



CITY COUNCIL REGULAR MEETING

Monday, October 14, 2024 at 6:30 PM

City Council Chambers | 202 N. Virginia Street, Port Lavaca TX 77979

MINUTES

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

On this the 14th day of October 2024, the City Council of the City of Port Lavaca, Texas, convened in a regular session at 6:30 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:

I. ROLL CALL

- | | |
|-----------------|---|
| Jack Whitlow | Mayor |
| Daniel Aguirre | Councilman, District 1 |
| Tim Dent | Councilman, District 2 |
| Allen Tippit | Councilman, District 3 |
| Rosie G. Padron | Councilwoman, District 4, Mayor Pro Tem |
| Jim Ward | Councilman, District 5 |
| Justin Burke | Councilman, District 6 |

And with the following absent: None

Constituting a quorum for the transaction of business, at which time the following business was transacted:

II. CALL TO ORDER

- Mayor Whitlow called the meeting to order at 6:30p.m. and presided.

III. INVOCATION

- Councilman Ward gave the invocation.

IV. PLEDGE OF ALLEGIANCE

- Mayor Whitlow – Pledge of Allegiance.

V. PRESENTATION(S)

- Proclamations by the Mayor
 - October is Fire Prevention Month – October 06 thru October 12, 2024
“Smoke Alarms – Make them work for you”

- Employee Service Award:
 - Joe Reyes 35 Years Fire Department
- Texas Municipal League 2024 Excellence Award:
 - Police Department (2023 Christmas Elf on a Shelf with participating businesses)

VI. COMMENTS FROM THE PUBLIC - *Limited to 3 minutes per individual unless permission to speak longer is received in advance. You may make public comments as you would at a meeting on Zoom by logging on with your computer and/or smart phone as described in the zoom invitation below or on Facebook Live through the comment section, which will be monitored and answered. As appropriate.*

- Mayor asked for comments from the public and the following citizen(s) spoke:
 - Weston Burris, 4 Sago, Port Lavaca, Texas (Do not believe it is in the City’s best interest to sell the Water Treatment Facilities to a privately owned entity).

VII. CONSENT AGENDA - *Council will consider/discuss the following items and take any action deemed necessary*

- A. Minutes of September 09, 2024 Regular Meeting**
- B. Minutes of September 16, 2024 Special Meeting**
- C. Review of Credit Card Statement**
- D. Receive Monthly Financial Highlight Report**
- E. Ratify Budget Ordinance #S-2-24 (approved 09-16-2024 at special meeting)**
- F. Ratify Tax Ordinance #S-3-24 (approved 09-16-2024 at special meeting)**
- G. Receive Victoria Economic Development Corporation (VEDC) Monthly Report**

Motion made by Councilman District 5 Ward

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 all consent agenda items as listed.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

VIII. ACTION ITEMS - (Council will consider/discuss the following items and take any action deemed necessary)

1. **Hear presentation from Republic Services regarding Recycling. Presenter is Mike Reeves**

Council received a PowerPoint presentation from Mike Reeves, Manager of Republic Services about the Recycling Services within the City of Port Lavaca.

No action necessary and none taken.

2. **Receive 3rd Quarterly Report from the Public Works Department. Presenter is Wayne Shaffer**

Public Works Director Shaffer presented Council with a Quarterly Report from the Public Works Departments (Streets, Parks and Utilities).

No action necessary and none taken.

3. **Consider request of the Chamber of Commerce for parade permit, traffic control assistance and closing off several streets, for the Annual "Lighted Christmas Parade" on Friday, December 06, 2024, beginning at 6:30 p.m. and also request waiver of any fees associated with the event. Presenter is Tania French**

Tania French, Events Coordinator advised Council that the Port Lavaca Chamber of Commerce is requesting several city streets be closed on Friday, December 6, 2024, for the annual "Lighted Christmas Parade," beginning at 6:30. The parade begins at Sandcrab Stadium, travels down Sam Faubian Street, proceeds right onto Virginia Street, down to Main Street, turns left onto Main Street, proceeds down to Commerce Street, then crosses Commerce Street to the Bayfront Peninsula, where it ends.

