



**REGULAR CITY COUNCIL MEETING
MINUTES**

Date: January 31, 2019

- I. Called to Order at 6:00 p.m. by Mayor Ford.
- II. Pledge of Allegiance/Invocation led by Martha Vautrot
- III. Roll Call: Present: Mayor Ford, Councilmen Fruge & Emmons, Councilwomen Vautrot, Linderman & Nelson; also in attendance City Attorney Dru Montgomery.
- IV. Conflict of Interest Statement - none
- V. Pre-oath of Office – Ward III Cheri Mitchell – upon the swearing in for the new position, Ms. Mitchell addressed the City Council stating she would be unable to be sworn in due to an incorrect application, and therefore was officially withdrawing. However, she would be happy to serve if the Council would appoint her for the position. City Attorney Dru Montgomery stated the Council has a procedure in place to appoint the position and therefore it would not take place tonight.
- VI. Oath of Office – Ward III Cheri Mitchell – See V.
- VII. Citizen Comments (3 minutes each) – Matthew Godfrey: water issues, no leash law, roads & drainage, transparency. Sherylyn Speed: Dogs, Meters & who's maintaining them/holding them accountable, and transparency. Crystal Coleman: meter warranty, other city lawsuits regarding meters, daily expenses. Dale Darby: location of meters in system, rude front desk woman, Louis Merendino: consent items, LJA and the city, action item for lawn care, Councilman Fruge and the location of his home since the storm, FEMA trailers.
- VIII. REVIEW/APPROVE CONSENT ITEMS: M/M/2/C: Emmons/Fruge APPROVED** Discussed and agreed upon posting the city budgets on our website.
 - a) Financial Reports for the City
 - b) Financial Reports for the Water Dept.
 - c) Previous Meeting Minutes
 - d) Report by Utility Innovations
 - e) Report from LJA Engineering



City of Bevil Oaks



IX. REVIEW/APPROVE ACTION ITEMS:

- f) Consideration/Discussion/Action for the mowing contract between the City of Bevil Oaks and Cousin's Lawn Service **M/M/2/C: Vautrot/Nelson APPROVED** Discussed and approved to go out for bids on the mowing contract.
- g) Consideration/Discussion/Action for variances to mobile homes/RV ordinance **M/M/2/C: Vautrot/Fruge TABLED** Discussed the number of MHU that the SETRPC shows are still out in the City and what is allowed or not. Also the fact that FEMA will soon be charging rent to homeowners still in their trailers, but they can appeal the rental amounts. End of February FEMA will begin charging rent, with a still hard deadline of August 25th at this time. If the citizen chooses to purchase the homes, they would be solely responsible then to have it removed when required which can cost several thousands of dollars. Tabled until a later date.
- h) Consideration/Discussion/Action for LJA Work Authorization regarding Project B **M/M/2/C: Fruge/Emmons APPROVED** Discussion included the time table at present is for the water plant project to be completed by January 1, 2020, and the sewer plant project will lag 3-4 months behind the water plant project.
- i) Consideration/Discussion/Action for Date Change regarding Monthly City Council meetings **M/M/2/C: Emmons/Nelson APPROVED** Mayor Ford explained the bank statements now come at the beginning of each month making it easier to have the financials earlier, thus the original reason for moving them to the 4th Thursday. Mayor Ford recommends moving it back to the original 3rd Thursday.

X. ANNOUNCEMENTS – Mayor Ford: announced on February 21, 2019, Philip Givens with the PUC (Public Utility Commission) will hold a presentation on our water and sewer rates at the Southeast Texas Regional Planning Commission. Councilman Fruge: Kimberly Vandver & I will be doing a write up in the next couple of weeks to post on the website regarding meter concerns. Councilwoman Vautrot: We need to hold townhall meetings. Transparency is missing throughout the city. Councilman Emmons: His meter, like Mr. Darby's, shows to be at another location. After checking all the numbers and readings, it is still correct. Only the location is wrong.

XI. Adjourned Regular Meeting at 8:14 p.m. **M/M/2/C: Nelson/Fruge APPROVED**


Mayor


City Secretary

ESCROW AGREEMENT

THIS ESCROW AGREEMENT (Agreement), made by and between City of Bevil Oaks, a political subdivision of the State of Texas in Jefferson, Texas, (City), acting by and through City Council and _____, as Escrow Agent together with any successor in such capacity;

WITNESSETH:

WHEREAS, pursuant to Principal Forgiveness Agreement, the City will accept certain contractual obligations (Obligations) to obtain financial assistance from the Texas Water Development Board (TWDB) for the purpose of funding water or wastewater system improvements (Project); and

WHEREAS, the Escrow Agent is a state or national bank designated by the Texas Comptroller as a state depository institution in accordance with Texas Government Code, Chapter 404, Subchapter C, or is a designated custodian of collateral in accordance with Texas Government Code, Chapter 404, Subchapter D and is otherwise qualified and empowered to enter into this Agreement, and hereby acknowledges its acceptance of the terms and provisions hereof; and

WHEREAS, a condition of the Obligations is the deposit of the proceeds of the Obligations (Proceeds) in escrow subject to being withdrawn only with the approval of the Executive Administrator or another designated representative; provided, however, the Proceeds can be transferred to different investments so long as all parties hereto consent to such transfer;

NOW, THEREFORE, in consideration of the mutual agreements herein contained and in consideration of the amount of fees to be paid by the City to the Escrow Agent, as set forth on **EXHIBIT A**, the receipt of which is hereby acknowledged, and in order to secure the delivery of the Obligations, the parties hereto mutually undertake, promise and agree for themselves, their respective representatives and successors, as follows:

SECTION 1: ESCROW ACCOUNT(S). Upon the delivery of the Obligations described above, the Proceeds identified under TWDB Commitment Number(s) LF1000923 shall be deposited to the credit of a special escrow account(s) or escrow subaccount(s) (Escrow Account(s)) maintained at the Escrow Agent on behalf of the City and the TWDB and shall not be commingled with any other accounts or with any other proceeds or funds. The Proceeds received by the Escrow Agent under this Agreement shall not be considered as a banking deposit by the City, and the Escrow Agent shall have no right to title with respect thereto except as Escrow Agent under the terms of this Agreement.

