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**CITY OF PALACIOS
REGULAR CITY COUNCIL MEETING**

AGENDA

**THURSDAY, MARCH 09, 2023
6:00PM**

REGULAR CITY COUNCIL MEETING

**City of Palacios Council Chambers
311 Henderson
Palacios, Texas 77465**

CALL TO ORDER:

- a. Quorum Call.
- b. Invocation. Councilmember Trainor.
- c. Pledge of Allegiance to the United States Flag.
- d. Pledge of Allegiance to the Texas Flag.
- e. Pledge of Allegiance to the Palacios Flag.

ANNOUNCEMENTS:

With respect to items not listed on this agenda, Council Members may announce community events, may announce community recognitions, may request specific factual information or a recitation of existing policy from staff, or may request placement of items on the Board agenda for discussion or action at a following meeting.

- a. Mayor's Announcements
- b. Council Member's Announcements

CITIZEN COMMUNICATION FORUM:

The public is invited to address the City Council and speak on any matter. Please note Council Members may not deliberate on topics not included on this agenda. The presentation shall be no longer than three (3) minutes.

PRESENTATION

- **HOT Tax Update, City by the Sea Museum** *Museum Director, Esmeralda Salinas*
- **City Manager's Update** *Presented by City Manager, Cynthia Raleigh*

DISCUSSION AND ACTION ITEMS

1. **Minutes** Discuss and approve the minutes of the February 23, 2023, regular City Council Meeting.
2. **Resolution No. 2023-R-11 Approving the City of Palacios to Join the Inter-cooperative Purchasing System (TIPS)** *Presented by City Manager, Cynthia Raleigh*
3. **Approve Performance Services as the Energy Services Company for the City of Palacios** Discuss and take action to approve the selection of Performance Services Incorporated (PSI) as an ESCO for the City of Palacios and approve an investment Grade Audit with Performance Services Inc. (PSI) in accordance with Texas Local Government Code 302.001 and TIPS Contract # 170103. *Presented by City Manager, Cynthia Raleigh*
4. **Bridge Agreement with Volkert Engineering** Discuss and take action to enter into an agreement with Volkert Inc. for Engineering Design, Grant Application, Project Management and Construction Phase Services for the humpback and Koontz bridge repair/replacement projects. *Presented by City Manager, Cynthia Raleigh*
5. **Opioid Abatement Settlement Agreement** Discuss and take action to agree to accept opioid abatement settlement trust fund payments as part of Senate Bill 1827 passed by the Texas Legislature in 2021. *Presented by City Attorney, Anne Marie Odefey*
6. **Appointment of Members to the Palacios Airport Board** Review and consider applications to appoint new members of the Airport Board. *Presented by City Manager, Cynthia Raleigh*
7. **YMCA Pool Contract** Review and consider approving a contract with the YMCA to manage and maintain the Palacios Public Swimming Pool for the summer of 2023. *Presented by City Manager, Cynthia Raleigh, and YMCA Manager, Michelle Morales*

ADJOURNMENT

AGENDA NOTICES:

Action by Council Authorized: The City Council may vote and act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or 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 conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person or appear in executive session by conference call in accordance with applicable state law.

Attendance By Other Elected or Appointed Officials: It is anticipated that members of other city boards, commissions, and committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions, and committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions, and committees of the City, whose members may be in attendance. The members of the boards, commissions, and committees may participate in discussions on the same items listed on the agenda, which occur at the meeting. Still, such in attendance will not take any action unless such item and action are expressly provided for on the agenda for that board, commission, or committee subject to the Texas Open Meetings Act.

Executive Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel, and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally addressed in the closed portion of the meeting considering public views of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c). The meeting is conducted by all participants in reliance on this opinion.

Certification of Posting: This is to certify that the above notice of a Regular Called Council Meeting was posted on the front bulletin board of the City Hall of the City of Palacios, Texas, on **Friday, March 03, 2023 before 6:00 PM.** If you have any questions concerning the above items, please contact City Manager Cynthia Raleigh at (361) 972-3605. This Notice was posted under the Texas Open Meeting Act (TEX.REV.CIV.STAT.ANN. Chapter 551) and recent guidelines from the Texas Attorney General.

Posting of Agenda Packet: The posting of the agenda packet on the City's website is for transparency and convenience of the public. All documents such as ordinances and resolutions are presented in draft form in the packet and are presented to City Council for use in their deliberations at the council meeting. It is not the intent of the City Administration or City Council to consider the draft documents as adopted or not subject to revision. All draft documents discussed at duly called city council meetings will be revised pursuant to action taken at the meeting and the final form of such adopted documents are subject to review by the public through the public information act.

Aleisha C. Galvan

Aleisha C. Galvan, City Secretary

This facility is accessible in accordance with the Americans with Disabilities Act. Accessible parking spaces are available. If you require special assistance or have a request for sign interpretative services or other services, please call 361-972-3605 at least 24 hours before the meeting.

The next regular City Council meeting will
be held on March 23, 2023, at 6:00 p.m.