

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

On this the 14<sup>th</sup> day of September, 2015, 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                                 |
| Jerry Smith  | Councilman, District 1                |
| Tim Dent     | Councilman, District 2                |
| Lee Rivera   | Councilman, District 3                |
| Jim Ward     | Councilman, District 5                |
| Ken Barr     | Councilman, District 6, Mayor Pro Tem |

And with the following absent:

|                 |                          |
|-----------------|--------------------------|
| Rosie G. Padron | Councilwoman, District 4 |
|-----------------|--------------------------|

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 6:35 P.M. and presided.
- Philip Chao, Pastor of Comfort Community Church located at 702 Smith Road in Port Lavaca, gave the invocation.
- Mayor Whitlow led the pledge of allegiance to the American and Texas flags.
- Mayor asked for comments from the public.

The following spoke in relation to the Comfort Community Church Expansion Project:

- |                  |                |             |
|------------------|----------------|-------------|
| 1. Benjamin Wang | 121 Park Place | Port Lavaca |
| 2. Philip Chao   | 105 Del Mar    | Port Lavaca |

**CONSENT AGENDA:**

- (A) **MINUTES OF AUGUST 03, 2015 WORKSHOP SESSION**
- (B) **MINUTES OF AUGUST 06, 2015 WORKSHOP SESSION**
- (C) **MINUTES OF AUGUST 10, 2015 REGULAR MEETING**
- (D) **MINUTES OF AUGUST 24, 2015 WORKSHOP AND SPECIAL MEETING**
- (E) **MINUTES OF AUGUST 31, 2015 SPECIAL MEETING**
- (F) **PAYMENT OF INVOICES EXCEEDING \$1,500**

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 all consent agenda items as listed.

Councilman Barr seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER REQUEST OF CALHOUN COUNTY FAIR ASSOCIATION (CCFA) FOR WAIVER OF PARADE PERMIT FEES ON SATURDAY, OCTOBER 10, 2015 AND CLOSURE OF CERTAIN ROADS DURING THE WEEK OF THE FAIR**

Public Works Director Gurley advised Council that the Calhoun County Fair Association (CCFA) will be having their annual parade on Saturday, October 10, 2015. He said CCFA has asked that all fees associated with the parade be waived. He said CCFA has also asked for closure of County Road 101 and parts of Airline during the week of the fair. Staff recommends approval of request.

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 request of the Calhoun County Fair Association (CCFA) to have their annual parade on Saturday, October 10, 2015 with waiver of permit fees and also to close County Road 101 and parts of Airline during the week of the fair.

Councilman Ward seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NO. R-091415-3 OF THE CITY OF PORT LAVACA, TEXAS, FINDING THAT CONDITIONS EXIST WITHIN THE DESIGNATED HISTORIC COMMERCIAL DISTRICT OF THE CITY WHICH ARE DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND, THEREFORE, ARE DECLARED TO CONSTITUTE A BLIGHTED AREA**

Councilman Ward made a motion

WHEREAS, the City desires to improve conditions within the designated Historic Commercial District of the City; and

WHEREAS, the City has previously designated and defined the Historic Commercial District for the purpose of economic development and historic preservation; and,

WHEREAS, the City has reviewed the designated Historic Commercial District and identified certain unacceptable conditions within the District including the lack of adequate walkways and handicap accessible ramping; and,

WHEREAS, the existence of said conditions are detrimental to the public health, safety and welfare due to the possibility of injury; and,

WHEREAS, there is a need for the expansion, rehabilitation and replacement of existing facilities;

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

SECTION 1.

That the City hereby identifies certain areas of the designated Historic Commercial District to be blighted and in need of assistance as may be necessary and required to eliminate these blighted conditions.

