



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
 June 26, 2018**

Notice is hereby given of a Regular Council Meeting of the Palacios City Council to be held June 26, 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:

BUDGET WORKSHOP 6:00 PM

REGULAR COUNCIL MEETING 7:00 PM

CALL TO ORDER

INVOCATION – Councilmember Crocker

PLEDGE OF ALLEGIANCE – Councilmember Tran

PLEDGE TO TEXAS FLAG – Councilmember Tran

PLEDGE TO PALACIOS FLAG – Councilmember Tran

VISITOR / CITIZEN FORUM

ADMINISTRATIVE REPORTS

1. Request for fund raising event for Lucky Strykes Dog Rescue by Jennifer Chau
2. City Manager's Report for May 2018

ITEMS TO BE CONSIDERED

1. Discuss and consider approving on second reading Ordinance 2018-O-2 amending the garbage collection rates.
2. Discuss and consider approving on first reading Ordinance 2-18-O-4 to establish Pavilion Fee Schedule
3. Discuss and consider action to approve the following consent agenda items:
 Minutes of the June 12, 2018 Regular Council Meeting
 Excuse the absence of Councilmember Tran from the June 12, 2018 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)

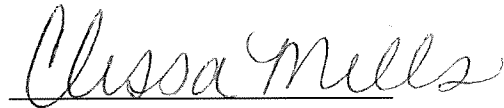
Discuss economic development negotiations (551.087)

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 June 26, 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 June 22, 2018.

A handwritten signature in cursive script that reads "Clissa Mills". The signature is written in black ink and is positioned above a horizontal line.

Clissa Mills, City Secretary



Lucky Strykes Dog Rescue, Inc.

14380 FM 2853, Suite C, Palacios, Texas 77465
Mailing Address: P.O. Box 1090 Palacios, Texas 77465
Phone: (361) 676-9260
info@luckystrykesrescue.com

June 13, 2018

The Honorable Mayor and City Council
City of Palacios
311 Henderson
Palacios, Texas 77465
Via Electronic Mail (cmills@cityofpalacios.org)

Dear Honorable Mayor and City Council of Palacios:

Please accept this letter as our letter of formal introduction of our rescue to the City of Palacios. Lucky Strykes Dog Rescue ("LSDR") was officially born October of 2016, when we received our IRS 501(c)(3) recognition. We are an extremely new rescue, but in the year that has passed, we have been instrumental in our community.

Our rescue is a large – breed only (50 pounds plus) no kill shelter. We do not discriminate against any large breeds. We rescue dogs from euthanasia in our area and give them a second chance to find loving homes. We are located at the old Palacios Vet Clinic, where we house our rescued dogs in outdoor kennels and a fenced in acre of land for a play area.

Late last year, as you all may remember, our area felt the effects of Hurricane Harvey. As we were fortunate, like many in Palacios, not to suffer great casualties, we did have some damages but were able to implement temporary fixes to our septic system. Our neighbors in Bay City had been flooded out of their homes and all the animals were evacuated to the fair grounds. Amidst the devastation, we knew we had to assist, even though our own shelter had lost food and had damages. Once flooding subsided, we were able to house and temporarily board 20 dogs (and 1 pig) for our local community members who were left without a home. We provided these services completely complimentary for two months, and were happy to aid our neighbors who were literally rebuilding their homes from scratch. We suspended our rescue operations during those two months, as our shelter was completely filled with the boarders. No sooner than the day after the last boarder was released, we began to rescue dogs from our local area shelters. We specifically chose dogs that were Hurricane Harvey victims as well, whether they had lost their homes and their humans had tossed them aside, or they were strays saved from the flooding waters, we accepted 8 dogs with open arms and hearts. With some successful adoptions, and new dogs saved from local city/county pounds, we now have eight total dogs available for adoption and none of them are Harvey victims. However, the unplanned boarding of 20 animals wiped out our 2-year budget. And, like every other charitable organization in this area, we are need in funding.



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I write this letter of introduction with the hopes that the City of Palacios can help us with what we would like to be an annual fundraiser. With your help, we would like to have an Election for any dog to be Mayor for a Day and/or the Year. We would like persons in our community to be able to pay an application fee and have votes submitted via money in donation receptacles. For instance, Fido's humans would pay the rescue \$20.00 to have Fido be an applicant for Mayor. Fido would then put out jars or other boxes to collect money for votes, each vote costing a determined amount of money (example \$0.25 per vote). The applicant with the most votes would then be the winning Mayor.

Of course, the title is honorary, and we do not expect the winning candidate to have any decisive power or active role in the City, other than what the you would allow and think would be most beneficial. In other cities where this fundraiser has taken place, the animals usually attend certain City events with the Mayor or Council Members, and have an active presence when requested. We think the honorary title would not only be financially beneficial to us by raising funds, but perhaps draw more attention to our ultimate goal of saving dogs' lives in our area and educating the public about responsible pet ownership.