The Escrow Account(s) shall be entitled "CITY OF BEVIL OAKS, PRINCIPAL FORGIVENESS AGREEMENT, Texas Water Development Board LF1000923 Escrow Account" and shall not be subject to warrants, drafts or checks drawn by the City but shall be disbursed or withdrawn to

pay the costs of the Project for which the Obligations were issued or other purposes in accordance with the Principal Forgiveness Agreement and solely upon written authorization from the Executive Administrator or his/her designated representative. The Escrow Agent shall provide to the City and to the TWDB the Escrow Account(s) bank statements upon request.

SECTION 2: COLLATERAL. All cash deposited to the credit of such Escrow Account(s) and any accrued interest in excess of the amounts insured by the FDIC and remaining uninvested under the terms of this Agreement shall be continuously secured by a valid pledge of direct obligations of the United States of America or other collateral meeting the requirements of the Public Funds Collateral Act, Texas Government Code, Chapter 2257.

SECTION 3: INVESTMENTS. While the Proceeds are held in escrow, the Escrow Agent shall only invest escrowed Proceeds in investments that are authorized by the Public Funds Investment Act, Texas Government Code, Chapter 2256 (PFIA). It is the City's responsibility to direct the Escrow Agent to invest all public funds in a manner that is consistent not only with the PFIA but also with its own written investment policy.

SECTION 4: DISBURSEMENTS. The Escrow Agent shall not honor any disbursement from the Escrow Account(s), or any portion thereof, unless and until it has been supplied with written approval and consent by the Executive Administrator or his/her designated representative. However, no written approval and consent by the Executive Administrator shall be required if the disbursement involves transferring Proceeds from one investment to another within the Escrow Account(s) provided that all such investments are consistent with the PFIA requirements.

SECTION 5: UNEXPENDED FUNDS. Any Proceeds remaining unexpended in the Escrow Account(s) after completion of the Project and after the final accounting has been submitted to and approved by the TWDB shall be disposed of pursuant to the provisions of the Principal Forgiveness Agreement. The City shall deliver a copy of such TWDB approval of the final accounting to the Escrow Agent together with instructions concerning the disbursement of unexpended Proceeds hereunder. The Escrow Agent shall have no obligation to ensure that such unexpended Proceeds are used as required by the provisions of the Principal Forgiveness Agreement, that being the sole obligation of the City.

SECTION 6: CERTIFICATIONS. The Escrow Agent shall be authorized to accept and rely upon the certifications and documents furnished to the Escrow Agent by the City and shall not be liable for the payment of any funds made in reliance in good faith upon such certifications or other documents or approvals, as herein recited.

SECTION 7: LIABILITY OF ESCROW AGENT. To the extent permitted by law, the Escrow Agent shall not be liable for any act done or step taken or omitted by it or any mistake of fact or law, except for its negligence or default or failure in the performance of any obligation

imposed upon it hereunder. The Escrow Agent shall not be responsible in any manner for any proceedings in connection with the Obligations or any recitation contained in the Obligations.

SECTION 8: RECORDS. The Escrow Agent will keep complete and correct books of record and account relating to the receipts, disbursements, allocations and application of the money deposited to the Escrow Account, and investments of the Escrow Account and all proceeds thereof. The records shall be available for inspection and copying at reasonable hours and under reasonable conditions by the City and the TWDB.

SECTION 9: MERGER/CONSOLIDATION. In the event that the Escrow Agent merges or consolidates with another bank or sells or transfers substantially all of its assets or corporate trust business, then the successor bank shall be the successor Escrow Agent without the necessity of further action as long as the successor bank is a state or national bank designated by the Texas Comptroller as a state depository institution in accordance with Texas Government Code, Chapter 404, Subchapter C, or is a designated custodian of collateral in accordance with Texas Government Code Chapter 404, Subchapter D. The Escrow Agent must provide the TWDB with written notification within 30 days of acceptance of the merger, consolidation, or transfer. If the merger, consolidation or other transfer has occurred between state banks, the newly-created entity shall forward the certificate of merger or exchange issued by the Texas Department of Banking as well as the statement filed with the pertinent chartering authority, if applicable, to the TWDB within five business days following such merger, consolidation or exchange.

SECTION 10: AMENDMENTS. This Agreement may be amended from time to time as necessary with the written consent of the City and the TWDB, but no such amendments shall increase the liabilities or responsibilities or diminish the rights of the Escrow Agent without its consent.

SECTION 11: TERMINATION. In the event that this Agreement is terminated by either the City or by the Escrow Agent, the Escrow Agent must report said termination in writing to the TWDB within five business days of such termination. The City is responsible for ensuring that the following criteria are satisfied in selecting the successor escrow agent and notifying the TWDB of the change in escrow agents: (a) the successor escrow agent must be an FDIC-insured state or national bank designated by the Texas Comptroller as a state depository; (b) the successor escrow agent must be retained prior to or at the time of the termination; (c) an escrow agreement must be executed by and between the City and the successor escrow agent and must contain the same or substantially similar terms and conditions as are present in this Agreement; and (d) the City must forward a copy of the executed escrow agreement with the successor escrow agent within five business days of said termination. No funds shall be released by the TWDB until it has received, reviewed and approved the escrow agreement with the successor escrow agent. If the City has not appointed a successor escrow agent within thirty (30) days of the notice of termination, the Escrow Agent may petition any court of competent jurisdiction in Texas for the appointment of a successor escrow agent or for other

appropriate relief, and any such resulting appointment shall be binding upon the City. Whether appointed by the City or a court, the successor escrow agent and escrow agreement must be approved by the TWDB for the appointment to be effective. The Escrow Agent is responsible for performance under this Agreement until a successor has been approved by the TWDB and has signed an acceptable escrow agreement.

SECTION 12: EXPIRATION. This Agreement shall expire upon final transfer of the funds in the Escrow Account(s) to the City.

SECTION 13: POINT OF CONTACT. The points of contact for the Escrow Agent and the TWDB are as follows:

(Printed Name of Escrow Agent)	Executive Administrator
Physical (Street) Address	Texas Water Development Board
Phone Number	1700 North Congress Avenue
Fax Number	Austin, Texas 78701
Email Address	

SECTION 14: CHOICE OF LAW. This Agreement shall be governed exclusively by the applicable laws of the State of Texas. Venue for disputes shall be in the District Court of Travis County, Texas.

