

CITY OF BAYOU VISTA
*** * *MINUTES* * ***
REGULAR MEETING
TUESDAY, JULY 29, 2025 - 6:30 PM

The City of Bayou Vista's Mayor and City Council hereby gives public notice of their Regular Meeting to be held on Tuesday, July 29, 2025, at 6:30 p.m., at the **GALVESTON COUNTY MUD #12 BUILDING, 2ND FLOOR – RECEPTION HALL**, located at 2929 Highway 6, Bayou Vista, Texas. The items to be discussed or considered and possibly acted upon are the following:

1. CALL MEETING TO ORDER

The meeting was called to order at 6:30 p.m.

2. ROLL CALL

Roll Call was taken and is as follows:

Mayor Eshelman	Present
Mayor Pro-Tem McCloskey	Present
Alderman Lumb	Present
Alderman Pizzo	Absent with Notice
Alderman Caplan	Present
Alderman Rambin	Present
Legal Counsel Dick Gregg, III	Present

3. FIRST ORDER OF BUSINESS

The Mayor Announces:

- A. A quorum of the City Council is present,
- B. City officials duly called this meeting, and
- C. City Secretary posted the Meeting Notice in the manner prescribed by law.

4. PLEDGE OF ALLEGIANCE AND PLEDGE TO THE TEXAS FLAG

The Pledge of allegiance and the pledge to the Texas flag was led by Legal Counsel dick Gregg, III.

5. PRESENTATIONS

- A. Review and discuss the Year-To- Date Financial Statement as of June 30, 2024, with the accountant for the City, Lydia Cook.

The Financial Statement ending June 30, 2025, was reviewed and discussed with the Council and Lydia Cook.

6. CITIZEN'S COMMENTS ON AGENDA ITEMS ONLY. (Each member of the public will have three (3) minutes to make comments. No yielding of time is permitted.)

Several residents stated that they were in favor of Action Item 9B to help keep the City looking nice.

A citizen also commented that we should pay police officers more.

Another citizen addressed Action Item 12A and asked why the city had not already named an interim Police Chief and that several residents were upset because the resignation the Police Chief was not necessary.

7. **CONSENT AGENDA:** All of the following items on the Consent Agenda are routine by the City Council and will be enacted in one motion. There will not be separate discussion of these items unless a Council Member requests.

A. Approval of Minutes of all prior meetings not yet approved including but not limited to:

1. Workshop and Regular Meeting of June 24, 2025.

A motion was made by Alderman Caplan to approve the meeting minutes of June 24, 2025.

The motion was seconded by Mayor Pro-Tem McCloskey.

Motion carried with all in favor.

8. **SPECIAL REPORTS**

A. City Departmental Activity Reports for June 2025

- Police Department
- Municipal Court
- Building Permit
- Code Enforcement

Reports were reviewed by the Council.

B. Mayor's Report:

1. As of September 1, 2025, Texas Open Meetings Act advance meeting notice deadline will change to exclude, Saturday, Sunday and any holiday from the calculation of 72 hours prior to the meeting time, it must be posted at least three (3) business days prior to the meetings. The Agendas will be posted the Wednesday prior to the Regular Meeting normally held the last Tuesday of the month effective September 1, 2025.
2. The City's drainage survey will begin in August – September.

C. Aldermen Reports:

1. Mayor Pro-Tem Andy McCloskey – Community Center Generator
2. Alderman Rambin - No report at this time.
3. Alderman Pizzo - No report at this time.
4. Alderman Lumb - Community Emergency Plan Update
5. Alderman Caplan - Code Enforcement Committee.

9. ACTION ITEMS

- A. Consider and take possible action to approve ORDINANCE 2025-03 AMENDING THE CODE OF ORDINANCES OF THE CITY OF BAYOU VISTA, TEXAS, BY AMENDING ONLY CHAPTER 1, ENTITLED; GENERAL PROVISIONS; ARTICLE 01.08.00 ENTITLED; CITY SALES TAX, BY ADDING ITEM “C” FOR THE PURPOSE OF INCLUDING THE ADDITIONAL SALES TAX OF ONE QUARTER OF ONE PERCENT SALES AND USE TAX PURSUANT TO CHAPTER 321, TEXAS TAX CODE, AT THE SPECIAL ELECTION HELD ON MAY 3, 2025, FOR GENERAL PURPOSES USE BY INCREASING THE GENERAL CITY TAX RATE FROM 1% TO 1.25%; THE TOTAL TAX RATE IN THE CITY WILL INCREASE FROM 8% TO 8.25%, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

A motion was made by Alderman Rambin to approve Ordinance 2025-03 as presented.

The motion was seconded by Alderman Lumb.

Motion carried with all in favor.