The Port Lavaca Chamber of Commerce is requesting waiver of all fees associated with the event and also assistance with traffic control by the Police Department

Motion made by Councilman District 5 Ward

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

THAT, Council hereby approves request of the Chamber of Commerce for parade permit, traffic control assistance and closing off several streets, for the Annual "Lighted Christmas Parade" on Friday, December 06, 2024, beginning at 6:30 p.m. and also waives regular fees associated with event.

Seconded by Councilman District 6 Burke

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

4. **Consider appointment/reappointment of member(s) to the Planning Board to fill an expired term and begin a new two-year term. Presenter is Derrick Smith**

Development Services Director Smith advised Council that Betty Birdwell's term on the Planning Board will be expiring at the end of October 2024 and she has expressed a desire to be reappointed for a new two-year term.

Motion made by Councilman District 3 Tippit

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 reappoints Betty Birdwell to the Planning Board to fill an expired term and begin a new two-year term.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

5. **Consider Engagement Letter from Pattillo, Brown & Hill, L.L.P. for Auditing Services of City's Financials for Fiscal Year ending September 30, 2024. Presenter is Brittney Hogan**

Finance Director Hogan presented Council with an Engagement Letter from Pattillo, Brown & Hill, L.L.P. for Auditing Services of City's Financials for Fiscal Year ending September 30, 2024.

Motion made by Councilman District 5 Ward

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 Engagement Letter from Pattillo, Brown & Hill, L.L.P. for Auditing Services of City's Financials for Fiscal Year ending September 30, 2024.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

6. **Consider lease at Nautical Landings Suite 4 to Something More Media. Presenter is Jody Weaver**

Interim City Manager Weaver advised Council that staff has been working with the Port Commission to standardize the rent of office space at the Nautical Landings Office Building and provide calculations and backup for all additional costs to be reimbursed by the tenant. The standard rent has been established as \$1.25/sf plus appropriate reimbursement for trash, electricity, water/sewer/GBRA fee, and janitorial if applicable.

The new lease agreement for Something More Media (Tania French) that if approved will be effective as of October 1, 2024.

The proposed New Lease amount approved and recommended by the Port Commission is \$967.50/month. This is an increase of \$274.37/month (+40%) above her previous rent amount. Part of the reason for the significant increase is that previously she has always been provided a level of discount to her lease. This discount was to acknowledge that it is a benefit to the City to have her, as the City Events Coordinator, to be officed in close proximity to Bayfront Park and downtown, where most of our events occur. In addition, she uses this space routinely to store materials and equipment for the benefit of City events and it is noted that the City's fee for Events Coordination has not changed since 2018. As such, Tania is requesting consideration of a discount be given to her new monthly rental fee.

In keeping with previous thinking, I proposed a \$160/month discount, which is about a 20% discount to the base rent and still provides over \$1/sf (\$1.04/sf). No discounts are proposed to the reimbursements for services.

Financial implications are as follows:

- Additional annual revenue without discount = $\$274.37 \times 12 = \$3,292.44$
- Additional annual revenue with discount = $\$114.37 \times 12 = \$1,372.44$
- Difference = \$1,920.00

The Port Commission's recommendation was to deny the request for a discount but stated that should the Council vote to grant it, that \$160/mo. be transferred from the General Fund to the Ports and Harbors Fund each month.

Motion made by Councilman District 5 Ward

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

THAT, in accordance with recommendation of Port Commission and staff, Council hereby approves lease at Nautical Landings Suite 4 to Tanya French AKA Something More Media, with an amendment taking out the discount listed above.

Seconded by Councilman District 2 Dent

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

7. **Consider Second and Final reading of an Ordinance (S-4-24) of the City of Port Lavaca regarding compensation of Mayor and Council Members; and providing an effective date**

Motion made by Councilman District 5 Ward

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 Second and Final reading of an Ordinance (S-4-24) of the City of Port Lavaca regarding compensation of Mayor and Council Members.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Aguirre, Councilman District 3 Tippit, and Councilman District 5 Ward

Voting Nay:

Councilman District 2 Dent, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 6 Burke

Mayor’s Vote to Break Tie:

Yea

- 8. **Consider Second and Final reading of an Ordinance (G-9-24) of the City of Port Lavaca amending the Code of Ordinances, Appendix A - Fees, Rates and Changes, Chapter 54 Waterways Fees; and providing an effective date. Presenter is Jody Weaver**