SECTION 15: ASSIGNABILITY. This Agreement shall not be assignable by the parties hereto, in whole or in part, and any attempted assignment shall be void and of no force and effect.

SECTION 16: ENTIRE AGREEMENT. This Agreement evidences the entire Escrow Agreement between the Escrow Agent and the City and supersedes any other agreements, whether oral or written, between the parties regarding the Proceeds or the Escrow Account(s). No modification or amendment of this Agreement shall be valid unless the same is in writing and is signed by the City and consented to by the Escrow Agent and the TWDB.

SECTION 17: VALIDITY OF PROVISIONS. If any term, covenant, condition or provision of this Agreement is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be affected, impaired or invalidated thereby.

SECTION 18: COMPENSATION FOR ESCROW SERVICES. The Escrow Agent shall be entitled to compensation for its services as stated in Exhibit A, which compensation shall be paid by the City but may not be paid directly from the Escrow Account(s).

SECTION 19: ANTI-BOYCOTT VERIFICATION. The Escrow Agent represents that, to the extent this Agreement constitutes a contract for goods or services within the meaning of

Section 2270.002 of the Texas Government Code, as amended, solely for purposes of compliance with Chapter 2270 of the Texas Government Code, and subject to applicable Federal law, neither the Escrow Agent nor any wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of the Escrow Agent (i) boycotts Israel or (ii) will boycott Israel through the term of this Agreement. The terms "boycotts Israel" and "boycott Israel" as used in this paragraph have the meanings assigned to the term "boycott Israel" in Section 808.001 of the Texas Government Code, as amended.

SECTION 20: IRAN, SUDAN AND FOREIGN TERRORIST ORGANIZATIONS. The Escrow Agent represents that, to the extent this Agreement constitutes a governmental contract within the meaning of Section 2252.151 of the Texas Government Code, as amended, solely for purposes of compliance with Chapter 2252 of the Texas Government Code, and except to the extent otherwise required by applicable federal law, neither the Escrow Agent nor any wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of the Escrow Agent (i) engages in business with Iran, Sudan, or any foreign terrorist organization as described in Chapters 806 or 807 of the Texas Government Code, or Subchapter F of Chapter 2252 of the Texas Government Code, or (ii) is a company listed by the Texas Comptroller of Public Accounts under Sections 806.051, 807.051, or 2252.153 of the Texas Government Code. The term "foreign terrorist organization" in this paragraph has the meaning assigned to such term in Section 2252.151 of the Texas Government Code.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective upon signature of both parties.

CITY OF BEVIL OAKS

By:

Rebecca M. Ford
Authorized Representative

Date:

1-31-2019

<< NAME OF ENTITY >>

(Seal)

Address:

<<NAME OF BANK>>,
as Escrow Agent

By: _____
Title: _____
Date: _____

Address:

(Bank Seal)

EXHIBIT A
Fee Schedule

MARCH 21, 2019

NO QUORUM

COUNCIL
MEETING

CANCELLED

APRIL 25, 2019

NO QUORUM

COUNCIL
MEETING

CANCELLED

CITY OF BEVIL OAKS
Minutes of Regular Meeting

May 2, 2019

Mayor Ford called the meeting to order at 6:00 PM

All in attendance said the Pledge of Allegiance. Invocation was given by Dru Montgomery.

Council Members Present: Mayor Ford, Michelle Nelson, Doug Emmons, Tanya Linderman

Council Members Absent: Martha Vautrot, Danny Fruge

Mayor Ford opened the meeting by asking if there was any conflict of interest. None noted.

Presentation that was to be given by Pam Williams with Entergy was cancelled.

Meeting adjourned for executive session at 6:03 PM

Mayor Ford called the meeting to order at 6:15 PM and stated no action was taken during executive session.

City Attorney Dru Montgomery explained the vacancies with Ward 3, and read Danny Fruge's resignation.

Approved all consent items as they were received in the council packet. Council has requested that if there are any large checks written throughout the month that a copy of the check be put in the council packet. M/M/2/C Emmons/Linderman

Discussion/Action Items:

-Tabled action for the election officers. M/M/2/C Nelson/Emmons

-Approved Jefferson County Mosquito Control District Aerial Waiver. M/M/2/C Nelson/Linderman

-Approved and awarded the contract for the 2019 mowing bids to MP Landscaping for the term of 1 year with the added clause that there will be a 30 day cancellation if either party wishes to terminate the contract. M/M/2/C Emmons/Nelson


-Denied the application for the Buyouts & Acquisitions grant. M/M/2/C Emmons/Linderman

-Approved the purchasing "Jefferson" MHU as a temporary City Hall. Doug Emmons stated that this is what he does for a living and this is a reasonable price as he contacted 3 companies today and the average price was \$100,000-\$110,000. M/M/2/C Nelson/Linderman

Council/Reports/Comments: None

Meeting adjourned at 7:43 PM M/M/2/C Nelson/Linderman


Mayor


City Secretary

CITY OF BEVIL OAKS

Minutes of Regular Meeting

February 21, 2019

Mayor Ford called the meeting to order at 5:30 PM

All in attendance said the Pledge of Allegiance. Invocation was given by Michelle Nelson.

Council Members Present: Mayor Ford, Danny Fruge, Tanya Linderman, Michelle Nelson, Martha Vautrot, Doug Emmons

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Mayor Ford called on the citizens that turned in comment cards prior to the meeting opening. Marsie Waller voiced her concern of people moving due to high water rates.

Consent items were approved as they were received. M/M/2/C Fruge/Linderman

Discussion Items/Action Items:

-Approved Resolution and Escrow Agreement between the City of Bevil Oaks and the TWDB for the waste water system project. M/M/2/C Emmons/Linderman

-Approved Resolution to allow mobile home to remain in the City of Bevil Oaks as long as home owner has an active permanent housing plan in place with either the GLO or FEMA and is in good standing with the Governmental Entity.