Councilman Smith seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NO. R-091415-4 OF THE CITY OF PORT LAVACA, TEXAS, AUTHORIZING SUBMISSION OF AN APPLICATION FOR FUNDING THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE'S TEXAS CAPITAL FUND – DOWNTOWN REVITALIZATION PROGRAM FOR STREET AND HANDICAP ACCESSIBILITY IMPROVEMENTS**

Councilman Rivera made a motion

WHEREAS, City of Port Lavaca desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income; and

WHEREAS, certain conditions exist within the community which represent a potential risk to the public health and safety; and

WHEREAS, it is necessary and in the best interests of City of Port Lavaca to apply for funding under the 2015 Texas Community Development Block Grant Program – Downtown Revitalization Program.

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

SECTION 1.

That a Community Development Block Grant application is hereby authorized to be filed with the Texas Department of Agriculture for funding consideration under the Texas Capital Fund Downtown Revitalization Program for sidewalks and handicap accessibility infrastructure as shown below and detailed on the engineer's budget justification form and administration activities;

| Item | Use of funds  | Amount     |
|------|---|------------|
| 1.   | Infrastructure: Construct <u>sidewalks and handicap-accessibility</u> improvements in the Historic Commercial District. | \$ 135,000 |
| 2.   | General administration: To be procured following TxCDBGP procedures.  | \$ 15,000  |
|      | TOTAL   | \$ 150,000 |



SECTION 2.

That the City Council has reviewed and hereby pledges to provide \$45,000 in local funds to be provided by the City of Port Lavaca to serve as a match toward the engineering, administration, surveying, demolition, and construction services.

SECTION 3.

That the Mayor is designated as the Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and participation in the Community Development Block Grant Program;

SECTION 4.

The City Council understands that there is no requirement of repayment for funds used to construct public infrastructure improvements and, therefore, will not require repayment of any Texas Capital Fund monies received for this project; and

SECTION 5.

That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NO. R-091415-5 OF THE CITY OF PORT LAVACA, TEXAS, ADOPTING A PUBLIC ACCESS PLAN FOR USE DURING CONSTRUCTION OF PUBLIC INFRASTRUCTURE PROJECTS FUNDED THROUGH THE TEXAS CAPITAL FUND – DOWNTOWN REVITALIZATION PROGRAM**

Councilman Barr made a motion

WHEREAS, the City of Port Lavaca has taken specific steps to ensure that access to operating commercial businesses and public facilities will not be interrupted during construction of its Texas Capital Fund – Downtown Revitalization Program (TCF-DRP) improvement projects; and

WHEREAS the public access plan was discussed during the public hearing held prior to preparing an application for TCF-DRP funds.

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

THAT, it will utilize the following infrastructure access plan during infrastructure construction funded through TCF-DRP:

- Businesses in the Historic Commercial District (the Downtown Revitalization Program target area) will be given notification (TCF-DRP public hearing) when public infrastructure projects proposed for TCF-DRP funding within in the District are being considered. Notice will include the date/time/place that the improvements and access plan will be discussed during a public hearing and a City Council meeting where authorization to submit a TCF-DRP grant application will be given. Notification will continue through the application submission (TCF-DRP public notice), review, and scoring phases of the TCF-DRP competition.
- When a project is recommended for funding, the City will issue a written notice to the business owners in the TCF-DRP target area.
- Prior to commencement of construction activities, affected business owners will be notified of the date/time/place where a pre-construction meeting will be held with the construction contractor, City officials, and the project engineer to discuss the construction schedule and access options. At least seven days notice of this meeting will be given to the business owners.
- Because the bulk of work to be accomplished through this project will cross the primary entry to the stores fronting onto the 200 block of East Main Street and a portion of the 100 block of North Colorado and 100 block of South Colorado streets, access options to be available will include:
  1. Scheduling work during off-peak shopping/tourist periods.
  2. Suspending work during peak shopping periods of Thanksgiving to Christmas, during the Tax-Free Shopping Weekend (in late summer), and during festivals and events scheduled in the downtown area.
  3. Making large pavement pours late in the afternoon so access will not be barred during the day.
  4. If a pavement pour is scheduled during normal business hours, the contractor will be required to notify the project engineer at least 48 hours in advance who will then notify the City. The City will then notify the business owner and will work with the affected owner in an effort to provide alternative access to their property. This alternative access may include laying temporary hard surface access planks over the pavement or, if a rear access is available, working with the business owner to keep use of a rear access to a minimum amount of time.
  5. Should any scheduling conflict be unavoidable, the City will give the affected business at least 72-hour notice of the work to be performed. This notice will also include an estimated amount of time the access will be impeded.

