



GLEN SMITH – Mayor
 JOHNNY TRAN – Councilmember Place 1
 DONNA HARVEY SCHULMAN – Councilmember Place 2
 MARY CROCKER – Councilmember Place 3
 TROY LEWIS – Councilmember Place 4
 ANDY ERDELT – Councilmember Place 5
 STEPHEN MCGOVERN – Councilmember Place 6

**CITY OF PALACIOS
 CITY COUNCIL REGULAR MEETING AGENDA
 November 13, 2018**

Notice is hereby given of a Regular Council Meeting of the Palacios City Council to be held November 13, 2018, beginning at 7:00 p.m. in the Council Chambers of City Hall, 311 Henderson Avenue, Palacios, TX, for the purpose of considering the following items:

REGULAR COUNCIL MEETING 7:00 PM

CALL TO ORDER

INVOCATION – Councilmember Lewis

PLEDGE OF ALLEGIANCE – Councilmember McGovern

PLEDGE TO TEXAS FLAG – Councilmember McGovern

PLEDGE TO PALACIOS FLAG – Councilmember McGovern

VISITOR / CITIZEN FORUM

ADMINISTRATIVE REPORTS

1. Thanksgiving Lunch at City Hall Thursday, November 15th at noon
2. Christmas Party Friday, December 14th at 6pm at Outrigger

ITEMS TO BE CONSIDERED

1. Discuss and consider adopting Resolution 2018-R-20 to authorize the award of professional service provider contracts for the CDBG Disaster Recovery Project.
2. Discuss and consider adopting Resolution 2018-R-21 to approve the sale of a 2.2 acre tract of land to the Palacios Economic Development Corporation.
3. Discuss and consider cancelling the November 27, 2018 Regular Council Meeting.
4. Discuss and consider cancelling the December 25, 2018 Regular Council Meeting.
5. Discuss and consider action to approve the following consent agenda items:
 Minutes of the October 23, 2018 Regular Council Meeting
 Excuse the absence of Mayor Glen Smith from the October 23, 2018 Regular Council Meeting

EXECUTIVE SESSION

In accordance with Chapter 551, Government Code, (Open Meetings Law) the Council May go into Executive (closed) session in order to:

Consult with its attorney (551.071)

Discuss Real Estate transaction (551.072)

Deliberation regarding prospective gifts or donation (551.073)

Discuss personnel matters (551.074)

Deliberation regarding security devices (551.076)

Discuss economic development negotiations (551.087)

ADJOURN

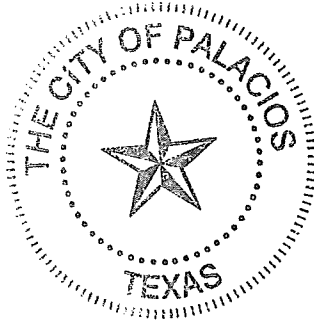
In compliance with the Americans with Disabilities Act, the City of Palacios will provide for reasonable accommodations for persons attending public meetings. To better serve attendees, requests should be received 24 hours prior to the meeting. Please contact City Hall, at 361.972.3605.

CERTIFICATION

I certify that a copy of the November 13, 2018 agenda of items to be considered by the City Council was posted on the City Hall bulletin board by 5:00 p.m. on November 9, 2018.

Clissa Mills

Clissa Mills, City Secretary



RESOLUTION 2018-R-20

A RESOLUTION OF THE CITY OF PALACIOS, TEXAS, AUTHORIZING THE AWARD OF PROFESSIONAL SERVICE PROVIDER CONTRACTS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROJECT.

