIS IS TO CERTIFY THAT THE ABOVE NOTICE TO ADD SUPPLEMENTAL ITEM(S) FOR AGENDA OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA, SCHEDULED FOR MONDAY, SEPTEMBER 10, 2012 , BEGINNING AT 6:30 P.M., WAS POSTED AT CITY HALL, EASILY ACCESSIBLE TO THE PUBLIC, AS OF 3:00 P.M., THURSDAY, SEPTEMBER 06, 2012.

MANDY GRANT,
CITY SECRETARY