Council Reports/Comments: None

Meeting adjourned at 5:49 PM M/M/2/C Nelson/Linderman


Mayor


City Secretary



City of Bevil Oaks

THE STATE OF TEXAS

THE COUNTY OF JEFFERSON

THE CITY OF BEVIL OAKS

RESOLUTION

#2019-0221A

RESOLUTION CONCERNING APPROVAL OF EXTENDING THE DEADLINE TO HOMEOWNERS LIVING IN TEMPORARY HOUSING UNITS (thus) PROVIDED BY FEMA AND THE TEXAS GENERAL LAND OFFICE (GLO) TO AUGUST 25, 2019.

WHEREAS, the City of Bevil Oaks (the "City") desires to cooperate with its homeowners, and with FEMA and GLO, to allow homeowners to remain in their current THU through August 25, 2019;

WHEREAS, it is the understanding of the City that, to remain in their THU until August 25, 2019, a homeowner must have an active PHP (Permanent Housing Plan) in place and must pay rent;

WHEREAS, the City is prepared to provide a formal variance to Ordinance #241, allowing the THU to remain on the homeowner's property until August 25, 2019, provided the homeowner furnishes the City with evidence that he/she has an active PHP in place along with a rental agreement to pay rent to either FEMA or GLO that is current and in good standing.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Bevil Oaks that the resolution to extend the deadline to allow THUs to remain in the City until August 25, 2019 if approved this 21st day of February, 2019.

ATTEST:

Rebecca M. Ford, mayor

City Secretary



City of Bevil Oaks

Notice of a Regular Meeting

NOTICE IS HEREBY GIVEN that the CITY OF BEVIL OAKS, TEXAS will meet in a **REGULAR MEETING** on **Thursday, July 25, 2019, at 6:00 P.M.** at the City Hall located at 13560 River Oaks Blvd, Bevil Oaks, Texas to consider the following matters:

(Please note: This meeting will be held within the temporary City Hall building. There is very limited space, with standing room only. There will not be places to sit during this meeting.)

1. Call to Order
2. Pledge of Allegiance/Invocation
3. Roll Call
4. Conflict of Interest Statement
5. **Review/Approve Consent Items:**
 - A. Previous Council Meeting Minutes
 - B. Financial Reports for City
 - C. Financial Reports for Water
 - D. Report by Utility Specialties
7. **Review/Approve Action Items:**
 - A. Consideration/Approval of Calling the November 5, 2019 City Council Election to vote for the positions of: Mayor, Councilperson Ward 1 (currently Tanya Linderman), Councilperson Ward 2 (currently Michelle Nelson), Councilperson Ward 3 (previously vacated by Danny Fruge) and a special election to fill the position of Ward 3 (previously vacated by Allen Pride).
 - B. Consideration/Approval of Awarding the Mowing contract to the next winning bidder from the 2019 bids reviewed previously.
 - C. Consideration/Approval of reviewing and awarding the bid for the Water Treatment Plant Restoration Project from July 12, 2019, TWDB No. 62806.
 - D. Consideration/Approval of Reviewing, discussing and consideration of purchasing a portable generator.
 - E. Consideration/Review/Discussion of pros & cons for Council to add the bond portion only of the current user fees to the property taxes ahead of the November

election.

F. Consideration/Review/Discussion of looking at considering a utility M&O as a November ballot item.

8. Citizen Comments (3 minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe a three-minute time limit.

9. Adjourn Regular Meeting



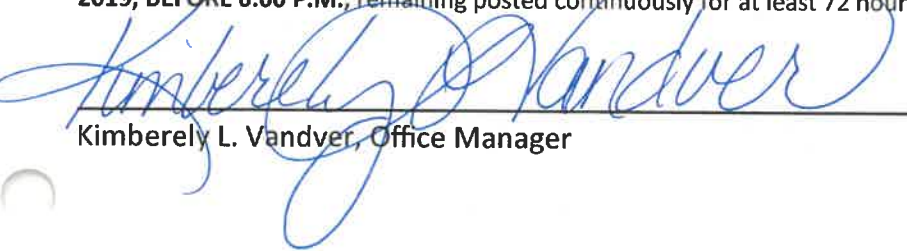
Kimberely L. Vandver, Office Manager

I, the undersigned authority, do hereby certify that the above NOTICE OF REGULAR MEETING of the Governing Body of the City of Bevil Oaks, Texas is a true copy of said Notice and that I posted a true copy of said NOTICE in the following places:

City of Bevil Oaks Office at 13560 River Oaks Blvd, Bevil Oaks, Texas Community bulletin board

City of Bevil Oaks website: www.CityofBevilOaks.com

These places being convenient and readily accessible to the general public at all times, said NOTICE WAS POSTED by **22 JULY 2019, BEFORE 6:00 P.M.**, remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.



Kimberely L. Vandver, Office Manager



City of Bevil Oaks



REGULAR CITY COUNCIL MEETING MINUTES

Date: July 25, 2019

- I. Called to Order at 6:06 p.m. by Mayor Ford.
- II. Pledge of Allegiance/Invocation led by Martha Vautrot
- III. Roll Call: Present: Mayor Ford, Councilman Emmons, Councilwomen Vautrot, Linderman & Nelson; also, in attendance Toby Davis and Jared Defancis LJA Engineering
- IV. Conflict of Interest Statement - none
- V. Presentation by LJA Engineering for awarding the bid for the Water Treatment Plant Restoration Project from July 12, 2019, TWDB No. 62806
- VI. REVIEW/APPROVE CONSENT ITEMS: M/M/2/C: Nelson/Linderman
 - a) Financial Reports for the City
 - b) Financial Reports for the Water Dept.
 - c) Previous Meeting Minutes
 - d) Report by Utility Innovations
 - e) Report from LJA Engineering
- VII. REVIEW/APPROVE ACTION ITEMS:
 - f) Consideration/Discussion/Action of Calling the November 5, 2019 City Council Election to vote for the positions of: Mayor, Councilperson Ward 1 (currently Tanya Linderman), Councilperson Ward 2 (currently Michelle Nelson), Councilperson Ward 3 (previously vacated by Danny Fruge) and a special election to fill the position of Ward 3 (previously vacated by Allen Pride). M/M/2/C Nelson/Vautrot APPROVED
 - g) Consideration/Approval of Awarding the Mowing contract to the next winning bidder from the 2019 bids reviewed previously. M/M/2/C: Nelson/Emmons APPROVED
 - h) Consideration/Approval of reviewing and awarding the bid for the Water Treatment Plant Restoration Project from July 12, 2019, TWDB NO. 62806 M/M/2/C: Vautrot/Nelson APPROVED
 - i) Consideration/Approval of Reviewing, discussing and consideration of purchasing a portable generator M/M/2/C Nelson/Linderman TABLED

j) Consideration/Review/Discussion of pros & cons for Council to add the bond portion only of current user fees to the property taxes ahead of the November election. M/M/2/C NO VOTE/NO MOTION

k) Consideration/Review/Discussion of looking at considering a utility M&O as a November Ballot item. M/M/2/C NO VOTE/NO MOTION

