

NOTICE IS HEREBY GIVEN THAT THE TOWN COUNCIL (MAYOR AND BOARD OF ALDERMEN) OF THE TOWN OF BAYVIEW, TEXAS, PURSUANT TO CHAPTER 551, TITLE 5 OF THE TEXAS GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, WILL MEET:

**Monday, October 21, 2013
6:30 pm
Girl Scout Camp Bayview, West Building
102 South San Roman Road, Bayview, Texas**

GENERAL

1. Call to order.
2. Pledge of Allegiance.
3. Mayor's welcoming comments.
4. Public Comments and Announcements: *This is an opportunity for citizens to address the Town Council on matters relating to Town business, issues, concerns, or interests, including items on the agenda. Speakers are required to state their names for the record and to limit their comments to three minutes. Note: State law does not permit the Mayor/Aldermen to discuss, debate, or act on items that are not on the agenda. Persons making comments and announcements may be referred to Town Staff for follow up or to have items placed on the agenda for a future Town meeting.*

EXECUTIVE SESSION

The Town Council may go into Executive Session as authorized by Subchapter D of the Open Meetings Act for deliberations regarding certain agenda items:

- a. Section 551.071: Consultations with Attorneys
- b. Section 551.072: Deliberations about Real Property

ACTION ITEMS

Old Business (matters carried forward from a previous meeting or meetings):

None

New Business, including discussion and possible action on matters discussed in the Executive Session.

1. Approval of the Consent Agenda: Note: Items in the consent agenda will be approved as a group without discussion unless an Officer or the report presenter specifically requests that an item or items be separated from the consent agenda for discussion or other action individually:
 - a. Minutes of Town Meeting(s) of September 19, September 30 and October 7.
 - b. Financial reports for month(s) of September 2013.
 - c. Building Inspector Report and fees in the amount of \$109.00.
 - d. Payment of billing from The Rentfro Law Firm in the amount of \$1637.50 dated 9/16/2013 and and billing for October, 2013.

Town of Bayview
Monday, September 21, 2013

- e. Payment of current billing from TML Intergovernmental Risk Pool in the amount of \$1,451.26
 - f. Payment of contribution to Rio Grande Regional Water Authority to assist with costs related to Mexico's compliance with the 1944 Treaty, in the amount of \$10.85.
2. Discussion and possible action on matters related to the road repair project:
- a. Claim from FJW Construction for reduction in the amount of liquidated damages assessed for late completion of the work.
 - b. LNV Engineering's recommendation for additional payment on the basis of a reduction in the liquidated damages amount.
3. Discussion and possible action on ROW maintenance issues:
- a. Review of action to date on properties previously identified for ROW clearing and follow up action necessary:
 - 1. Brownsville Anesthesia property on Calle Hermosa
 - 2. Salinas-Lee property on Calle Hermosa / S. Valencia
 - 3. Capistran property on W. Resaca / Palma
 - 4. Bergandahl property on W. Resaca / Palma removal.
 - b. Action taken / necessary at other property locations.
 - c. New procedures for addressing ROW maintenance problems and needs.
4. Approval or rejection of a variance request from Kenneth Jaeger, President of ACE Partnership, Inc., the subdivision owner, for a variance from the requirement of the Bayview Zoning Ordinances, Article VIII Subdivisions, Section b, to install gutters and sidewalks in the Bayview Palms Subdivision.
5. Approval or rejection of allowing any current member of the Board of Aldermen of the town of Bayview, in good standing, to be able to obtain legal information and consultation from the Attorney of record for the town, pertaining to the legality of items of the Town's business. Furthermore, any Town business or consultation that is conducted with the Town Attorney, either by an Alderman or the Mayor, shall, before that business is conducted, the information will be made available to all members of the Board and if that consultation is a meeting any member of the Board shall be able to attend, if they so desire, as long as a quorum is not obtained.
6. Approval or rejection of allowing any member of the Board of Aldermen of the Town of Bayview, in good standing, to have placed on the Agenda, of any meeting, any item that pertains to the business of the Town, simply by submitting that item in writing, by letter or email, within twenty-four (24) hours before the seventy-two (72) hour deadline for final agenda posting.

Town of Bayview
Monday, September 21, 2013

DISCUSSION ITEMS:

7. Review of Bayview standalone ordinances and Zoning Ordinance Booklet for consistency and identification of any updates necessary.
8. Review of recommended changes to the Town's noise ordinance in light of comments received from residents during the public hearing on fireworks on August 15, 2013.
9. Discussion of the upcoming audit for FY 2013, expected costs and related issues for FY 2014.
10. Discussion of additional road work needs, including East & West Reparo Circle, preferred scheduling, and potential funding options..
11. Discussion and possible action on matters relating progress report on developing a new lease agreement with the Girl Scouts of Greater South Texas to be developed.
12. Reports:
 - a. Building and Standards Commission
 - b. Emergency Management, including Flood Mapping and Hurricane Risks
 - c. Citizen Corps / Community Emergency Response Team (CERT) program

Adjourn.

This is to certify that I, Susan Heinz, posted this agenda on the bulletin board of the Town of Bayview's office by NOON on October 17, 2013 and it shall remain so posted continuously for at least 72 hours preceeding the scheduled time of said meeting.

/s/ Susan Heinz
Town Secretary, Town of Bayview