6. At the conclusion of construction activities, the City will hold a post-construction meeting (TCF-DRP final public hearing) to solicit public input on the work accomplished and evaluate the public access plan.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER ADOPTING A CITIZEN PARTICIPATION PLAN AND CITIZEN COMPLAINT PROCEDURES TO BE FOLLOWED DURING IMPLEMENTATION OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TEXAS CAPITAL FUND PROJECTS**

Councilman Barr 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 adopting a Citizen Participation Plan and Citizen Complaint Procedures to be followed during implementation of Texas Community Development Block Grant Program Texas Capital Fund projects.

Councilman Ward seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NUMBER R-091415-6 OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA AUTHORIZING SUBMISSION OF AN APPLICATION FOR FUNDS AVAILABLE THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) HOME PROGRAM**

Councilman Barr made a motion

WHEREAS, the Texas Department of Housing and Community Affairs (TDHCA) has notified the public of a funding availability to benefit lower income residents of Texas communities through the Texas HOME Investment Partnerships Program; and

WHEREAS, the Texas HOME Program has identified significant housing needs in the City, particularly for the rehabilitation and reconstruction of owner occupied housing; and

WHEREAS, the City wishes to assist our lower income homeowners while simultaneously enhancing the health, economic, and aesthetic quality of the community:

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

ONE, the City acknowledges and agrees to a request made by the City Manager to apply for a HOME Program Contract and or Reservation Agreement;

TWO, match, if applicable, will be provided in accordance to 10 TAC of up to \$11,050.00 or 13% of Project Hard Costs, whichever is lessor, per household assisted through the Texas HOME Program in the form of waived fees, cash, leverage, and other forms of eligible match;

THREE, the City designates the City Manager, Bob Turner, as the person authorized to sign all forms related to the preparation of, and to execute any and all HOME agreements including loan documents and grant agreements;

FOUR, the City will use general funds up to the amount of \$40,000 as a cash reserve to pay program costs before reimbursements are received from the State of Texas HOME Program.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER AWARD OF BID FOR THE 2015 CAPITAL IMPROVEMENT PROJECT (CIP) FOR HOSPITAL AREA, PHASE TWO**

Public Works Director Gurley advised Council that staff opened bids for the 2015 Capital Improvements Project (CIP) for the Hospital Waterline Replacement Project, phase two, on September 1, 2015. He said bids were as follows:

|                     |              |                              |
|---------------------|--------------|------------------------------|
| Lester Contracting  | \$320,229.50 | 180 days to complete project |
| Mercer Construction | \$413,374.00 | 280 days to complete project |



Public Works Director Gurley said staff and CivilCorp Engineers recommended awarding this bid to Lester Contracting.

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 awards the Bid for the 2015 Capital Improvements Project (CIP) - Hospital Waterline Replacement Project, Phase Two, to Lester Contracting in the amount of \$320,229.50 and project is to be completed in 180 calendar days from Notice to Proceed.

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

Councilman Dent seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER SECOND AND FINAL READING OF ORDINANCE S-1-15 ADOPTING BUDGET FOR FISCAL YEAR 2015-2016**

Mayor Whitlow read for the second and final reading:

CONSIDER FIRST READING OF AN ORDINANCE (S-1-15) APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 01, 2015 THROUGH SEPTEMBER 30, 2016; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; AND ESTABLISHING AN EFFECTIVE DATE

Councilman Ward made a motion to pass the following:

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

THAT Council hereby approves said ordinance (S-1-15) on this its second and final reading.

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER SECOND AND FINAL READING OF ORDINANCE S-2-15 SETTING TAX RATE FOR 2015**

Mayor Whitlow read for the second and final reading:

CONSIDER FIRST READING OF AN ORDINANCE (S-2-15) FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2015, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2015 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 to pass the following:

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

THAT Council hereby approves said ordinance (S-2-15) on this its second and final reading.