VIII. Citizen Comments (3 Minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe the three-minute time limit.

VIII. Adjourned Regular Meeting at 8:00 p.m. M/M/2/C: Nelson/Vautrot APPROVED



Mayor



City Secretary

THE STATE OF TEXAS
THE COUNTY OF JEFFERSON
THE CITY OF BEVIL OAKS

Agenda Item 7.A.

RESOLUTION
#2019-0725A

BE IT REMEMBERED that, at a meeting of the CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS, at which a quorum was present, held after proper notice according to law on the **25th** day of **July, 2019** on a motion made by Councilwoman ~~Michelle Nelson~~ ^{Danny} and seconded by Councilwoman ~~Martha Vautrot~~ ^{Doug} the following Resolution was duly adopted by vote of the City Councilpersons present and voting as follows:

Councilperson, Ward 1: Martha Vautrot	<u>APPROVED</u>
Councilperson, Ward 2: Doug Emmons	<u>APPROVED</u>
Councilperson, Ward 3: Daniel Fruge	<u>APPROVED</u>
Councilperson, Ward 3: Allen Pride	<u>APPROVED</u>

WHEREAS The City of Bevil Oaks approved the calling of the November 5, 2019, City Council Election to vote for the positions of: Mayor, Councilperson Ward 1, Councilperson Ward 2, Councilperson Ward 3, and a special election to fill the position of Councilperson Ward 3 – unexpired..

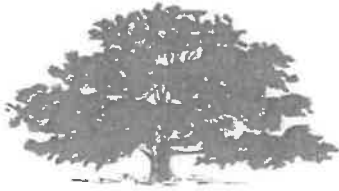
PASSED AND APPROVED this **26th** day of **July, 2019**.

CITY OF BEVIL OAKS, TEXAS

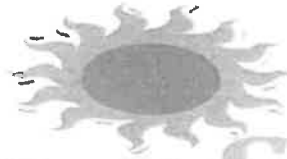
By: Rebecca Ford
Rebecca Ford, Mayor

ATTEST:

Amberly Vandover
City Secretary



City of Bevil Oaks




Notice of a Budget Workshop Meeting

NOTICE IS HEREBY GIVEN that the CITY OF BEVIL OAKS, TEXAS will meet in a **BUDGET WORKSHOP MEETING** on Thursday, August 8, 2019, at **6:00 P.M.** at the City Hall located at 13560 River Oaks Blvd, Bevil Oaks, Texas to consider the following matters:

(Please note: This meeting will be held within the temporary City Hall building. There is limited space)

1. Call to Order
2. Pledge of Allegiance/Invocation
3. Roll Call
4. Conflict of Interest Statement
5. **Review/Approve Action Items:**
 - a. Consideration/Approval of the contract between the City of Bevil Oaks, TX and Jefferson County, TX Election division for the November 2019 City Elections.
6. Discussion shall be limited to evaluation of current budgets and of items pertinent to establishing budgets for the City of Bevil Oaks for fiscal year 2019-2020 for the City side. The City will receive input from private persons and entities including but not limited to its engineering firm, legal council, accountant and utility service personnel with specific information related to the proposed budget.
7. Adjourn Budget Workshop Meeting

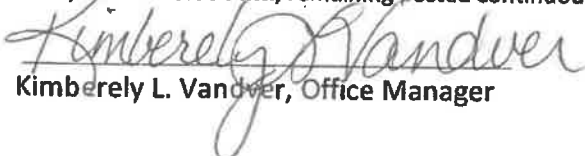


Kimberely L. Vandover, Office Manager

I, the undersigned authority, do hereby certify that the above NOTICE OF A BUDGET WORKSHOP MEETING of the Governing Body of the City of Bevil Oaks, Texas is a true copy of said Notice and that I posted a true copy of said NOTICE in the following places:

- City of Bevil Oaks Office at 13560 River Oaks Blvd, Bevil Oaks, Texas Community bulletin board
- City of Bevil Oaks website: www.cityofbevilocks.com

These places being convenient and readily accessible to the general public at all times, said NOTICE WAS POSTED by **05 AUGUST 2019, BEFORE 6:00 P.M.**, remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.



Kimberely L. Vandover, Office Manager

City of Bevil Oaks Budget Workshop Meeting Minutes

August 8, 2019

1. Call to Order **Mayor Ford 6:00 PM**
2. Pledge of Allegiance/Invocation **Councilwoman Vautrot**
3. Roll Call **All Present**
4. Conflict of Interest Statement **None**
5. **Review/Approve Action Items:**
 - a. Consideration/Approval of the contract between the city of Bevil Oaks, TX and Jefferson County, TX Election division for the November 2019 City Elections. **M/M/2/C Councilman Emmons/Councilwoman Nelson. Discussion: There will be no early voting in Bevil Oaks. APPROVED**
6. Discussion shall be limited to evaluation of current budgets and of items pertinent to establishing budgets for the City of Bevil Oaks for fiscal year 2019-2020 for the City side. The City will receive input from private persons and entities including but not limited to its engineering firm, legal council, accountant and utility service personnel with specific information related to the proposed budget. **NO ACTION TAKEN**
7. Adjourn Budget Workshop Meeting **M/M/2/C Councilwoman Nelson/Councilwoman Vautrot 7:32 PM APPROVED**