Motion made by Councilman District 2 Dent

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 Second and Final reading of an Ordinance (G-9-24) of the City of Port Lavaca amending the Code of Ordinances, Appendix A - Fees, Rates and Changes, Chapter 54 Waterways Fees.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

- 9. **Consider Resolution No. R-101424-1 of the City of Port Lavaca – City Hall Master Plan Phase 3: Interior Renovations & Site Work for Construction Procurement Method. Presenter is Jody Weaver**

Motion made by Councilman District 2 Dent

WHEREAS, Section 2269.056(a), of the Texas Government Code states that the governing body of a governmental entity that considers a construction contract using a method authorized by this chapter other than competitive bidding must, before advertising, determine which method provides the best value for the governmental entity, and

WHEREAS, the City of Port Lavaca City Council has determined that the construction procurement method specified under SUBCHAPTER D. COMPETITIVE SEALED PROPOSAL METHOD Of CHAPTER 2269. CONTRACTING AND DELIVERY PROCEDURES FOR CONSTRUCTION PROJECTS of the Texas Government Code provides the best value for the City of Port Lavaca for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work”

THEREFORE, LET IT BE RESOLVED by the City of Port Lavaca City Council that the Council has decided to use the Competitive Sealed Proposal process as specified under SUBCHAPTER D. COMPETITIVE SEALED PROPOSAL METHOD of CHAPTER 2269. CONTRACTING AND DELIVERY PROCEDURES FOR CONSTRUCTION PROJECTS of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work”.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 3 Tippit

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

10. **Consider Resolution No. R-101424-2 of the City of Port Lavaca – City Hall Master Plan Phase 3: Interior Renovations & Site Work for Prevailing Wage Rate. Presenter is Jody Weaver**

Motion made by Councilman District 3 Tippit

WHEREAS, Section 2258.022(a), of the Texas Government Code states: For a contract for a public work awarded by a political subdivision of the state, the public body shall determine the general prevailing rate of per diem wages in the locality in which the public work is to be performed for each craft or type of worker needed to execute the contract and the prevailing rate for legal holiday and overtime work, and

WHEREAS, Section 2258.022(a) of the Texas Government Code Subsections (1) and (2) go on to state the public body’s options in fulfilling its statutory responsibility of determining prevailing wage rates as being: (1) conducting a survey of the wages received by classes of workers employed on projects of a character similar to the contract work in the political subdivision of the state in which the public work is to be performed; or (2) using the prevailing wage rate as determined by the United States Department of Labor in accordance with the Davis-Bacon Act (40 U.S.C. Section 276a et seq.), and its subsequent amendments;

NOW THEREFORE BE IT RESOLVED that the City of Port Lavaca City Council hereby selects Section 2258.022(a), Subsection (2) of the Texas Government Code as its option in determining the general prevailing rate of per diem wages in the locality in which the public work is to be performed for each craft or type of worker needed to execute the contract and the prevailing rate for legal holiday and overtime work as determined by the United States Department of Labor in accordance with the Davis-

Bacon Act (40 U.S.C. Section 276a et seq.), and its subsequent amendments as can be found on the following web site (www.wdol.gov/dba.aspx#0), for the construction project titled “ City Hall Master Plan – Phase 3: Interior Renovations & Site Work”.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

11. **Consider Resolution No. R-101424-3 of the City of Port Lavaca – City Hall Master Plan Phase 3: Interior Renovations & Site Work for Delegation of Authority. Presenter is Jody Weaver**

Motion made by Councilman District 5 Ward

WHEREAS, Section 2269.053(a), of the Texas Government Code provides that the governing body of a governmental entity may delegate its authority under this chapter regarding an action authorized or required by this chapter to a designated representative, committee, or other, and

WHEREAS, The City of Port Lavaca City Council wishes to delegate its authority under SUBCHAPTER D. COMPETITIVE SEALED PROPOSAL METHOD of CHAPTER 2269; CONTRACTING AND DELIVERY PROCEDURES FOR CONSTRUCTION PROJECTS, SECTION 2269.155, SELECTION OF OFFEROR, of the Texas Government Code to the designated person of Jody Weaver, Interim City Manager, as authorized by Section 2269.053(a), of the Texas Government Code as it relates to the selection of an Offeror as prescribed under Section 2269.155 of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work”;

