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## **AGENDA**

**THURSDAY, SEPTEMBER 14, 2023**  
**6:00PM**

# **PUBLIC HEARING AND 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.

### **PUBLIC HEARING**

- At this time the public is invited to address the City Council and speak on the proposed budget and proposed tax rate for the City of Palacios for Fiscal Year 2023-24. Presentations shall be no longer than three (3) minutes.

### **ANNOUNCEMENTS**

*With respect to items not listed on this agenda, Council Members may announce community events or announce community recognitions.*

1. Mayor's Announcements
2. 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.*

## DISCUSSION ACTION ITEMS

1. **Minutes** Discuss and approve minutes from the regular City Council meeting of August 24, 2023. *Presented by Mayor Gardner*
2. **516 Perryman** Consider and take action necessary to ratify City Manager's Conditional Approval of Encroachment on City Right-of-way. *Presented by City Manager, Cynthia Raleigh*
3. **First Reading Ordinance No. 2023-O-15 Juvenile Curfew** Discuss and approve first reading of Ordinance No. 2023-O-15; an ordinance of the city of Palacios, Texas, amending the Code of Ordinances by repealing any conflicting ordinances; and providing an effective date. *Presented by City Attorney, Anne Marie Odefey*
4. **First Reading Ordinance No. 2023-O-16 Regarding Fences** Discuss and approve first reading of Ordinance No. 2023-O-16 repealing Section 3.13 of the Code of Ordinances for the City of Palacios regarding fences. Special item requested by Mayor Pro Tem Woolf and Councilmember Glenn. *Presented by Mayor Pro Tem Woolf*
5. **Resolution No. 2023-R-24 Disaster Declaration Related to Drought** Discuss and approve Resolution No. 2023-R-24 declaring disaster for the City of Palacios related to drought conditions. *Presented by Mayor Gardner*
6. **Resolution No. 2023-R-25 Disaster Declaration Related to Shrimp Dumping** Discuss and approve Resolution No. 2023-R-24 declaring disaster for the City of Palacios related to illegal shrimp dumping. *Presented by Mayor Gardner*

## 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, September 08, 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 (TEXAS GOVERNMENT CODE, 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 September 28, 2023, at 6:00 p.m.