

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

On this the 18th day of September 2017, 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 | Councilwoman, District 3 |
| Rosie G. Padron | Councilwoman, District 4 |
| Jim Ward | Councilman, District 5 |
| Ken Barr | Councilman, District 6, Mayor Pro Tem |

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 special meeting to order at 5:34 P.M. and presided.

AGENDA ITEMS TO BE CONSIDERED AND TAKE ANY ACTION DEEMED NECESSARY:

CONDUCT SECOND PUBLIC HEARING ON PROPOSED 2017-2018 FISCAL YEAR BUDGET

Mayor Whitlow announced that the second public hearing on the proposed 2017-2018 Fiscal Year Budget was open at 5:35 p.m.

2017-2018 FY Budget will be in the amount of \$16,808,692.

Mayor Whitlow announced that the second public hearing was now closed at 5:38 p.m.

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

• **APPROVAL OF CONTINUATION OF COVERAGE (COC) RATES**

City Secretary Grant 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, 2017 through September 30, 2018.

Councilman Dent 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, 2017 through September 30, 2018.

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

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

• **APPROVAL OF EMPLOYEE CONTRIBUTION RATES**

City Secretary Grant advised Council staff recommends approving the employee's monthly contribution rates for fiscal year October 01, 2017 through September 30, 2018, as follows:

| MEDICAL | | | | |
|----------------|----------------|---------------|--------------------|---------------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 80.00 | \$ 240.00 | \$ 210.00 | \$ 270.00 |
| COC (+2%) | \$ 846.60 | \$ 1,216.80 | \$ 1,081.20 | \$ 1,346.40 |
| COC (- 2%) | \$ 830.00 | \$ 1,190.00 | \$ 1,060.00 | \$ 1,320.00 |

| DENTAL | | | | |
|---------------|----------|--------|-------------|----------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 16.43 | | | \$ 42.22 |

| VISION (Voluntary) | | | | |
|---------------------------|----------|--------|-------------|----------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 13.14 | | | \$ 39.40 |

PLEASE NOTE THE RATES REMAIN THE SAME AS LAST FISCAL YEAR.

EMPLOYEE CONTRIBUTION RATES PER MONTH (PRIOR YEAR)

EFFECTIVE DATE: 10-01-2016 thru 09-30-2017

| MEDICAL | | | | |
|----------------|----------|-----------|-------------|-----------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 80.00 | \$ 240.00 | \$ 210.00 | \$ 270.00 |

| DENTAL | | | | |
|---------------|----------|--------|-------------|----------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 16.43 | | | \$ 42.22 |

| VISION (Voluntary) | | | | |
|---------------------------|----------|--------|-------------|----------|
| | EE Only | Spouse | Child (ren) | Family |
| Rates: | \$ 13.14 | | | \$ 39.40 |

Councilman Dent 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, 2017 through September 30, 2018, 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 Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

CONSIDER THE CITY'S COMPENSATION PLAN FOR NUMBER OF STAFF EMPLOYED AND MAXIMUM PERCENTAGE ALLOWED FOR MERIT EVALUATIONS BASED ON PERFORMANCE FOR THE 2017-2018 FISCAL YEAR

City Secretary Grant presented an annual update to the compensation plan for the 2017-2018 fiscal year. She advised Council that the number of budgeted regular full-time and part-time positions will remain at ninety-five (95). She also said that at the August 21st special meeting and workshop, Council had adopted a targeted 2.67% increase in salary ranges for several job classifications after an Ad Hoc Committee, formed by the Mayor, consisting of Council Members Dent and Regan studied the city's salary ranges. Grant commented that nothing was discussed about merit increases based on performance and this was the reason for bringing this agenda item forward. Staff recommends Council approve a 2.5 % merit performance pay pool, approximately \$92,432 in the proposed 2017-2018 Budget.

Councilman Dent 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 number of budgeted regular full-time and part-time positions to remain at ninety-five (95) for the 2017-2018 fiscal year.