Mayor



City Secretary



Notice of a Budget Workshop/Regular Meeting

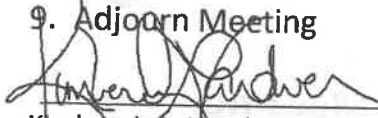
NOTICE IS HEREBY GIVEN that the CITY OF BEVIL OAKS, TEXAS will meet in a **BUDGET WORKSHOP MEETING** on **Tuesday, August 20, 2019, at 6:00 P.M.** at the City Hall located at 13560 River Oaks Blvd, Bevil Oaks, Texas to consider the following matters:

(Please note: This meeting will be held within the temporary City Hall building. There is limited space)

1. Call to Order
2. Pledge of Allegiance/Invocation
3. Roll Call
4. Conflict of Interest Statement
5. **REVIEW/APPROVE CONSENT ITEMS:**
 - A. Financial Reports for the City
 - B. Financial Reports for the Water Dept.
 - C. Previous Meeting Minutes
 - D. Report by Utility Innovations
 - E. Reports by LJA Engineering
6. **Review/Approve Action Items:**
 - A. Consideration/Approval of a Resolution of the City Council of Bevil Oaks, TX, authorizing the submission of an application to the Texas General Land Office (GLO) related to Hurricane Harvey Disaster Recovery efforts in response to the severe storm and flooding events from August 24, 2017 through August 29, 2017 under FEMA disaster declaration No. 4332 (DR-4332); and authorizing the Mayor and City Secretary to act as the City's Executive Officer(s) and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Block Grant—Disaster Recovery Program.
7. Discussion shall be limited to evaluation of current budgets and of items pertinent to establishing budgets for the City of Bevil Oaks Public Works for fiscal year 2019-2020. The City will receive input from private persons and entities including but not limited to its engineering firm, legal council, accountant and utility service personnel with specific information related to the proposed budget.

8. Citizen Comments (3 minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete a yellow comment card, present the comment card to a City Employee prior to the beginning of the meeting, and observe the three-minute time limit.

9. Adjourn Meeting

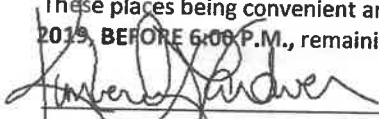


Kimberly L. Vandver, Office Manager

I, the undersigned authority, do hereby certify that the above NOTICE OF A BUDGET WORKSHOP MEETING of the Governing Body of the City of Bevil Oaks, Texas is a true copy of said Notice and that I posted a true copy of said NOTICE in the following places:

City of Bevil Oaks Office at 13560 River Oaks Blvd, Bevil Oaks, Texas Community bulletin board
City of Bevil Oaks website: www.cityofbevilocks.com

These places being convenient and readily accessible to the general public at all times, said NOTICE WAS POSTED by **17 AUGUST 2019, BEFORE 6:00 P.M.**, remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.



Kimberly L. Vandver, Office Manager



City of Bevil Oaks



BUDGET WORKSHOP/REGULAR CITY COUNCIL MEETING MINUTES

Date: August 20, 2019

- I. Called to Order at 6:02 p.m. by Mayor Ford.
- II. Pledge of Allegiance/Invocation led by Martha Vautrot
- III. Roll Call: All Present - Mayor Ford, Councilman Emmons, Councilwomen Vautrot, Linderman, and Nelson
- IV. Conflict of Interest Statement – None

V. REVIEW/APPROVE CONSENT ITEMS: M/M/2/C: Nelson/Emmons APPROVED


- a) Financial Reports for the City
- b) Financial Reports for the Water Dept.
- c) Previous Meeting Minutes
- d) Report by Utility Innovations
- e) Report from LJA Engineering

VI. REVIEW/APPROVE ACTION ITEMS:

- f) Consideration/Discussion/Action of a Resolution of the City Council of Bevil Oaks, Tx, authorizing the submission of an application to the Texas General Land Office (GLO) related to Hurricane Harvey Disaster Recovery efforts in response to the severe storm and flooding events from August 24, 2017 through August 29, 2017 under FEMA disaster declaration No. 4332 (DR-4332); and authorizing the Mayor and City Secretary to act as the City's Executive Officer(s) and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Block Grant-Disaster Recovery Program. **M/M/2/C: Linderman/Nelson APPROVED**
- g) Discussion shall be limited to evaluation of current budgets and of items pertinent to establishing budgets for the City of Bevil Oaks Public Works for fiscal year 2019-2020. The City will receive input from private persons and entities including but not limited to its engineering firm, legal council, accountant and utility service personnel with specific information related to the proposed budget.
- h) Citizen Comments (3 Minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe the three-minute time limit.

VII. Adjourned Regular Meeting at 8:00 p.m. **M/M/2/C: Nelson/Emmons APPROVED 7:23 PM**


Mayor


City Secretary

Regular Meeting Minutes
CITY OF BEVIL OAKS, TEXAS
September 27, 2019

1. Call to Order 6:05PM Mayor Ford
2. Pledge of Allegiance/Invocation given by Dru Montgomery
3. Roll Call All Present
4. Conflict of Interest Statement None
5. Citizen Comments (3 minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe a three-minute time limit.
6. Review/Approve Consent Items M/M/2/C Vautrot/Linderman
 - a. Financial Reports for City of Bevil Oaks
 - b. Financial Reports for Water
 - c. Report by Utility Specialties
 - d. Previous Meeting Minutes
7. Reports/Announcements
 - a. Don Smith – Reports on Emergency Management: Don Smith EMC Bevil Oaks been EM forever. Becky and Don did the water system. His job is to make sure citizens are covered for whatever they need. He works with Jefferson County EM Mike White, and with JCISO and ESD 1 Chadney and Gonzales. They don't have to work with us but they do as a courtesy. He hates that people flooded. We thankfully didn't have to shut off power, he had to make the call during Harvey to shut off power. He knows that during Rita him and a couple other people got the water plant working. We didn't need the pod system that we had during Harvey. We stayed in constant communication. Communication was great during this storm. When emergencies happen, EM has to take over and protect the safety of the system. He has never left the community. EVER. Those are all rumors. Our council needs to go; however, we stay in contact with our council. I take suggestion. Mayor and I met with dd6 over the big out fall ditch. They have one big opening and 3 small ones and its eroding. Safety first. Citizens must understand they can't go driving around and report to people. They are going to make water go in houses. I know we are all trying to help each other, if you get stuck then we must have another rescue. It becomes something else for me to have to worry about. Everyone has my number because everyone called me to go take pictures of their houses. Let me know what I can do to help, after the storm I brainstorm. Part of the problem is that it becomes an island. Unfortunately, there are people that are never going to be happy. Shares quote. This community is a good community. We must come together as a community. Commends the council. There is more inner workings that we have to abide by. Anyone has any questions. (Nelson Prior to the bottom falling out of everything, Corey and I were riding around. Streets were flooding because there are drainage issues in small areas in culverts not being cleaned out.) Only thing as emergency management the city has the right to clean right of way. They if complete at work order to have ditches dug out. A lot of problems with drainage is pine island bayou and where it drains. This is so much down stream that flows into pine island bayou. All the north end drains into pine island bayou. Main thing is getting some row dug, and some of the 15-inch culverts to 24-36-inch culverts. We are working on it. (Speed when you say you are trying to get something done, what are we looking at grants? We are talking about a lot of money.) (Becky I have already spoken to the county about ditch digging. And to some homeowners about culverts. Talks about her meeting at airport with Dade Phelan. November 5th ballot, first time in history Texas has every planned to have a mitigation plan for the entire state. It's a regional thing. They are looking at big scale projects, things we know we can't do ourselves. DD6 and DD7 are involved all the people who can do things about this are on board.) (Nelson if they could change the flow it is looking on a grand scale.) It's a lot

