



AGENDA

City Council Meeting

5:00 PM - Tuesday, November 7, 2023

107 West Juan Linn Street (Council Chambers)

A. CALL TO ORDER

1. Quorum Call.
2. Pledge of Allegiance.
3. Texas Pledge of Allegiance.
4. Moment of Silence.
5. Welcome Citizens.

B. COMMUNICATION:

1. ANNOUNCEMENTS/REMINDERS:

- a. Victoria Landfill Expansion Update. *Darryl Lesak, Director of Environmental Services*
[Agenda Item Memo - AIM-23-272 - Pdf](#)

2. PUBLIC & EMPLOYEE RECOGNITIONS:

- a. Municipal Court Week Proclamation. *Jeff Bauknight, Mayor*
- b. GIS Day Proclamation. *Jeff Bauknight, Mayor*
- c. November 2023 Keep Victoria Beautiful Business Beautification Award. *Christy Youker, Assistant Director of Environmental Services*
[Agenda Item Memo - AIM-23-264 - Pdf](#)

3. ITEMS FROM COUNCIL:

With respect to items not listed on this agenda, City Council Members may request specific factual information, a recitation of existing policy, or placement of items on the City Council agenda for discussion at a following meeting.

4. CITIZEN COMMUNICATION:

At this time, the public is invited to address the City Council and speak on any matter not specifically listed for public hearing in the subsection titled: "Public Hearings," below. Please note that City Council may not deliberate on topics not included on this agenda.

C. ITEMS WITH PUBLIC HEARINGS:

The City Council shall call a public hearing before taking action on each item below in this section. Any person wishing to address the City Council on these items should please come forward when that public hearing is called.

D. CONSENT AGENDA:

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the consent agenda and considered after the remainder of the consent agenda. Information concerning consent agenda items is available for public review.

1. Adoption of Minutes of the regular meeting held on October 17, 2023. *April Hilbrich, City Secretary*
[City Council - Oct 17 2023 - Minutes - Pdf](#)
2. An ordinance amending Chapter 10, Article II, Division 3 of the Victoria City Code pertaining to the Junk Vehicle Administrative process. Second and Third reading. *Julie Fulgham, Director of Development Services*
[Agenda Item Memo - AIM-23-259 - Pdf](#)
3. Approve a variance to Section 5-149(A)(1)(a)(1) for a property located at 2501 North Main Street in order to allow for the approval of a sign permit to erect an additional freestanding monument sign on the property. *Julie Fulgham, Director of Development Services*
[Agenda Item Memo - AIM-23-266 - Pdf](#)
4. Approve a variance to Section 21-82(a)(1)&(2) for properties located at 1210 and 1212 Julius Street in order to allow the platting of a two single-family residential lots with lot sizes below the minimum requirement and lot widths below the minimum requirement. *Julie Fulgham, Director of Development Services*
[Agenda Item Memo - AIM-23-265 - Pdf](#)
5. Approve a second amendment to the professional services agreement with Freese & Nichols, Inc., for engineering design services for the Ben Wilson Corridor Improvements Project, in the amount of \$40,000, bringing the total amount of the contract to \$926,723.00. *Ken Gill, Director of Public Works*
[Agenda Item Memo - AIM-23-245 - Pdf](#)
6. Approve the purchase of one (1) 2024 Freightliner 114SD with a Sewer Equipment Co. of America 900-ECO 12 Yard Combination Sewer Cleaner Body from Houston Freightliner, in the amount of \$515,617.99. *Roger Welder, Director of Building and Equipment Services*
[Agenda Item Memo - AIM-23-256 - Pdf](#)
7. Approve the purchase of (2) Lucas 3 chest compression devices for the Victoria Fire Department in the amount of \$52,378.08. *Mark Martyn, EMS Battalion Chief*
[Agenda Item Memo - AIM-23-258 - Pdf](#)
8. Approve Change Order #4 to the Riverside Duck Pond project to Lester Contracting, Inc in the amount of \$82,750.00 for a total amount of \$1,794,701. *Mike Etienne, Assistant City Manager*
[Agenda Item Memo - AIM-23-252 - Pdf](#)

E. ACTION ITEMS FOR COUNCIL DISCUSSION:

1. Approve the FY2023-2024 Victoria Sales Tax Development Corporation Budget. *Wesley Janecek, Assistant Director of Finance*
[Agenda Item Memo - AIM-23-260 - Pdf](#)

