

Town of Bayview
Board of Aldermen
Minutes of Special Meeting
September 10, 2015

PUBLIC HEARING

1. Public Hearing was called to order at 6:30p.m.
2. Presiding Official's welcomed those in attendance.
3. *The Town of Bayview conducted a Public Hearing to receive input from voters and residents on:*
 - a. *The proposed tax rate of \$.25 and the effective tax rate of between \$.219835 & \$.237421 per \$100.00 of property value. This tax rate does not change from the 2014-2015 tax rates. -Voted in error in Public Hearing.*
 - b. *The proposed amendments to the Outdoor Burn Ordinance # 2011-07-21, and to the Outdoor Burning Permit being issued by the Town office. Mr. Mackara asked for clarification on what the amended ordinances were.*
 - c. *The addition of the proposed Section 11: Residential Wind energy Conversion System to Article II Regulations Applicable to All Districts.*
5. Adjourned the Public Hearing

REGULAR MEETING

GENERAL

1. *The Regular Meeting was called to order.*
2. *The Pledge of Allegiance was recited.*
3. *The Presiding Officer welcomed those in attendance.*
4. *Public Comments and Announcements: Resident Janis Silveri voiced her distress concerned about Bayview Irrigation District banning the feeding of feral cats on their property. There are several cats that she has fed for the last seven years. All with the exception of one has been fixed. She spoke with a Los Fresnos Judge who said that said she could continue to feed the cats if she was on public property. She asked for support from others in signing a petition.*

ACTION ITEMS

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

4. *Discussion and possible action on adopting the proposed tax rate of .25 per \$100. 00 of property value for the 2015-2016 fiscal year. Motion: Alderman Mullendore. Second: Alderman Lowder. All in favor. Motion carried.*
5. *Discussion and possible action on adopting the proposed amendments to the Outdoor Burn Ordinance # 2011-07-21 and the Outdoor Burn Permit issued by the Town. Alderman Lowder reminded all present to follow the specific instructions of the ordinance such as size of burn pile, direction of wind and calling the Los Fresnos Volunteer Fire Department to advise them of the burn and check to see if there is a burn ban. Alderman Stachowaik questioned the necessity of a One Day Burn Permit. Alderman Lewis stated the One Day Permit would be used if someone violated their Annual Burn Permit privileges. Alderman Mullendore would like to see the lists of permits issued maintained on the Towns website. Motion: Alderman Lewis. Second: Alderman Lowder. All in favor. Motion carried.*

6. *Discussion and possible action on adopting the proposed Section 11: Residential Wind Energy Conversion System as an addition to Article II Regulations Applicable to all Districts.* Motion: Alderman Stachowiak. Second: Alderman Mullendore. All in favor. Motion Carried.

7. *Discussion and approval or rejection of reaffirming the Brownville ETJ inter local agreement.* Mayor Pro Tem Deason showed Bayview's current and proposed ETJ boundaries. The Mayor Pro Tem stated "The only problem is that once we sign this, we restrict ourselves to any other expansion because that would be the second time we reaffirmed that inter local agreement, Also Bayview's population would have to be at least two to three thousand before we could get an ETJ that large". Mayor Pro Tem Deason said that David Irwin the town's Attorney advised that the item be moved to the Sept 17, 2015 meeting, in which he could be present and the topic could be discussed in an Executive Session. Motion made by Alderman Lewis to Table this Item until the September 17 meeting. Second: Alderman Mullendore. All in Favor. Motion Carried.

8. *Discussion and possible action on ratifying the selection and cost of approved windstorm shutters for the Town Office Building.* The Aldermen decided to purchase accordion style shutters at \$177.77 each. The total cost will be \$355.58. Shipping is approximately 40.00. An installer will be hired at a cost of \$100.00 to hang the shutters. The installer will also remove the bars from the windows and place them on the inside of the building. The total cost of this project is 500.00. Motion: Alderman Lowder. Second: Alderman Stachowiak. All in favor. Motion Carried.

New Business

9. *Approval of the minutes of the 9-1-2015 Special meeting.* Alderman Stachowiak asked to Table approval, since the Minutes had just been sent to the Board and he hadn't had time to read them. Motion to Table: Alderman Stachowiak. Second: Alderman Mullendore. All in favor. Item Tabled.