WHEREAS, the CDBG – Disaster Recovery (CDBG-DR) contract requires implementation by professionals experienced in federally-funded disaster recovery projects;

WHEREAS, in order to identify qualified and responsive providers for these services a Request for Qualifications (RFQ) for engineering services has been completed in accordance with GLO-CDR requirements;

WHEREAS, the proposals received by the due date have been reviewed to determine the most qualified and responsive providers for each professional service giving consideration to ability to perform successfully under the terms and conditions of the proposed procurement, integrity, compliance with public policy, record of past performance, and financial and technical resources

NOW, THEREFORE, BE IT RESOLVED:

- Section 1. That John D. Mercer & Associates, Inc. be selected to provide CDBG application and project-related **professional engineering services** for the CDBG-Disaster Recovery project.
- Section 2. That any and all project-related services contracts or commitments made with the above-named service provider are dependent on the award of CDBG-DR funds and successful negotiation of a contract with the service provider.

PASSED AND APPROVED ON _____, 2018.

APPROVED:

Mayor Pro Tem

ATTEST:

City Secretary

RESOLUTION NO. 2018-R- 21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALACIOS, TEXAS APPROVING THE SALE OF 2.2 ACRES LOCATED AT 0 SOUTH BAY ROAD; AUTHORIZING THE MAYOR TO SIGN AND THE CITY SECRETARY TO ATTEST TO ALL DOCUMENTS NECESSARY TO ACCOMPLISH SAID SALE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Palacios ("City") has previously entered into a Real Estate Sales Contract in which the Palacios Economic Development Corporation ("Corporation") agreed to purchase property generally described as 2.2 acres at 0 South Bay Blvd., formerly known as 0 Duson Dr., ("Property") and which is more specifically described Exhibit "A" attached to this Resolution; and

WHEREAS, the Corporation has obtained all necessary approvals to purchase the Property and obtained the funding necessary to pay the \$300,000.00 purchase price proposed in the sales contract, and City Council has determined that it would be in the best interest of the City to sell the Property; and

WHEREAS, all the terms and conditions of the Real Estate Sales Contract have been met to the satisfaction of the parties to the contract; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALACIOS, TEXAS:

SECTION 1: That the City Council approves the sale of the Property described in Exhibit "A" to this Resolution to the Palacios Economic Development Corporation under the terms of the Real Estate Sales Contract previously signed by the Corporation and the City regarding this property.

SECTION 2: The Mayor or Mayor Pro Tem and the City Secretary are hereby authorized and directed to sign and attest to on behalf of and in the name of the City, the deed and any other agreements, documents, closing statements, or instruments that must be signed to complete the transaction, and to take or cause to be taken any action necessary or appropriate in connection with the sale of the Property, or which may be needed to accomplish the purposes of this resolution.

SECTION 3: That this resolution shall become effective from and after the date of its passage.

PASSED, APPROVED, and ADOPTED on this the 13th day of November, 2018.