better this time than it was in 1994. Improvements have been made and its in the works. (Mayor has talked to Jody about his boring machine. People need to be responsible when they are putting things in the ditches) Talks about how drainage in Bevil Oaks is designed. (Doug Mullins-Sewer line not deep enough who does he contact) Barricades are there for a reason.

- b. Report from Utility Innovations: Utility Innovations- Several Business 30+ years, we have never been sued, came to his attention that they had been sued. Just wants to let everyone know the citizens and council, at this point in their business career they hadn't been sued. The contract that was spoke about was for West Hardin School, it ran over time due to Hurricane Harvey, there was some things that came up after the rain. The elevation of the plant was way to low, so they had to raise it. There were several delays none were because of utility innovations. The contract was for a contractor in North Texas and they had a delay. Once the product came in, they job was completed. Charlie will answer any questions anyone has and will personally give an answer. Until everything is brought back up and they can get everything raised up we will have problems. If anyone calls, they will respond. (Mayor I appreciate you coming Charlie to give our citizens an opportunity to ask questions. If anyone hasn't noticed drive down sweetgum and check out the project. We are about to see things come up. It is an exciting time in my life I don't know about everyone else. I'm glad you came; everyone needs to feel comfortable in the work that's being done.) (Doug Mullins- Projected finish time, Charlie didn't know.) (Williams - What is the objective of the project. Charlie-explains to elevate plant and get everything working properly.) (Mayor explains plans on the wall for anyone to look at.) (Don Smith How high are you raising the plant, 9 feet) (Martha ask if they were being sued by sour lake school, no.)

8. Review/Approve Action Items

- a. Consideration/Approval of the adoption of the 2019-2020 effective Tax Rate -M/M/2/C Nelson/Linderman
- b. Consideration/Approval of the FY 2019-2020 City Budget – M/M/2/C Emmons/Nelson Charlotte recommends we approve the budget with one correction to the tax revenue, it should be \$127,851 which will give a little surplus. Approved with correction.
- c. Consideration/Approval of the FY 2019-2020 Public Works Budget – M/M/2/C Linderman/Vautrot
- d. Consideration/Approval of the Correction of the fee schedule in Ordinance #245 – M/M/2/C Emmons/Vautrot Changing Ordinance number in the fee schedule to 236
- e. Consideration/Approval of renewal of the franchise agreement with CenterPoint Entergy TABLED M/M/2/C Linderman/Nelson The franchise automatically renews in five years, Dru stated the reason you don't want it to automatically renew is tactically you may want to eliminate it. Recommending not binding future councils. We won't accept as a automatic renewal. Change to a 5-year period.
- f. Consideration/Approval of pursuing another Elevation Grant for residents that are in AE above BFE but below the 2ft freeboard, that were flooded to some degree during Imelda and have current flood insurance. M/M/2/C Nelson/Emmons

9. Adjourn Regular Meeting 7:08 PM M/M/2/C Vautrot/Linderman

10. Executive Session

11. Reopen Regular Meeting 7:43 PM

Councilman Emmons made the motion to terminate city secretary Kimberely Vandver. M/M/2/C Emmons/Nelson

12. Adjourn Regular Meeting 7:48 PM Nelson/Emmons


Mayor


City Secretary

Regular Meeting Minutes
CITY OF BEVIL OAKS, TEXAS
October 19, 2019

1. Call to Order 6:05PM Mayor Ford
2. Pledge of Allegiance/Invocation given by Dru Montgomery
3. Roll Call All Present
4. Conflict of Interest Statement None
5. Citizen Comments (3 minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe a three-minute time limit.
6. Review/Approve Consent Items M/M/2/C Vautrot/Linderman
 - a. Financial Reports for City of Bevil Oaks
 - b. Financial Reports for Water
 - c. Report by Utility Specialties
 - d. Previous Meeting Minutes
7. Reports/Announcements
 - a. Don Smith – Reports on Emergency Management: Don Smith EMC Bevil Oaks been EM forever. Becky and Don did the water system. His job is to make sure citizens are covered for whatever they need. He works with Jefferson County EM Mike White, and with JCSO and ESD 1 Chadney and Gonzales. They don't have to work with us but they do as a courtesy. He hates that people flooded. We thankfully didn't have to shut off power, he had to make the call during Harvey to shut off power. He knows that during Rita him and a couple other people got the water plant working. We didn't need the pod system that we had during Harvey. We stayed in constant communication. Communication was great during this storm. When emergencies happen, EM has to take over and protect the safety of the system. He has never left the community. EVER. Those are all rumors. Our council needs to go; however, we stay in contact with our council. I take suggestion. Mayor and I met with dd6 over the big out fall ditch. They have one big opening and 3 small ones and its eroding. Safety first. Citizens must understand they can't go driving around and report to people. They are going to make water go in houses. I know we are all trying to help each other, if you get stuck then we must have another rescue. It becomes something else for me to have to worry about. Everyone has my number because everyone called me to go take pictures of their houses. Let me know what I can do to help, after the storm I brainstorm. Part of the problem is that it becomes an island. Unfortunately, there are people that are never going to be happy. Shares quote. This community is a good community. We must come together as a community. Commends the council. There is more inner workings that we have to abide by. Anyone has any questions. (Nelson Prior to the bottom falling out of everything, Corey and I were riding around. Streets were flooding because there are drainage issues in small areas in culverts not being cleaned out.) Only thing as emergency management the city has the right to clean right of way. They if complete at work order to have ditches dug out. A lot of problems with drainage is pine island bayou and where it drains. This is so much down stream that flows into pine island bayou. All the north end drains into pine island bayou. Main thing is getting some row dug, and some of the 15-inch culverts to 24-36-inch culverts. We are working on it. (Speed when you say you are trying to get something done, what are we looking at grants? We are talking about a lot of money.) (Becky I have already spoken to the county about ditch digging. And to some homeowners about culverts. Talks about her meeting at airport with Dade Phelan. November 5th ballot, first time in history Texas has every planned to have a mitigation plan for the entire state. It's a regional thing. They are looking at big scale projects, things we know we can't do ourselves. DD6 and DD7 are involved all the people who can do things about this are on board.) (Nelson if they could change the flow it is looking on a grand scale.) It's a lot