BE IT FURTHER RESOLVED, THAT Council hereby rejects an additional two and a half percent (2.5%) merit increases based on performance.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

CONSIDER APPROVAL OF FINAL BUDGET AMENDMENTS FOR 2016-2017 FISCAL YEAR ENDING SEPTEMBER 30, 2017

Finance Director Mason presented Council with final Budget Amendments for 2016-2017 fiscal year ending September 30, 2017, a copy of which is in the office of the Finance Director.

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 from staff, Council hereby approves the final Budget Amendments for 2016-2017 fiscal year ending September 30, 2017, as presented and a copy of which is in the office of the Finance Director.

Councilman Barr seconded this motion.

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

CONSIDER FIRST READING OF ORDINANCE S-1-17 ADOPTING BUDGET FOR FISCAL YEAR 2017-2018

Mayor Whitlow read the following:

CONSIDER FIRST READING OF AN ORDINANCE (S-1-17) APPROVING THE ANNUAL BUDGET FOR THE CITY OF PORT LAVACA, TEXAS AND ADOPTING THE BUDGET DOCUMENT FOR THE FISCAL YEAR OCTOBER 01, 2017 THROUGH SEPTEMBER 30, 2018; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE

Councilman Smith made a motion to pass the following:

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

THAT, in accordance with the recommendation of staff, Council hereby approves said ordinance (S-1-17) on this its first reading.

Councilman Dent seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

CONSIDER FIRST READING OF ORDINANCE S-2-17 SETTING TAX RATE FOR 2017

Mayor Whitlow read the following:

CONSIDER FIRST READING OF AN ORDINANCE (S-2-17) FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF PORT LAVACA, TEXAS, FOR THE YEAR 2017, UPON ALL TAXABLE PROPERTY IN SAID CITY OF PORT LAVACA, TEXAS SUBJECT TO TAXATION BY SAID CITY ON THE FIRST DAY OF JANUARY, 2017 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 Barr made a motion to pass the following:

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

THAT, in accordance with the recommendation of staff, Council hereby approves said ordinance (S-2-17) on this its first reading.

Councilman Ward seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

CONSIDER ENTERING INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH CALHOUN COUNTY REGARDING THE DISASTER-RELATED VEGETATIVE DEBRIS COLLECTED FROM THE CITY OF PORT LAVACA AND STAGED AT THE COUNTY FAIRGROUND PROPERTY

City Engineer/Economic Development/Planning Weaver advised Council that this was an interlocal agreement between the City of Port Lavaca and Calhoun County regarding the disaster-related vegetative debris collected from the City of Port Lavaca and staged at the County Fairground property. She stated the parties agree that any matters to be performed under this agreement shall be agreed to in advance between the parties and reduced to writing. He said staff recommends entering into this agreement.

Councilman Dent made a motion to approve 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 and adopts the agreement made and entered into by and between the City of Port Lavaca and Calhoun County regarding the disaster-related vegetative debris collected from the City of Port Lavaca and staged at the County Fairground property.

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

Councilwoman Padron seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

DISCUSS AND CONSIDER ZONING FOR THE CITY OF PORT LAVACA

City Manager Bradshaw advised Council that the Planning Board has been inquiring about zoning in the city since it is part of the Comprehensive Plan and would like for the City Attorney to advise of steps necessary to achieve this.

Councilman Dent made a motion to pass the following:

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

THAT, in accordance with the recommendation of staff, Council hereby approves moving forward with zoning in accordance with the City's Comprehensive Plan and hereby authorizes the City Manager to present a Zoning proposal to the Planning Board.

Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

NAYS: None

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

- **TO DISCUSS PERSONNEL MATTERS IN ACCORDANCE WITH
TITLE 5, SECTION 551.074 OF THE TEXAS GOVERNMENT
CODE (TO DISCUSS APPOINTMENT, EMPLOYMENT,
EVALUATION, RESPONSIBILITIES AND DUTIES,
REASSIGNMENT, DISCIPLINE OR DISMISSAL OF AN OFFICER
OR EMPLOYEE, OR TO HEAR A COMPLAINT OR CHARGE
AGAINST AN OFFICER OR EMPLOYEE [POLICE CHIEF])**

Mayor Whitlow announced there would be no closed session.

