

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

On this the 27th day of August, 2018, the City Council of the City of Port Lavaca, Texas, convened in a special meeting at 5:30 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
Jerry Smith	Councilman, District 1
Tim Dent	Councilman, District 2
Jan Regan	Councilman, District 3
Jim Ward	Councilman, District 5, Mayor Pro Tem
Ken Barr	Councilman, District 6,

And with the following absent:

Rosie G. Padron	Councilwoman, District 4
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Constituting a quorum for the transaction of business, at which time the following business was transacted:

CALL TO ORDER

Mayor Whitlow called the special meeting to order at 5:47 p.m. and presided.

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

CONDUCT FIRST PUBLIC HEARING ON PROPOSED 2018-2019 FISCAL YEAR BUDGET

Mayor Whitlow announced that the public hearing was now open at 5:47 p.m.

Mayor Whitlow announced that the first public hearing on the proposed 2018-2019 Fiscal Year Budget was now closed at 5:54 p.m.

Mayor Whitlow announced that the second public hearing on the proposed 2018-2019 Fiscal Year Budget will be at City Hall on Tuesday, September 04, 2018, commencing at 5:30 p.m.

Mayor Whitlow also announced that Council will consider the second and final reading of the ordinance to adopt the 2018-2019 Fiscal Year Budget at the regular meeting scheduled for Monday, September 10, 2018, commencing at 6:30 p.m.

CONDUCT FIRST PUBLIC HEARING ON THE PROPOSED 2018 TAX RATE

Mayor Whitlow announced that the public hearing was now open at 5:54 p.m.

Mayor Whitlow announced that the first public hearing on the proposed 2018 Tax Rate was now closed at 5:58 p.m.

Mayor Whitlow announced that the second public hearing on the proposed 2018 Tax Rate will be at City Hall on Tuesday, September 04, 2018, commencing at 5:30 p.m.

Mayor Whitlow also announced that Council will consider the second and final reading of the ordinance to adopt the 2018 Tax Rate at the regular meeting scheduled for Monday, September 10, 2018, commencing at 6:30 p.m.

CONSIDER REQUEST OF THE CALHOUN COUNTY FAIR ASSOCIATION FOR USE OF THE BAYFRONT PENINSULA ON OCTOBER 16, 19 AND 20, 2018 FOR FREE PARKING AND FREE SHUTTLE SERVICE OF PEOPLE WANTING TO GO TO THE COUNTY FAIR ON HENRY BARBER WAY AND ALSO REQUEST WAIVER OF FEES FOR USE OF THE PARK

Cathy LaMoria representing the Calhoun County Fair Association advised City Council that the Fair would like to use the Bayfront Peninsula Park for free parking and free shuttle service, for people wanting to go to the County Fair on Henry Barber Way. She also requested waiver of any applicable permit fees and is requesting the following days:

Tuesday	October 16	6:00 p.m.
Friday	October 19	6:00 p.m.
Saturday	October 20	2:00 p.m.

Councilman Smith 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 the recommendation of staff, Council hereby approves the Calhoun County Fair Association's request to use the Bayfront Peninsula Park and waives any applicable permit fees associated with the event for the following days:

Tuesday	October 16	6:00 p.m.
Friday	October 19	6:00 p.m.
Saturday	October 20	2:00 p.m.

Councilman Ward seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

CONSIDER FIRST READING OF AN ORDINANCE (S-2-18) APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 01, 2018 THROUGH SEPTEMBER 30, 2019; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Mayor Whitlow read for the first reading:

AN ORDINANCE (S-2-18) APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 01, 2018 THROUGH SEPTEMBER 30, 2019; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Councilman Barr made a motion

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

THAT Council hereby approves said ordinance (S-2-18) on this its first reading.

Councilwoman Regan seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

CONSIDER FIRST READING OF AN ORDINANCE (S-3-18) FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2018, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2018 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 first reading:

AN ORDINANCE (S-3-18) FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2018, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2018 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 said ordinance (S-3-18) on this its first reading.

Councilman Dent seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

CONSIDER FIRST READING OF AN ORDINANCE (G-5-18) TO MAKE AMENDMENTS TO THE ORDINANCE DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS APPENDIX "A" – FEES, RATES AND CHARGES AND ESTABLISHING AN EFFECTIVE DATE

Mayor Whitlow read for the first reading:

AN ORDINANCE (G-5-18) TO MAKE AMENDMENTS TO THE ORDINANCE DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS APPENDIX "A" – FEES, RATES AND CHARGES AND ESTABLISHING AN EFFECTIVE DATE

Councilwoman Regan made a motion

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

THAT Council hereby approves said ordinance (G-5-18) on this its first reading.