NOW THEREFORE BE IT RESOLVED that the City of Port Lavaca City Council hereby delegates its authority under SUBCHAPTER D. COMPETITIVE SEALED PROPOSAL METHOD of CHAPTER 2269; CONTRACTING AND DELIVERY PROCEDURES FOR CONSTRUCTION PROJECTS, SECTION 2269.155, SELECTION OF OFFEROR, of the Texas Government Code to the designated person of Jody Weaver, Interim City Manager, as authorized by Section 2269.053(a), of the Texas Government Code as it relates to the selection of an Offeror as prescribed under SECTION 2269.155, SELECTION OF OFFEROR of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work”, and

THEREFORE LET IT BE FURTHER RESOLVED by the City of Port Lavaca City Council that it desires for Jody Weaver, Interim City Manager, within the scope of the authority delegated to her under Section 2269.155, SELECTION OF OFFEROR of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work” to form a committee of her choosing, which may, but not necessarily, include some members of the City Council of the City of Port Lavaca in numbers not establishing a quorum of the Council, to advise her in the selection process

for Construction Services for the selection of an Offeror as prescribed under Section 2269.155 of the Texas Government Code for said construction project and bring her recommended selection to the City of Port Lavaca City Council for final approval.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 6 Burke

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

12. **Consider Resolution No. R-101424-4 of the City of Port Lavaca – City Hall Master Plan Phase 3: Interior Renovations & Site Work for Selection Committee and Proposal Ranking Criteria. Presenter is Jody Weaver**

Motion made by Councilman District 3 Tippit

WHEREAS, Section 2269.053(a), of the Texas Government Code provides that the governing body of a governmental entity may delegate its authority under this chapter regarding an action authorized or required by this chapter to a designated representative, committee, or other, and

WHEREAS, the City of Port Lavaca City Council by resolution adopted on July 25th 2022 did delegate its authority under SUBCHAPTER D. COMPETITIVE SEALED PROPOSAL METHOD of CHAPTER 2269; CONTRACTING AND DELIVERY PROCEDURES FOR CONSTRUCTION PROJECTS, SECTION 2269.155, SELECTION OF OFFEROR, of the Texas Government Code to the designated person of Jody Weaver, Interim City Manager as authorized by Section 2269.053(a), of the Texas Government Code as it relates to the selection of an Offeror as prescribed under Section 2269.155 of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work”;

AND WHEREAS the City of Port Lavaca City Council stated in that resolution that its desire was for Jody Weaver, Interim City Manager within the scope of the authority delegated to her under Section 2269.155, SELECTION OF OFFEROR of the Texas Government Code for the construction project titled “City Hall Master Plan – Phase 3: Interior Renovations & Site Work” to form a committee of her choosing, including but not limited to some members of the City Council of the City of Port Lavaca, to advise her in the selection process for Construction Services for the selection of an Offeror as prescribed under Section 2269.155 of the Texas Government Code for said construction project and bring her recommended selection to the City Council of the City of Port Lavaca for final approval.

NOW THEREFORE BE IT RESOLVED by Jody Weaver, Interim City Manager, that she hereby appoints the following committee to advise her in the selection process for Construction Services for the selection of an Offeror as prescribed under Section 2269.155 of the Texas Government Code and as directed by the City Council of the City of Port Lavaca:

Jody Weaver	Interim City Manager
Brittney Hogan	Finance Director
Karen Hill	Utility Billing Supervisor
Derrick Smith	Director of Development Services
Tim Dent	Councilman
Brian Parker	Architect’s Project Manager

NOW THEREFORE LET IT BE FURTHER RESOLVED by Jody Weaver, Interim City Manager, that she has chosen the following criteria for the committee as a corporate body to consider in the selection of an Offeror submitting a proposal on this project along with the stated weighing of each of the criteria:

Price	50%
Offeror’s Qualifications	40%
Time	10%

BE IT ALSO RESOLVED, THAT Councilman Burke will be added to the selection process committee.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

13. **Consider award of construction bid for the replacement of the Ann Street lift station. Presenter is Wayne Shaffer**

Public Works Director Shaffer advised Council that as part of the ongoing Maintenance and rehab of the sanitary sewer system, staff advertised for bids for the replacement of Ann Street Lift Station due by 2:30 p.m. on October 02, 2024. Only one bid for the Ann Street Lift Station project was received from Lester Contracting, Inc., in the amount of \$816,650.00, with completion in 365 calendar days.