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER SECOND AND FINAL READING OF AN ORDINANCE G-8-15 TO MAKE AMENDMENTS TO THE ORDINANCE DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS APPENDIX A - FEES, RATES AND CHARGES**

Mayor Whitlow read for the second and final reading:

CONSIDER FIRST READING OF AN ORDINANCE (G-8-15) 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

Councilman Ward made a motion to pass the following:

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

THAT Council hereby approves said ordinance (G-8-15) on this its second and final reading.

Councilman Rivera seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NUMBER R-091415-1 TO RE-ADOPT THE CITY'S FINANCIAL MANAGEMENT AND BUDGETARY POLICIES**

Finance Director Jones presented Council with the Financial Management and Budgetary Policies for the City of Port Lavaca, by Resolution Number R-091415-1, a copy of which is in the office of the City Secretary, in its entirety.

Councilman Rivera 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 readopts the Financial Management and Budgetary Policies for the City of Port Lavaca, by Resolution Number R-091415-1, a copy of which is in the office of the City Secretary, in its entirety.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER RESOLUTION NUMBER R-091415-2 TO RE-ADOPT THE CITY'S INVESTMENT POLICY**

Finance Director Jones presented Council with the Investment Policy and Strategy for the City of Port Lavaca, by Resolution Number R-091415-2, a copy of which is in the office of the City Secretary, in its entirety.

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 readopts the Investment Policy and Strategy for the City of Port Lavaca, by Resolution Number R-091415-2, a copy of which is in the office of the City Secretary, in its entirety.

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER THE CITY'S COMPENSATION PLAN FOR THE 2015-2016 FISCAL YEAR**

Finance Director Jones presented an annual update to the compensation plan for the 2015-2016 fiscal year. She advised Council that the number of budgeted regular full-time and part-time positions will remain at 96. Staff also recommends Council approve a 2.5 % performance pay pool in the proposed 2015-2016 Budget. She said this plan will be effective on October 1, 2015.

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 adopts the City's Compensation Plan for the 2015-2016 fiscal year, as presented.

Councilman Dent seconded said motion

Motion passed by the following vote:



AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER APPROVAL OF AN ADMINISTRATIVE CONTRACT WITH TML MULTI-STATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL RELATED TO THE GROUP HEALTH INSURANCE COVERAGE**

Finance Director Jones advised Council this is an Administrative Contract between the City and Texas Municipal League Intergovernmental Employee Benefits Pool (TML-IEBP). The new contract will go into effect on October 01, 2015 through September 30, 2016. Staff recommends Council approve contract.

Councilman Barr 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 accepts and approves the contract between the City and Texas Municipal League Intergovernmental Employee Benefits Pool (TML-IEBP) for Administrative Services for a period commencing October 01, 2015 and ending on September 30, 2016.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the coverage and rates hereby adopted.

Councilman Rivera seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER APPROVAL OF THE CONTINUATION OF COVERAGE CONTRACT WITH TML MULTI-STATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL RELATED TO THE GROUP HEALTH INSURANCE COVERAGE**

Finance Director Jones advised Council that due to legal requirements, this contract will be updated annually from now on. She said this contract outlines the Continuation of Coverage (COC) Administrative Agreement between the City and Texas Municipal League Intergovernmental Employee Benefits Pool (TML-IEBP). Staff recommends approving that the current rates for COC remain in effect for fiscal year October 01, 2015 through September 30, 2016.

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 the recommendation of staff, Council hereby accepts and approves for the current rates for Continuation of Coverage (COC) to remain in effect for fiscal year October 01, 2015 through September 30, 2016.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the coverage and rates hereby adopted.