10. *Approval or rejection of the re-plat of the James A. and Theresa A. MacKara property, located on lots 18 & 19 of Madison Grove Subdivision.* - Mr. Mackara asked that their name to be changed to the correct spelling, "Mackara". Mayor Pro Tem Deason spoke to Mackara's engineer, Mr. Hinjosa who checked with Cameron County. Cameron County has no record of the OSSF Certificate being issued. The Alderman discussed the missing OSSF Certificate. They also discussed how to best handle the Mackara re-plat. The Aldermen came to the conclusion that several things needed to be completed before the town of Bayview could sign off on the re-plat. Motion to Table: Alderman Lowder. Second: Alderman Lewis. All in Favor. Item Tabled.

11. *Discussion and possible action on Chapter 826 of the Texas health and Safety Code that requires each municipality to appoint a Local Rabies Control Authority (LRCA) for the purpose of administering the State laws and rules and any local ordinances and Rules pertaining to rabies control.* Motion to Table: Alderman Mullendore. Second: Alderman Lowder. All in favor. Item Tabled.

12. *Discussion and approval or rejection of amending the Building Inspector contract to allow him to receive fifty dollars(\$50) or two thirds(2/3) of all minimum Seventy five dollar (\$75) permit fees and all of the seventy five dollar (\$75) re-inspection fee.* - Motion: Alderman Mullendore. Second: Alderman Lowder. All in favor. Motion Carried.

13. *Discussion and possible action on the development of a job description for a Town Bookkeeper.* - Mayor Pro Tem Deason read the job description. Alderman Lowder felt that the educational qualifications should be higher Motion: Alderman Lewis. Second: Alderman Mullendore Yea: Alderman Stachowiak. Yea: Mayor Pro Tem Deason. Nay: Alderman Lowder.

14. *Discussion and possible action on paying for and:*

a. employing a Town Bookkeeper. - The Alderman discussed how much time a bookkeeper would work weekly or monthly. The Mayor Pro Tem quoted the cost of approximately \$3,333.00 per year.

Initially it will be more time and energy since the books have not been kept up-to-date. Motion: Alderman Mullendore. Second: Alderman Lewis. All in favor. Motion carried.

b. up-dating and maintaining the Town Website. – Mayor Pro Tem Deason spoke to Sean Till, designer of the original website, and received quotes on updating /training or revamping the whole site. A decision was made to pay \$200.00 for 2 to 3 Hours of training. During training Sean will also update the site After the training time Town Officials should be able to update and maintain the Towns website. Alderman Lowder asks that along with that price a Standard Operating Procedure be included so that it is on file and office personnel can refer to it. Motion: Mayor Pro Tem Deason. Second: Alderman Lewis. All in Favor. Motion Carried.

DISCUSSION ITEMS

15. *Update on the Los Fresnos Volunteer Fire Department Bayview Fire Station Project.* – The Fire House is almost done. The doors are up. The LFFVFD, Bayview station has been issued a Certificate of Occupancy but the Electricity has not been hooked up. The Mayor Pro Tem would like the community to come together for a ribbon cutting ceremony.

16. *Adjourn regular meeting for executive session on Personnel matters.* -Regular Meeting Adjourned

Executive Session

The Town Council may go into Executive Session as authorized by Texas Open Meetings Act, Subchapter D Section 552.073 : Personnel Matters, for deliberations regarding;

- a. Thirty day evaluation of the Town Secretary. -*
- b. Interviewing prospective candidate for the position of Building Inspector for the Town.-*
- c. Interviewing prospective candidate for the position of Bookkeeper.-*

Adjourn the Executive Session

17. *Reconvene and call to order the regular meeting.* - Meeting called to order.

- 18. *Discussion and possible action on items deliberated in the executive session.*
 - a. Any possible action resulting from the thirty day evaluation of Town Secretary -No Action*
 - b. Approval or rejection of employing a Building Inspector. -No Action*
 - c. Approval or rejection of employing a Town Bookkeeper. - No Action*

19. *Future agenda items: any Board member may add any item of Town Business to any future agenda.* – Alderman Stachowiak motioned to adopt the Bookkeeper’s job description and put on the next Agenda to hire a Bookkeeper and New Building Inspector. Motion: Alderman Stachowiak Second: Alderman Mullendore All in favor Motion carried

Adjourn -Meeting Adjourned

/S/ _____
Leon Deason, Mayor Pro Tem Date

/S/ _____
Julia Reber, Town Secretary Date