Councilman Smith seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

ANNOUNCEMENT BY MAYOR THAT CITY COUNCIL WILL RETIRE INTO CLOSED SESSION:

- **TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY (DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PARTY), IN ACCORDANCE WITH CHAPTER 551, TITLE 5, SECTION 551.072 OF THE TEXAS GOVERNMENT CODE**

Mayor Whitlow announced that Council would retire into closed session at 6:07 p.m.

RETURN TO OPEN SESSION AND TAKE ANY ACTION DEEMED NECESSARY WITH REGARD TO MATTERS DISCUSSED IN CLOSED SESSION

Mayor Whitlow announced that Council was back in open session at 6:27 p.m. and would take action deemed necessary with regard to matters discussed in closed session.

Councilwoman Regan made a motion to pass the following:

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

THAT, Council hereby authorizes the City Manager and City Attorney to proceed with negotiations of real property discussed in closed session and Mayor is to sign any documents necessary to effect the purchase.

Councilman Smith seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

ADJOURN

Councilman Ward made a motion to adjourn the special meeting

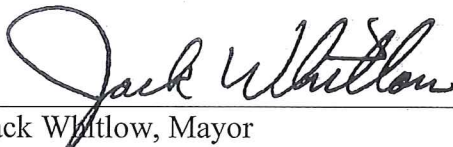
Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Ward and Barr

NAYS: None

Special Meeting was adjourned at 6:30 p.m.



Jack Whitlow, Mayor

ATTEST:



Mandy Grant, City Secretary

PUBLIC NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS, WILL HOLD A SPECIAL MEETING ON MONDAY, AUGUST 27, 2018, BEGINNING AT 5:30 P.M. AT THE REGULAR MEETING PLACE IN COUNCIL CHAMBERS, AT CITY HALL, 202 N. 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 MAY BE IN CONFLICT WITH TITLE 5, CHAPTER 551, SECTION 551.071(2) 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

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

1. CONDUCT FIRST PUBLIC HEARING ON PROPOSED 2018-2019 FISCAL YEAR BUDGET
2. CONDUCT FIRST PUBLIC HEARING ON THE PROPOSED 2018 TAX RATE
3. CONSIDER REQUEST OF THE CALHOUN COUNTY FAIR ASSOCIATION FOR USE OF THE BAYFRONT PENINSULA ON OCTOBER 16, 19 AND 20, 2018 FOR FREE PARKING AND FREE SHUTTLE SERVICE OF PEOPLE WANTING TO GO TO THE COUNTY FAIR ON HENRY BARBER WAY AND ALSO REQUEST WAIVER OF FEES FOR USE OF THE PARK
4. CONSIDER FIRST READING OF AN ORDINANCE (S-2-18) APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 01, 2018 THROUGH SEPTEMBER 30, 2019; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; AND ESTABLISHING AN EFFECTIVE DATE

5. CONSIDER FIRST READING OF AN ORDINANCE (S-3-18) FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2018, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2018 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
6. CONSIDER FIRST READING OF AN ORDINANCE (G-5-18) TO MAKE AMENDMENTS TO THE ORDINANCE DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS APPENDIX "A" – FEES, RATES AND CHARGES AND ESTABLISHING AN EFFECTIVE DATE
7. ANNOUNCEMENT BY MAYOR THAT CITY COUNCIL WILL RETIRE INTO CLOSED SESSION:
 - TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY (DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PARTY), IN ACCORDANCE WITH CHAPTER 551, TITLE 5, SECTION 551.072 OF THE TEXAS GOVERNMENT CODE
8. RETURN TO OPEN SESSION AND TAKE ANY ACTION DEEMED NECESSARY WITH REGARD TO MATTERS DISCUSSED IN CLOSED SESSION

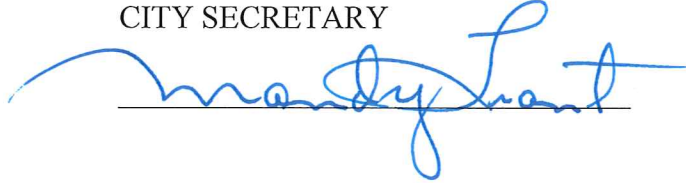
ADJOURN

JACK WHITLOW, MAYOR

CERTIFICATION OF POSTING NOTICE

THIS IS TO CERTIFY THAT THE ABOVE AND FOREGOING NOTICE OF A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS, TO BE HELD ON MONDAY, AUGUST 27, 2018 BEGINNING AT 5:30 P.M., WAS POSTED AT CITY HALL, EASILY ACCESSIBLE TO THE PUBLIC, AS OF 3:00 P.M., FRIDAY, AUGUST 24, 2018.

MANDY GRANT,
CITY SECRETARY



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.