I appreciate the City's consideration for our fundraising event, and I am available to answer any questions or provide any additional information to you at your request, as well as the next city council meeting.

Sincerely yours,



Jennifer Chau
President

City Manager's
MONTHLY REPORT
MAY 2018

HURICANE HARVEY

- Signed FEMA documents for Harvey Damages and Emergency Protective Measures and Debris Removal for reimbursements.
- Contractor started the installation of the new police antennae at the County Annex building under FEMA 90/10 reimbursements from Hurricane Harvey.
- Monitoring CDBG DR program for possible projects for the City.

ADMINISTRATION

- Engineer is designing the CDBD-DR grant; pass through funding from the County Ike Disaster Grant.
- Grant Works submitted Hazard Mitigation Grant for generators.
- Working with TxDOT Aviation Department for Palacios Airport Improvements Grant to repair Runway 13-31, taxiways, and terminal apron; TxDOT is advertising for project engineers.
- Chief presented grant request to the Criminal Justice Grant to H-GAC for new in-car video systems to replace existing outdated systems and two new vehicles.
- Engineer is working on plans for the Recycle Center Expansion Project Grant from HGAC.
- Engineer started survey work for the Downtown Revitalization Grant from Texas Department of Agriculture; construction to begin during the first quarter of 2019.
- Awarded the HGAC Solid Waste Grant to purchase a new recycling vehicle and recycling trailers. HGAC will fund one half the cost of the new vehicle.

PUBLIC WORKS

- Installed new service water lines on Ruthven from E Craymer to Tres Palacios Ave.
- Work Orders Completed: 9 water leaks, 31 animals calls, 6 culvert installations, 5 sewer backups, 50 miscellaneous work orders, and repaired potholes; total 101 work orders.
- Mowed RR Park and other city properties, water plants, and 14 lift stations.

AIRPORT

- Mowed and sprayed around buildings, runways, and hangers
- Issued notice to FAA to close runways to apply weed killer and remove dead grass off of the edges of the runways.

PAVILION

- Contractor is working on punch list; 99% complete
- Completing the GLO CMP grant; Plazas and Picnic Shelters are complete; working on planting around the wetland pond.

POLICE

- Calls for Service 494
- Citations 82 Warnings 90
- 41 written reports, and 17 arrests

FIRE

- Responded to RV fire inside city limits
- Fire Department is collecting donations for new Fire Station.
- Searching for grants for new Fire Station.

ORDINANCE NO. 2018-O-2

AN ORDINANCE AMENDING APPENDIX "A" ARTICLE A13.04 "SOLID WASTE", DIVISION 3. "RATES AND CHARGES", OF THE CODE OF ORDINANCES OF THE CITY OF PALACIOS, TEXAS TO CHANGE THE RATES FOR SOLID WASTE GARBAGE COLLECTION; CONTAINING A SAVINGS CLAUSE; REPEALING INCONSISTENT ORDINANCES; AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

WHEREAS, the contract currently in effect for garbage collection allows for an annual adjustment based on the CPI-U; and

WHEREAS, the adjustment proposed by the current contractor is 3.54% and will take effect on July 5, 2018; NOW THEREFORE,

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

SECTION 1: That **Section A13.04.071(a) "Garbage Collection fees."** of Appendix "A" of the Code of Ordinances of the City of Palacios, Texas is hereby amended to read as follows:

Article A13.04 Solid Waste
Division 3. Rates and Charges

Sec. A13.04.071 General Regulations

(a) Garbage collection fees.

- (1) **Residential rate.** \$23.52 per month for a 95 gallon Poly Cart. Additional Poly Carts are available for \$7.95 each, up to five (5) total carts. The Residential rate is restricted to single family residences, duplexes, and residences with no more than two (2) total livable structures at one (1) service address.
- (2) **Senior Citizens rate.** \$14.53 per month for a 60-gallon poly carts. Service is restricted to one (1) cart.
- (3) **Commercial hand collection rate.** \$33.17 per month for a 95 gallon poly carts. Additional poly carts are available for \$7.95 each, up to two (2) total carts. The commercial hand collection rate is restricted to commercial accounts and accounts with more than two (2) total livable structures at one (1) service address.
- (4) **Commercial bins matrix rates.** The commercial bins matrix rates are established from the Exhibit B of the city's franchise agreement with its garbage collection provider.
- (5) **Penalty fee.** All customers will be assessed a \$25.00 penalty fee for any stolen or damaged poly carts due to negligence or abuse.