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8. Review/Approve Action Items

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- b. Consideration/Approval of the FY 2019-2020 City Budget – M/M/2/C Emmons/Nelson Charlotte recommends we approve the budget with one correction to the tax revenue, it should be \$127,851 which will give a little surplus. Approved with correction.
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9. Adjourn Regular Meeting 7:08 PM M/M/2/C Vautrot/Linderman

10. Executive Session

11. Reopen Regular Meeting 7:43 PM

Councilman Emmons made the motion to terminate city secretary Kimberely Vandver. M/M/2/C Emmons/Nelson

12. Adjourn Regular Meeting 7:48 PM Nelson/Emmons



Mayor


City Secretary

Regular Meeting Minutes
CITY OF BEVIL OAKS, TEXAS
November 21, 2019

1. Call to Order by Mayor Ford 6:00 PM
2. Pledge of Allegiance/Invocation Dru Montgomery
3. Roll Call – All present
4. Consideration/Approval of Ordinance #250 for the certification of the 2019 election M/M/2/C Doug Emmons/Vautrot
5. Pre-Oath of Office-Mayor Rebecca Ford Ward 1 Justin Kohler, Ward 2 Barbara Emmons, Ward 3 Charles Marshall and Doug Mullins
6. Oath of Office- Mayor Rebecca Ford Ward 1 Justin Kohler, Ward 2 Barbara Emmons, Ward 3 Charles Marshall and Doug Mullins
7. Recognition of former council members
8. Conflict of Interest Statement NONE
9. Citizen Comments (3 minutes each) – An opportunity for the citizens to address Council on agenda items or concerns not on the agenda – those wishing to speak must complete the comment card, present the comment card to the City Secretary prior to the beginning of the meeting, and observe a 3 minute time limit.
10. Review/Approve Consent Items M/M/2/C Doug Emmons/Vautrot
 - a. Financial Reports for City of Bevil Oaks
 - b. Financial Reports for Water
 - c. Report by Utility Specialties
 - d. Previous Meeting Minutes
9. Review/Approve Action Items
 - e. Consideration/Approval of the intent to increase rates for CenterPoint Texas M/M/2/C Denied Doug Mullins/Doug Emmons
 - f. Consideration/Approval of the changing of the office hours at city hall M/M/2/C Doug Mullins/Kohler
 - g. Consideration/Approval of the changing to regular scheduled council meeting date to the 3rd Thursday of each month M/M/2/C With the exception for the January 2020 meeting, Barbara Emmons/Doug Mullins
 - h. Consideration/Approval of switching to emailed billing for every customer by January 1, 2020 M/M/2/C February 2020, Doug Emmons/Doug Mullins
 - i. Consideration/Approval of a payment request for the Water Treatment Plant M/M/2/C Barbara Emmons/Vautrot
 - j. Consideration/Approval of the changing of speed limit to 25 on all cross-street's M/M/2/C All cross streets including Shipley, Kohler/Doug Emmons
10. Reports
 - k. Councilwoman Emmons on community events – December Events, Monthly Meetings Starting in January
 - l. Mayor Ford on update on grant and water/sewer – Civic Center, City Hall, Public Comment Period
 - m. Census Report from Sherilyn Speed – Census, 2 volunteers for each ward starting in January, Someone that speaks/writes in Spanish
11. Adjourn Regular Meeting Doug Emmons/Barbara Emmons 7:13 PM
12. Executive Session
 - n. The City Council may convene in Executive Session Pursuant to Section 551.071 of the Texas Government Code to consult City Attorney to seek advice on legal matters pertaining to contemplated litigation.
13. Reopen Regular Meeting Barbara Emmons/Doug Mullins
14. Adjourn Regular Meeting Doug Emmons/Doug Mullins

Attest:



Mayor



**Notice of a Regular Meeting Minutes
CITY OF BEVIL OAKS, TEXAS
December 20, 2019**


1. Call to Order **Mayor Ford 9:00 A.M.**
2. Pledge of Allegiance/Invocation **given by Dru Montgomery**
3. Roll Call **Mayor Ford, Councilwoman Emmons, Councilmen Emmons and Mullins, Absent Councilwoman Vautrot, Councilmen Kohler and Marshall**
4. Conflict of Interest Statement - **None**
5. Citizen Comments - An opportunity for the citizens to address the Council on agenda items or concerns not on the agenda – those wishing to speak must complete the yellow comment card, present the comment card to a City Employee prior to the beginning of the meeting, and observe a three-minute time limit. **None**
6. **Review/Approve Action Items**
 - a. Discuss/Approve resolution accepting the results of 2018 sales tax proposition election via Council Resolution per Texas Comptroller request. **M/M/2/C Councilwoman Emmons/Councilman Mullins**
Dru explained why we had to approve and the process and timeline on the sales tax changing.
7. **Adjourn Regular Meeting 9:12 A.M.**

Dated: 24th Day of January 2020



Mayor

Attest:



City Secretary