- B. Consider and take possible action to approve ORDINANCE 2025-04 AMENDING THE CODE OF ORDINANCES OF THE CITY OF BAYOU VISTA, TEXAS, BY AMENDING ARTICLE 3.01.00 ENTITLED: “BUILDING INSPECTOR” BY AMENDING ARTICLE 3.01.01 ENTITLED “CREATED” BY ESTABLISHING THE OFFICE OF BUILDING INSPECTOR AND CODE ENFORCEMENT INSPECTOR, PROVIDING FOR AN INTERIM, PROVIDING FOR A PART-TIME INDEPENDENT CONTRACTOR FOR CONTINUITY; PROVIDING FOR IN THE EVENT OF A VACANCY, THE MAYOR MAY HIRE BUILDING INSPECTOR AND CODE ENFORCEMENT INSPECTOR AND PROVIDING FOR A POSSIBLE BUSINESS ENTITY TO PROVIDE THE BUILDING INSPECTOR OR CODE ENFORCEMENT SERVICES, BY AMENDING ARTICLE 3.01.02 ENTITLED “COMPENSATION” BY PROVIDING FOR COMPENSATION FOR THE BUILDING INSPECTOR AND CODE ENFORCEMENT INSPECTOR, BY AMENDING ARTICLE 3.01.03 ENTITLED “TERM” CREATING THE TERM FOR THE NEW POSITION, BY AMENDING 3.01.04 ENTITLED “DUTIES” BY EXPANDING TO INCLUDE DUTIES FOR CODE ENFORCEMENT, AND BY ADDING ARTICLE 3.01.05 ENTITLED “SPECIFIC ENFORCEMENT RESPONSIBILITIES” BY GIVING RESPONSIBILITIES TO THE NEW BUILDING INSPECTOR AND CODE ENFORCEMENT INSPECTOR, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR A SAVINGS CLAUSE, AND PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.**

A motion was made by Alderman Rambin to approve Ordinance 2025-04 as presented.

The motion was seconded by Mayor Pro-Tem McCloskey.

Motion carried with all in favor.

- C. Consider and take possible action to approve **RESOLUTION 2025-R-05 OF THE CITY OF BAYOU VISTA, TEXAS SUSPENDING THE AUGUST 19, 2025 EFFECTIVE DATE OF TEXAS GAS SERVICE COMPANY'S REQUESTED INCREASE TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; APPROVING COOPERATION WITH OTHER CITIES IN THE TEXAS GAS SERVICE COMPANY'S SERVICE AREA; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; AUTHORIZING INTERVENTION IN TEXAS GAS SERVICE'S STATEMENT OF INTENT TO CHANGE GAS UTILITY RATES AT THE RAILROAD COMMISSION; REQUIRING REIMBURSEMENT OF CITIES' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL**

A motion was made by Mayor Pro-Tem McCloskey to approve Resolution 2025-R-05 as presented.

The motion was seconded by Alderman Lumb.

Motion carried with all in favor.

- D. Consider and take possible action to revise the Procurement Policy of the City originally approved on July 30, 2024, to comply with Senate Bill 1173 which raises threshold for competitive bidding effective September 1, 2025.

A motion was made by Mayor Pro-Tem McCloskey to approve the Purchasing Policy and Procedures for the city as presented.

The motion was seconded by Alderman Rambin.

Motion carried with all in favor.

- E. Consider and take possible action to approve Senate Bill 1494 which provides an option to change our May uniform election date to the November uniform election date and if the option is approved to change to the November uniform election date an Ordinance must be passed on or before December 31, 2026.

No action was taken.

- F. Consider and take possible action to approve declaring the City of Bayou Vista's used golf-cart and the 2019 Chevy Tahoe – Police Package as surplus property.

A motion was made by Mayor Pro-Tem McCloskey to declare the Bayou Vista golf card and 2019 Police Chevy Tahoe as surplus property.

The motion was seconded by Alderman Caplan.

Motion carried with all in favor.

10. COMMENTS

1. Citizen's Comments (Each member of the public will have three (3) minutes to make comments. No yielding of time is permitted.)
 - Asked council to consider once a month night swims
 - Consider remaining Neptune Drive to Saconas Drive in honor of Mr. Ed Saconas and his family
 - Mayor is violating Ordinance by hiring employees and there are no penalties in her doing this
 - Please make sure blinds are closed during the day at the Community Center
 - Tables and chairs at the pool should be washed down every morning
2. Aldermen Comments
 - Night swims once a month is a good idea
 - Renaming Neptune Drive is a good idea
 - Thank you to the Mayor for being transparent with Chief Gillane situation
3. Mayor's Comments

11. EXECUTIVE SESSION

A. Executive Session:

Executive session pursuant to Section 551.074 of the Texas Government Code regarding personnel matters to deliberate the employment, evaluation and duties of the following positions:

City Administrator/City secretary
Administrative Assistant/Deputy Court Clerk
Chief of Police
All other Police Officers
Maintenance worker
Building Inspector

- B. Executive Session pursuant to Section 551.074 of the Texas Government Code to hear a personnel matter; Chief of Police.
- C. Executive Session Under Section 551.071 of the Texas Government Code to have a consultation with and seek advice from the city attorney regarding pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clear conflicts with Chapter 551 of the Texas Government Code.

12. RECONVENE INTO OPEN SESSION FOLLOWING EXECUTIVE SESSION:

- A. Consideration and take possible action to formally accept the resignation of Chief Jimmie Gillane and any other matters relating to the office of Chief of Police.

A motion was made by Alderman Lumb to formally accept the resignation of Chief Jimmie Gillane.

The motion was seconded by Mayor Pro-Tem McCloskey.

Motion carried with all in favor.

13. ADJOURNMENT

A motion to adjourn was made by Alderman Rambin.

Mayor Pro-Tem McCloskey seconded the motion to adjourn.

The motion to adjourn passed unanimously with all in favor at 8:35 PM

Respectfully Submitted,

Lillian Salinas
City Secretary/Administrator

Paula J Eshelman, Mayor

Lillian Salinas, City Secretary/Administrator