Councilman Smith seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**CONSIDER THE FOLLOWING ITEMS RELATED TO THE GROUP HEALTH, DENTAL AND VISION INSURANCE COVERAGE:**

• **APPROVAL OF CONTINUATION OF COVERAGE CONTRACT**

Finance Director Jones advised Council that due to legal requirements, this contract will be updated annually from now on. She said this contract outlines the Continuation of Coverage (COC) Administrative Agreement between the City and Texas Municipal League Intergovernmental Employee Benefits Pool (TML-IEBP). Staff recommends approving the Continuation of Coverage (COC) Contract for fiscal year October 01, 2015 through September 30, 2016.

Councilman Rivera 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 accepts and approves the Continuation of Coverage (COC) Contract, between the City and Texas Municipal League Intergovernmental Employee Benefits Pool (TML-IEBP) for fiscal year October 01, 2015 through September 30, 2016.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the coverage and rates hereby adopted.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

• **APPROVAL OF EMPLOYEE CONTRIBUTION RATES**

Finance Director Jones advised Council staff recommends approving the employee's monthly contribution rates for fiscal year October 01, 2015 through September 30, 2016, as follows:

|                     | <u>EE Only</u> | <u>+1 Dependent</u> | <u>Spouse</u> | <u>Child (ren)</u> | <u>Family</u> |
|---------------------|----------------|---------------------|---------------|--------------------|---------------|
| MEDICAL<br>Employee | \$ 80.00       |                     | \$240.00      | \$210.00           | \$270.00      |
| DENTAL<br>Employee  | \$ 13.81       |                     |               |                    | \$ 35.47      |
| VISION*<br>Employee | \$ 13.14       |                     |               |                    | \$ 39.40      |

\*Vision is on voluntary basis.

Councilman Rivera 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 accepts and approves the employee's contributions for fiscal year October 01, 2015 through September 30, 2016, as presented in above table.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all instruments necessary to effect the coverage and rates hereby adopted.

Councilman Ward seconded said motion

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

**ADJOURN**

Councilman Barr made a motion to adjourn the meeting

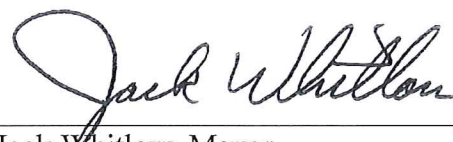
Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Rivera, Ward and Barr

NAYS: None

Meeting adjourned at 7:34 P.M.

A handwritten signature in black ink, reading "Jack Whitlow", written over a horizontal line.

Jack Whitlow, Mayor

ATTEST:

A handwritten signature in blue ink, reading "Mandy Grant", written over a horizontal line.

Mandy Grant, 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 14, 2015 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 CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE OPEN MEETINGS ACT (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
- INVOCATION
- PLEDGE OF ALLEGIANCE
- PRESENTATIONS BY THE MAYOR:
- 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 03, 2015 WORKSHOP SESSION
  - (B) MINUTES OF AUGUST 06, 2015 WORKSHOP SESSION
  - (C) MINUTES OF AUGUST 10, 2015 REGULAR MEETING
  - (D) MINUTES OF AUGUST 24, 2015 WORKSHOP AND SPECIAL MEETING
  - (E) MINUTES OF AUGUST 31, 2015 SPECIAL MEETING
  - (F) PAYMENT OF INVOICES EXCEEDING \$1,500
2. CONSIDER REQUEST OF CALHOUN COUNTY FAIR ASSOCIATION (CCFA) FOR WAIVER OF PARADE PERMIT FEES ON SATURDAY, OCTOBER 10, 2015 AND CLOSURE OF CERTAIN ROADS DURING THE WEEK OF THE FAIR
3. CONSIDER RESOLUTION NO. R-091415-3 OF THE CITY OF PORT LAVACA, TEXAS, FINDING THAT CONDITIONS EXIST WITHIN THE DESIGNATED HISTORIC COMMERCIAL DISTRICT OF THE CITY WHICH ARE DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND, THEREFORE, ARE DECLARED TO CONSTITUTE A BLIGHTED AREA
4. CONSIDER RESOLUTION NO. R-091415-4 OF THE CITY OF PORT LAVACA, TEXAS, AUTHORIZING SUBMISSION OF AN APPLICATION FOR FUNDING THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE'S TEXAS CAPITAL FUND – DOWNTOWN REVITALIZATION PROGRAM FOR STREET AND HANDICAP ACCESSIBILITY IMPROVEMENTS
5. CONSIDER RESOLUTION NO. R-091415-5 OF THE CITY OF PORT LAVACA, TEXAS, ADOPTING A PUBLIC ACCESS PLAN FOR USE DURING CONSTRUCTION OF PUBLIC INFRASTRUCTURE PROJECTS FUNDED THROUGH THE TEXAS CAPITAL FUND – DOWNTOWN REVITALIZATION PROGRAM
6. CONSIDER ADOPTING A CITIZEN PARTICIPATION PLAN AND CITIZEN COMPLAINT PROCEDURES TO BE FOLLOWED DURING IMPLEMENTATION OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TEXAS CAPITAL FUND PROJECTS