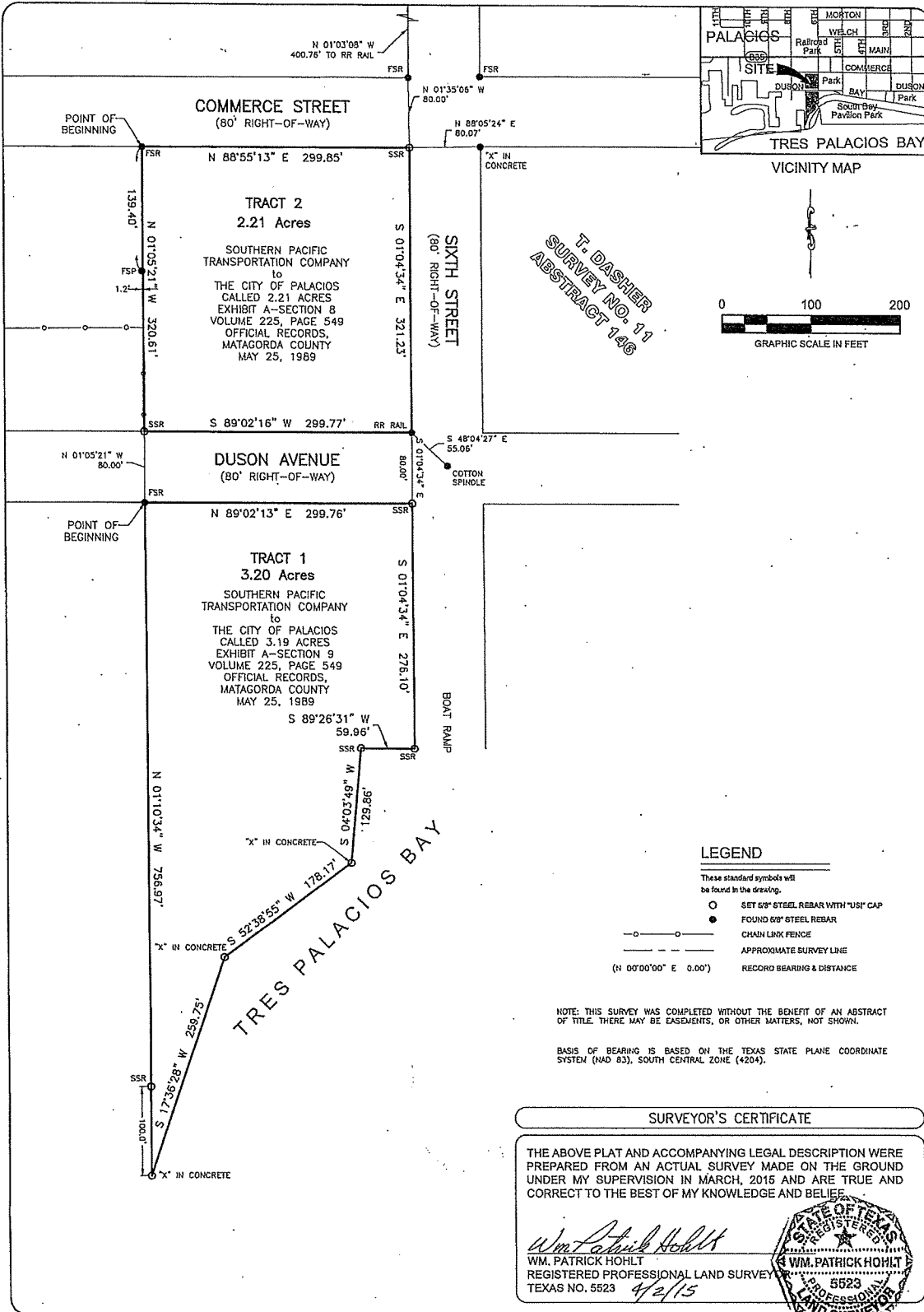
CITY OF PALACIOS, TEXAS

GLEN SMITH, Mayor

ATTEST:

CLISSA MILLS, City Secretary

...duson st. prop sale\resolution approving sale.wpd



usi
URBAN SURVEYING INC.
VICTORIA, TEXAS (361) 579-4537 FIRM # 10021100
CUERO, TEXAS (361) 277-4061 FIRM # 10021101
SAN ANTONIO, TEXAS (210) 287-4854 FIRM # 10193843

BOUNDARY SURVEY

PROJECT: BEING A 2.21 ACRE TRACT AND A 3.20 ACRE TRACT, PART OF THE THOMAS J DASHER SURVEY, ABSTRACT 146, IN THE CITY OF PALACIOS, MATAGORDA COUNTY, TEXAS, ACCORDING TO INSTRUMENT

CLIENT: RECORDED IN VOLUME 225, PAGE 549 OF THE OFFICIAL RECORDS OF MATAGORDA COUNTY, TEXAS.