(6) 2018 Commercial rate schedule:

LIFTS PER WEEK

CONTAINER SIZE	1	2	3	EXTRA LIFTS
3 CUBIC YARD	\$105.87	\$161.17		\$75.00
4 CUBIC YARD	\$119.99	\$187.06	\$276.46	\$75.00
6 CUBIC YARD	\$131.77	\$229.40		\$75.00
8 CUBIC YARD	\$149.41	\$237.65	\$331.76	\$75.00

SECTION 2: If any provisions, section, exception, subsection, paragraph, sentence, clause or phrase of this ordinance or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void or invalid, such invalidity shall not affect the validity of the remaining provisions of this ordinance or their application to other persons or sets of circumstances and to this end all provisions of this ordinance are declared to be severable.

SECTION 3: All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

SECTION 4: This Ordinance shall become effective after its approval and adoption upon second and final reading.

PASSED AND APPROVED on first reading this 12th day of June, 2018.

PASSED, APPROVED AND ADOPTED on second and final reading this _____ day of _____, 2018.

CITY OF PALACIOS, TEXAS

GLEN SMITH, Mayor

ATTEST:

CLISSA MILLS, City Secretary

APPROVED AS TO FORM:

Randall B. Strong
City Attorney

ORDINANCE NO. 2018-O-4

AN ORDINANCE AMENDING APPENDIX “A” OF THE CODE OF ORDINANCES OF THE CITY OF PALACIOS BY ADDING SECTION A1.10.002 “PAVILION RENTAL FEES”; CONTAINING A SAVINGS CLAUSE; REPEALING INCONSISTENT ORDINANCES; AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

WHEREAS, recent improvements to the City Pavilion are anticipated to increase demand for use of that facility, thereby increasing the maintenance costs and creating the need for a user fee to recover some of those costs and to control the use of the facility; and

WHEREAS, after studying the past use of the Pavilion and projecting the maintenance costs for the Pavilion, City staff recommended the rates proposed below as being reasonable for both the City and the users; and

WHEREAS, the City Council of the City of Palacios finds that the requested new rates are reasonable and that approving the new rates will offset some of the operating cost and will better preserve the health, safety and welfare of the citizens of Palacios; NOW THEREFORE,

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

SECTION 1: That Appendix “A” of the Code of Ordinances of the City of Palacios, Texas is hereby amended by the addition of Section A1.10.002 “ Pavilion Rental Rates”, which shall read as follows:

APPENDIX A. FEE SCHEDULES

ARTICLE A1.10 PARKS, BEACHES, PIERS AND OTHER PUBLIC PROPERTY

Sec A1.10.002 Pavilion Rental Fees.

RENTAL RATES FOR PAVILION USE

Usage Period	*Rental Fee	Refundable Cleaning/Damage/Security Deposit
Friday (12 hours)	\$650.00	\$250.00*
Friday & Saturday (12 hours/day)	\$1,000.00	\$250.00/day*
Friday (6 hours) & Saturday (12 hours)	\$800.00	\$250.00/day*
Saturday only (12 hours)	\$650.00	\$250.00/day*

Sunday only (12 hours)	\$500.00	\$250.00*
Saturday & Sunday (12 hours/day)	\$1,000.00	\$250.00/day*
Friday, Sat & Sunday (12 hours/day)	\$1,400.00	\$250.00/day*
Monday thru Thursday (6 hours after 4pm)	\$200.00	\$250.00/day*
Monday thru Thursday (3 hours prior to 4pm)	\$150.00	\$100.00/day*
Holidays (see Exhibit A)	\$1000.00	\$250.00

IRS-designated non-profit organizations may be eligible for \$100.00 discount on weekend rates and \$50.00 discount on weekday rates (must provide a copy of IRS designation letter).

*NOTE: If alcoholic beverages will be served or consumed at the event, the deposit will be \$500.

SECTION 2: If any provisions, section, exception, subsection, paragraph, sentence, clause or phrase of this ordinance or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void or invalid, such invalidity shall not affect the validity of the remaining provisions of this ordinance or their application to other persons or sets of circumstances and to this end all provisions of this ordinance are declared to be severable.

SECTION 3: All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

SECTION 4: This Ordinance shall become effective after its approval and adoption upon second and final reading.

PASSED AND APPROVED on first reading this 26th day of June, 2018.

PASSED, APPROVED AND ADOPTED on second and final reading this _____ day of _____, 2018.