This expenditure will come out of the Public Utility Fund (PUF) construction account. This is one of the lift stations outlined in the Sanitary sewer lift station assessment as being in poor condition. It is currently operational; however, it is prone to failure and has several electrical issues.

Staff recommends awarding the construction bid to Lester Contracting, Inc. in the amount of \$816,650.00, to be completed in 365 calendar days.

Motion made by Councilman District 3 Tippit

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

THAT, in accordance with the recommendation of staff, Council hereby authorize award of construction contract for the replacement of the Ann Street lift station, to Lester Contracting in the amount of \$816,650.00 with 365 calendar days to complete, after Receipt of Notice to Proceed.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

14. **Consider agreement between the City of Port Lavaca and Public Sector Personnel Consultants, Inc. (PSPC) to conduct a Classification and Compensation Study. Presenter is Brittney Hogan**

Finance Director Hogan advised Council that it has been the policy of the City of Port Lavaca to perform every sixth (6th) year a salary survey with a third party to review and recommend changes to the City’s job descriptions and salaries. The last survey performed by a third party was performed in 2020 with the final report dated January 2021. Please keep in mind that the last third-party survey performed in 2020 did not include any review to the City’s job descriptions.

Since 2020 there have been internal changes and reclassifications to job descriptions that were included in our list of FTEs. We are also expecting a decrease in our Police Dispatcher positions in January 2025 which will bring our total FTE count for full-time positions from 100 to 97. In addition, the City has added 4 positions to our list of full-time employees (FTE) since 2020, which include:

- Camp Host (Beach)
- Mental Health Officer (Police)
- Capital Projects/Grant Coordinator (Finance)
- Administrative Assistant to Ports & Harbors (Ports & Harbor)

The goal of this compensation study is to ensure that the City maintains its competitiveness within the area, help recruit and retain qualified professionals for the City, and to help make informed decisions concerning job titles and descriptions.

Staff recommends council approve the professional services agreement with Public Sector Personnel Consultants, Inc. which will not exceed \$37,500.00 to conduct the City’s classification and compensation study for Fiscal Year 2024-2025.

Motion made by Councilman District 5 Ward

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

THAT, in accordance with the recommendation of staff, Council hereby approves agreement between the City of Port Lavaca and Public Sector Personnel Consultants, Inc. (PSPC) to conduct a Classification and Compensation Study, in an amount not to exceed \$37,500.00.

BE IT FURTHER RESOLVED, THAT the Mayor is hereby authorized to execute all instruments necessary to affect such agreement.

Seconded by Councilman District 2 Dent

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

15. **Announcement by Mayor that City Council will retire into closed session:**

- **For consultation with City Attorney on matters in which the duty of the Attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act (Title 5, Chapter 551,–Section 551.071(2) of the Texas Government Code). Presenter is Mayor Whitlow**
- **To deliberate the purchase, exchange, lease or value of Real Property (Deliberation in an Open Meeting would have a detrimental effect on the position of the Governmental Body in negotiations with a third party), in accordance with Title 5, Chapter 551, Section 551.072 of the Texas Government Code). Presenter is Mayor Whitlow**

Mayor Whitlow announced that Council would retire into closed session at 8:34 p.m.

16. **Return to Open Session and take any action deemed necessary with regard to matters in closed session. Presenter is Mayor Whitlow**

Mayor Whitlow announced that Council was back in open session at 8:42 p.m.

No action necessary and none taken.

IX. ADJOURNMENT

Mayor asked for motion to adjourn.

Motion made by Councilman District 3 Tippit

Seconded by Councilman District 5 Ward

Voting Yea:

Councilman District 1 Aguirre, Councilman District 2 Dent, Councilman District 3 Tippit, Councilwoman District 4 (Mayor Pro Tem) Padron, Councilman District 5 Ward, Councilman District 6 Burke

Meeting adjourned at 8:44 p.m.

ATTEST:

Jack Whitlow, Mayor

Mandy Grant, City Secretary