DGN BY: C.M.H.
DATE: 03/20/15
FILE: S20826

JOB: S20825

TRACT 2
2.21 ACRE TRACT

THE STATE OF TEXAS}
THE COUNTY OF MATAGORDA}

BEING a 2.21 acre tract of land situated in the Thomas J. Dasher Survey No. 11, Abstract 146 in Matagorda County, Texas, and being all of that certain 2.21 acre tract of land called "Section 8" of "Exhibit A" as conveyed from Southern Pacific Transportation Company to The City of Palacios according to instrument recorded in Volume 225, Page 549 of the Official Records of Matagorda County, Texas, said 2.21 acre tract of land being more fully described by metes and bounds as follows:

BEGINNING at a 5/8" steel rebar found for the northwest corner of said Southern Pacific Transportation Company tract, same being in the south right-of-way line of Commerce Street (80 foot right-of-way) for the northwest corner of the herein described tract, from which bears, South 01°05'21" East, at a distance of 400.61 feet a found 5/8" steel rebar;

THENCE, with the south right-of-way line of said Commerce Street and the north line of said Southern Pacific Transportation Company tract, North 88°55'13" East, for a distance of 299.85 feet to a set 5/8" steel rebar for the intersection of the south right-of-way line of said Commerce Street and the west right-of-way line of Sixth Street (80 foot right-of-way), same being the northeast corner of said Southern Pacific Transportation Company tract for the northeast corner of the herein described tract, from which bears, North 01°35'06" West, at a distance of 80.00 feet a found 5/8" steel rebar;

THENCE, with the west right-of-way line of said Sixth Street and the east line of said Southern Pacific Transportation Company tract, South 01°04'34" East, for a distance of 321.23 feet to a railroad rail found for the intersection of the west right-of-way line of said Sixth Street and the north right-of-way line of Duson Avenue (80 foot right-of-way), same being the southeast corner of said Southern Pacific Transportation Company tract for the southeast corner of the herein described tract, from which bears, South 48°04'27" East, at a distance of 55.06 feet a found cotton spindle;

THENCE, with the north right-of-way line of said Duson Avenue and the south line of said Southern Pacific Transportation Company tract, South 89°02'16" West, for a distance of 299.77 feet to a set 5/8" steel rebar in the north right-of-way line of said Duson Avenue, same being the southwest corner of said Southern Pacific Transportation Company tract for the southwest corner of the herein described tract, from which bears, South 01°05'21" East, at a distance of 80.00 feet a found 5/8" steel rebar;

THENCE, with the west line of said Southern Pacific Transportation Company tract, North 01°05'21" West, at a distance of 181.21 feet passing 1.2 feet right of a 5/8" steel rebar found, and continuing for a total distance of 320.61 to the **POINT OF BEGINNING, CONTAINING** within these metes and bounds a 2.21 acre tract of land, more or less.

All set 5/8 inch diameter steel rebar marked with yellow plastic cap stamped "URBAN SURVEYING, INC."

Basis of bearing is based on the Texas State Plane Coordinate System (NAD 83), South Central Zone (4204).

The foregoing legal description and accompanying survey plat were prepared from an actual survey made on the ground under my supervision in March, 2015 and are true and correct to the best of my knowledge and belief.

Wm. Patrick Hohlt
Urban Surveying, Inc.
By: Wm. Patrick Hohlt 4/2/15
Registered Professional Land Surveyor
Texas No. 5523



S20825-Tract 2-2.21 Acres



GLEN SMITH – Mayor
 JOHNNY TRAN – Councilmember Place 1
 DONNA HARVEY SCHULMAN – Councilmember Place 2
 MARY CROCKER – Councilmember Place 3
 TROY LEWIS – Councilmember Place 4
 ANDY ERDELT – Councilmember Place 5
 STEPHEN MCGOVERN – Councilmember Place 6

**CITY OF PALACIOS
 CITY COUNCIL REGULAR MEETING MINUTES
 October 23, 2018**

REGULAR COUNCIL MEETING 7PM

CALL TO ORDER – Mayor Pro Tem Johnny Tran at 7pm
INVOCATION – Councilmember Erdelt
PLEDGE OF ALLEGIANCE – Councilmember Schulman
PLEDGE TO TEXAS FLAG – Councilmember Schulman
PLEDGE TO PALACIOS FLAG – Councilmember Schulman

VISITOR / CITIZEN FORUM

1. Patricia Loving discussed the Pavilion Rental Report and the Quarterly Financial Statement.
2. Chip Woolf discussed the Quarterly Financial Statement and suggested that adding comments and/or explanations to the statement would be helpful.