7. CONSIDER RESOLUTION NUMBER R-091415-6 OF THE CITY COUNCIL OF THE CITY OF PORT LAVACA AUTHORIZING SUBMISSION OF AN APPLICATION FOR FUNDS AVAILABLE THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) HOME PROGRAM
8. CONSIDER AWARD OF BID FOR THE 2015 CAPITAL IMPROVEMENT PROJECT (CIP) FOR HOSPITAL AREA, PHASE TWO
9. CONSIDER SECOND AND FINAL READING OF ORDINANCE S-1-15 ADOPTING BUDGET FOR FISCAL YEAR 2015-2016
10. CONSIDER SECOND AND FINAL READING OF ORDINANCE S-2-15 SETTING TAX RATE FOR 2015
11. CONSIDER SECOND AND FINAL READING OF AN ORDINANCE G-8-15 TO MAKE AMENDMENTS TO THE ORDINANCE DESCRIBED IN THE CITY OF PORT LAVACA CODE OF ORDINANCES AS APPENDIX A - FEES, RATES AND CHARGES
12. CONSIDER RESOLUTION NUMBER R-091415-1 TO RE-ADOPT THE CITY'S FINANCIAL MANAGEMENT AND BUDGETARY POLICIES
13. CONSIDER RESOLUTION NUMBER R-091415-2 TO RE-ADOPT THE CITY'S INVESTMENT POLICY
14. CONSIDER THE CITY'S COMPENSATION PLAN FOR THE 2015-2016 FISCAL YEAR
15. CONSIDER APPROVAL OF AN ADMINISTRATIVE CONTRACT WITH TML MULTI-STATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL RELATED TO THE GROUP HEALTH INSURANCE COVERAGE
16. CONSIDER APPROVAL OF THE CONTINUATION OF COVERAGE CONTRACT WITH TML MULTI-STATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL RELATED TO THE GROUP HEALTH INSURANCE COVERAGE
17. CONSIDER THE FOLLOWING ITEMS RELATED TO THE GROUP HEALTH, DENTAL AND VISION INSURANCE COVERAGE:
  - APPROVAL OF CONTINUATION OF COVERAGE (COC) RATES
  - APPROVAL OF EMPLOYEE CONTRIBUTION RATES

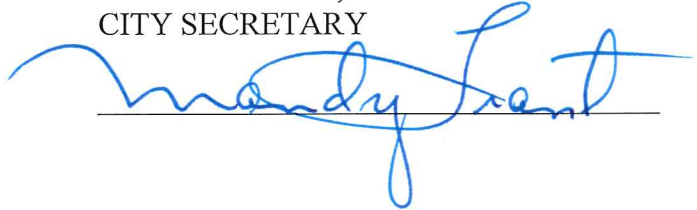
ADJOURN

JACK WHITLOW, MAYOR

## 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 14, 2015, BEGINNING AT 6:30 P.M., WAS POSTED AT CITY HALL, EASILY ACCESSIBLE TO THE PUBLIC, AS OF 5:00 P.M. THURSDAY, SEPTEMBER 10, 2015.

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.*