2. Approve Change Order #3 to the DeLeon Plaza Expansion Project with Lauger Companies, Inc. in the amount of \$562,750.04, for a total contract amount of \$5,541,675.26. *Danielle Williams, Director of Economic Development*
[Agenda Item Memo - AIM-23-271 - Pdf](#)
3. An appeal of the Building and Standards Commission's Demolition Order for 1108 E Santa Rosa. *Julie Fulgham, Director of Development Services*
[Agenda Item Memo - AIM-23-274 - Pdf](#)
4. Appoint/Reappoint three members to the Victoria Public Library Advisory Board. *April Hilbrich, City Secretary*
[Agenda Item Memo - AIM-23-269 - Pdf](#)
5. Approve a professional services agreement with Populous, Inc., for the development of a master plan for the Victoria Community Center & Fairgrounds in the amount of \$92,289.00. *Jesús A. Garza, City Manager*
[Agenda Item Memo - AIM-23-275 - Pdf](#)
6. Adopt the Victoria Active Transportation Master Plan (ATMP). *Julie Fulgham, Director of Development Services*
[Agenda Item Memo - AIM-23-257 - Pdf](#)
7. Cast votes for the appointment of a member to the Victoria County Central Appraisal District, Board of Directors. *April Hilbrich, City Secretary*
[Agenda Item Memo - AIM-23-254 - Pdf](#)

F. CITY MANAGER REPORTS:

1. Update on Water, Wastewater, and Stormwater Drainage Rate Structure Study. *Gilbert Reyna, Chief Financial Officer*
[Agenda Item Memo - AIM-23-270 - Pdf](#)

G. WORK SESSION:

H. EXECUTIVE SESSIONS:

All items listed in this section may be considered Action Items and City Council may take action on any item listed in this section without further notice.

1. Texas Government Code § 551.087, to discuss or deliberate the offer to a financial or other incentive to a business prospect that the City Council seeks to have, locate, stay, or expand in or near the territory of the City of Victoria and with which the City of Victoria is conducting economic development negotiations. *Jesús A. Garza, City Manager*
2. Texas Government Code § 551.072, to deliberate the purchase, exchange, lease, or value of real property interests, due to the fact that deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party. *Jesús A. Garza, City Manager*
3. Texas Government Code § 551.071, consultation with attorney on matter involving pending or contemplated litigation or other 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 clearly conflicts with the Texas Open Meetings Act. *Allison E.*

Lacey, City Attorney

A quorum of the city council will be present at 107 W. Juan Linn St, Victoria Texas ("City Council Chambers"), and the city intends to have a quorum present at that location. The Presiding officer of the meeting will be present at City Council chambers, and that location will be open to the public. Other city council members may participate in this meeting by video conference, so long as their face is visible, and their voice audible to members of the public in attendance at City Council Chambers while that member is speaking.

* Regardless of the agenda heading under which any item is listed, any subject mentioned in any word or phrase of any item listed on this agenda may be deliberated by City Council, and such words or phrases are hereby added as additional subjects to be considered. Resolutions, ordinances, and other actions concerning any word, phrase, or other subject of this meeting include the regulation of animals, construction, signs, unsafe buildings, floodplains, land development, nuisances, mowing, sanitation, food establishments, manufactured house, itinerant vendors, outdoor sales, water conservation practices, and proposed changes to the City Charter. Any descriptions of property or amounts stated herein are descriptive and not restrictive, and property and amounts may be changed in the motions, actions, or documents without further public notice.

** In addition to the items listed under "Public Hearings," every item on this agenda shall be considered a public hearing

*** Any penal ordinance of the City of Victoria or item which is funded by the current or next proposed City of Victoria budget, including, without limitation, any park, street, water pipe, sewer, drainage structure, department, employee, contract, capital improvement project, or real property interest of the City of Victoria may be discussed and deliberated as a City Manager's Report, and the subject is hereby defined as such without further notice.

****Any item on this agenda may be discussed in executive session if authorized by Texas law regardless of whether it is listed under "Executive Sessions" of this agenda, regardless of any past or current practice of City Council. Executive sessions herein are closed meetings, may include consideration of any item otherwise listed on the agenda, plus any subject specified in the executive session notice, and may include items under Texas Government Code Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.084, and/or 551.087. Executive sessions may be held at 105 W. Juan Linn, Victoria, Texas or such other location as determined by the City Council. This agenda has been reviewed and approved by the City Attorney's office, and the presence of any subject in the Executive Session portion of this agenda constitutes a written interpretation of Chapter 551 of the Texas Local Government Code by the attorney for the governmental body indicating that said subject may be legally discussed in a closed meeting