ADMINISTRATIVE REPORTS

1. City Manager's Report for September 2018
2. Pavilion Rental Report as of September 30, 2018
3. Harvest Moon Dinner and Dance was Saturday, October 20, 2018 at 6pm at the Recreation Center
4. Pedal Palacios is Saturday, October 27, 2018

ITEMS TO BE CONSIDERED

1. Proclaim January, 2019 as School Board Recognition Month
 Mayor Pro Tem Johnny Tran proclaimed January 2019 as School Board Recognition Month
2. Discuss and consider accepting the Quarterly Financial Statement as of September 30, 2018
 Councilmember McGovern motioned to accept the Quarterly Financial Statement as of September 30, 2018
 Councilmember Lewis seconded
 There was no opposition
 With no opposition, the motion carried

3. Discuss and consider accepting the Quarterly Investment Report as of September 30, 2018
 Councilmember Crocker motioned to accept the Quarterly Investment Report as of September 30, 2018
 Councilmember McGovern seconded
 There was no opposition
 With no opposition, the motion carried
4. Discuss and consider adopting Resolution 2018-R-17 to designate authorized signators for the 2018 (Community Development Fund) Texas CDBG program contract 7218351
 Councilmember McGovern motioned to adopt Resolution 2018-R-17 to designate authorized signators for the 2018 (Community Development Fund) Texas CDBG program contract 7218351
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried
5. Discuss and consider adopting Resolution 2018-R-18 to adopt the required CDBG Civil Rights policies (copies of which are attached to this Resolution).
 Mayor Pro Tem Johnny Tran motioned to adopt Resolution 2018-R-18 to adopt the required CDBG Civil Rights policies
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried
6. Proclaim April 2019 as Fair Housing Month: This proclamation will help to fulfill Fair Housing activity obligations as required by the Grant.
 Mayor Pro Tem Johnny Tran proclaimed April 2019 as Fair Housing Month
7. Discuss and consider adopting Resolution 2018-R-19 to authorize an application to the Texas Department of Housing and Community Affairs for a Texas Home Program Grant; committing to provide matching funds and to establish a reserve, and provide an effective date
 Councilmember McGovern motioned to adopt Resolution 2018-R-19 to authorize an application to the Texas Department of Housing and Community Affairs for a Texas Home Program Grant; committing to provide matching funds and to establish a reserve, and provide an effective date
 Councilmember Lewis seconded
 There was no opposition
 With no opposition, the motion carried
8. Discuss and consider action to approve the following consent agenda items:
 Minutes of the October 9, 2018 Regular Council Meeting
 Excuse the absence of Councilmembers Johnny Tran and Troy Lewis from the October 9, 2018 Regular Council Meeting
 Councilmember Crocker motioned to approve the minutes and excuse the absence of councilmembers Johnny Tran and Troy Lewis from the October 9, 2018 Regular Council Meeting.
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried

EXECUTIVE SESSION

In accordance with Chapter 551, Government Code, (Open Meetings Law) the Council

May go into Executive (closed) session in order to:

Consult with its attorney (551.071)

Discuss Real Estate transaction (551.072)

Deliberation regarding prospective gifts or donation (551.073)

Discuss personnel matters (551.074)

Deliberation regarding security devices (551.076)

Discuss economic development negotiations (551.087)

ADJOURN

Councilmember Lewis motioned to adjourn the meeting at 7:57 pm

Councilmember MCGovern seconded

There was no opposition

With no opposition, the motion carried

Johnny Tran, Mayor Pro Tem

Clissa Mills, City Secretary