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

There was no Closed Session.

ADJOURN

Councilman Ward made a motion to adjourn the meeting

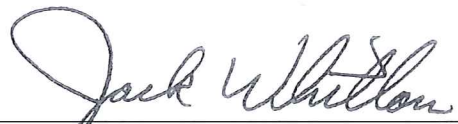
Councilman Barr seconded said motion

Motion passed by the following vote:

AYES: Smith, Dent, Regan, Padron, Ward and Barr

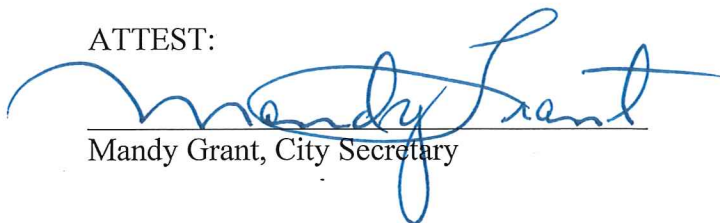
NAYS: None

Meeting adjourned at 6:29 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, SEPTEMBER 18, 2017, 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 SECOND PUBLIC HEARING ON PROPOSED 2017-2018 FISCAL YEAR BUDGET
2. 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
3. CONSIDER THE CITY'S COMPENSATION PLAN FOR NUMBER OF STAFF EMPLOYED AND MAXIMUM PERCENTAGE ALLOWED FOR MERIT EVALUATIONS BASED ON PERFORMANCE FOR THE 2017-2018 FISCAL YEAR
4. CONSIDER APPROVAL OF FINAL BUDGET AMENDMENTS FOR 2016-2017 FISCAL YEAR ENDING SEPTEMBER 30, 2017
5. CONSIDER FIRST READING OF ORDINANCE S-1-17 ADOPTING BUDGET FOR FISCAL YEAR 2017-2018

6. CONSIDER FIRST READING OF ORDINANCE S-2-17 SETTING TAX RATE FOR 2017
7. CONSIDER ENTERING INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH CALHOUN COUNTY REGARDING THE DISASTER-RELATED VEGETATIVE DEBRIS COLLECTED FROM THE CITY OF PORT LAVACA AND STAGED AT THE COUNTY FAIRGROUND PROPERTY
8. DISCUSS AND CONSIDER ZONING FOR THE CITY OF PORT LAVACA
9. ANNOUNCEMENT BY MAYOR THAT CITY COUNCIL WILL RETIRE INTO CLOSED SESSION:
 - TO DISCUSS PERSONNEL MATTERS IN ACCORDANCE WITH TITLE 5, SECTION 551.074 OF THE TEXAS GOVERNMENT CODE (TO DISCUSS APPOINTMENT, EMPLOYMENT, EVALUATION, RESPONSIBILITIES AND DUTIES, REASSIGNMENT, DISCIPLINE OR DISMISSAL OF AN OFFICER OR EMPLOYEE, OR TO HEAR A COMPLAINT OR CHARGE AGAINST AN OFFICER OR EMPLOYEE [POLICE CHIEF])
10. RETURN TO OPEN SESSION AND TAKE ANY ACTION DEEMED NECESSARY WITH REGARD TO MATTERS DISCUSSED IN CLOSED SESSION

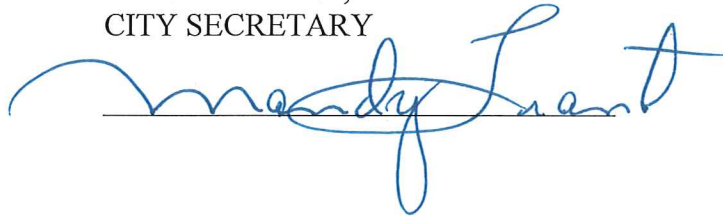
ADJOURN

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, SEPTEMBER 18, 2017 BEGINNING AT 5:30 P.M., WAS POSTED AT CITY HALL, EASILY ACCESSIBLE TO THE PUBLIC, AS OF 5:00 P.M., FRIDAY, SEPTEMBER 15, 2017.

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.