CITY OF PALACIOS, TEXAS

GLEN SMITH, Mayor

ATTEST:

CLISSA MILLS, City Secretary

APPROVED AS TO FORM:

RANDALL B. STRONG

City Attorney

...ordinanc\2018-O-4 Pavilion Rates3



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 June 12, 2018

CALL TO ORDER – Mayor Glen Smith at 7pm
INVOCATION – Councilmember Shulman
PLEDGE OF ALLEGIANCE – Councilmember Erdelt
PLEDGE TO TEXAS FLAG – Councilmember Erdelt
PLEDGE TO PALACIOS FLAG – Councilmember Erdelt

VISITOR / CITIZEN FORUM

1. Jason Rozner discussed his concerns with the Palacios Police Department and Chief Miles during his time of employment.
2. Chip Woolf discussed budget amendments, the procedures for tax abatements, a potential law suit, and requested an accounting of the Pavilion.

ADMINISTRATIVE REPORTS

1. ZBA Report – Andy Erdelt – Discussed the variance request for Mr. John Newlin located at 106 Duson
2. Discuss Liaisons to Commissions and Boards – Donna Harvey Schulman volunteered to be on the Library Board
3. Zoning Commission report – Robert Garrett discussed the areas that need to be annexed
4. Downtown revitalization Grant- Project Implementation Schedule - David Kocurek reviewed the schedule for the project

ITEMS TO BE CONSIDERED

1. Discuss and consider approving the first reading Ordinance 2018-O-2 amending the garbage collection rates.
 Councilmember McGovern motioned to approve the first reading Ordinance 2018-O-2 amending the garbage collection rates.
 Councilmember Lewis seconded
 There was no opposition
 With no opposition, the motion carried

2. Discuss and consider approving the first reading Ordinance 2018-O-3 revising budgeted line items which shall supersede all previously adopted ordinances and amendments
 Councilmember Crocker motioned to approve the first reading Ordinance 2018-O-3 revising budgeted line items which shall supersede all previously adopted ordinances and amendments
 Councilmember McGovern seconded
 There was no opposition
 With no opposition, the motion carried
3. Discuss and consider approving the Order Declaring Amendment of City Charter
 Councilmember Lewis motioned to approve the Order Declaring Amendment of City Charter
 Councilmember McGovern seconded
 There was no opposition
 With no opposition, the motion carried
4. Discuss and consider accepting the annual Financial Audit Proposal for the year ending September 30, 2018 for the City of Palacios submitted by Harrison, Waldrop & Uherek, LLP
 Councilmember Erdelt motioned to accept the annual Financial Audit Proposal for the year ending September 30, 2018 for the City of Palacios submitted by Harrison, Waldrop Uherek, LLP
 Councilmember McGovern seconded
 There was no opposition
 With no opposition, the motion carried
5. Review and consider action to approve the Application for Appointment to Board or Commission by Judith Chavez for the Planning and Zoning Commission to replace Robert Turner
 Mayor Smith motioned to approve the Application for the Appointment to Board or Commission by Judith Chavez for the Planning and Zoning Commission to replace Robert Turner
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried
6. Review and consider action to approve the amended Pavilion Policies and Procedures
 Councilmember McGovern motioned to approved the amended Pavilion Policies and Procedures
 Councilmember Lewis seconded
 There was no opposition
 With no opposition, the motion carried
7. Discuss and consider action to approve the Fee Schedule for the Pavilion Rentals
 Councilmember Crocker motioned to approve the Fee Schedule for the Pavilion Rentals
 Councilmember Erdelt second
 AYE: 5
 NAY: 1
 The motion carried
8. Review and consider action to approve the Tax Abatement Agreement with Stuart Lynn
 Mayor Smith motioned to approve the Tax Abatement Agreement with Stuart Lynn with the following correction: Page 1, paragraph 5, change the word “commercial” to “residential”.

- Councilmember McGovern seconded
 There was no opposition
 With no opposition, the motion carried
9. Discuss and consider action to approve the following consent agenda items:
- a) Minutes of the May 22, 2018 Regular Council Meeting
 Councilmember Lewis motioned to approve the minutes of the May 22, 2018 regular council minutes
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried

EXECUTIVE SESSION: ADJOURNED AT 8:10 p.m.

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)

1. Discussion of pending lawsuit
- Discuss Real Estate transaction (551.072)
 Deliberation regarding prospective gifts or donation (551.073)
 Discuss personnel matters (551.074) – City Manager annual review
 Deliberation regarding security devices (551.076)
 Discuss economic development negotiations (551.087)

Council Re-Convened in Open session for Official Action: 8:48 p.m.

ACTION ON EXECUTIVE SESSION:

- A. Discuss and consider action concerning pending lawsuit – City Attorney will respond to communications from Plaintiff's attorney

ADJOURN

Councilmember Crocker motioned to adjourn the meeting at 8:49 pm
 Councilmember Erdelt seconded
 There was no opposition
 With no opposition, the motion carried

Glen Smith, Mayor

Clissa Mills, City Secretary