

**PUBLIC NOTICE**  
**BEACH CITY COUNCIL**  
**REGULAR MEETING**

**PLACE: BEACH CITY COMMUNITY BUILDING**  
**12723 FM 2354, Beach City, Texas 77520**  
**DATE: Tuesday, March 27<sup>th</sup>, 2012**  
**TIME: 6:00 P.M.**

**AGENDA**

- I. **Citizens Comments.**
- II. **Review and consider approval of the Minutes for the Regular Meeting February 28<sup>th</sup>, 2012 and the Special Called Meeting 6<sup>th</sup>, 2012.**
- III. **Financial Consent Agenda;**
  - A. **Review and approve of the Financial Statements for month ending February 29<sup>th</sup>, 2012**
  - B. **Receive and review Investment rate/security update.**
  - C. **Review and approve Revenues and Expenditures for current Month.**
- IV. **Approve Mitchell Subdivision Minor Platt.**
- V. **Hear committee update on possible real estate purchase.**
- VI. **Hear committee update on city hurricane preparedness workshop.**
- VII. **Consider Consumer Price Index adjustment to Municipal Telecommunications Right-of-Way Access Rates.**
- VIII. **Consider adding an additional attendee to the conference on Hurricane Mitigation and Response.**
- IX. **Executive Session Authorized by Chapter 551, Texas Government code, Section 551.071, concerning the legal action in the city's efforts to overturn the actions of TCEQ in the T&I Taylor rate case.**
- X. **Update and possible action on T&I Taylor / TCEQ Case.**
- XI. **Council Updates; From the Mayor and County Commissioner.**
- XII. **Council Member Comments.**
- XIII. **Adjourn**

**POSTED: March 23, 2011**



March 27<sup>th</sup>, 2012

**BEACH CITY COUNCIL**

**REGULAR MEETING MINUTES**

The Beach City Council met for a Regular Meeting on Tuesday, March 27<sup>th</sup>, 2012 at the Beach City Community Building. Those present were:

MAYOR: Billy Combs

MAYOR PRO TEM: Jackey Lasater

ALDERMAN: Vaughn Bercaw

Paul Newman

Douglas Walker

Raymond Smith – Absent

CITY ATTORNEY: Daniel Jackson

CITY SECRETARY: Margaret Gainer

Mayor Combs called the meeting to order at 6:06 P.M. Tuesday, March 27, 2012. The Mayor offered Prayer. Mayor Pro Tem Lasater led the Pledge of Allegiance to the United States and Texas Flags.

The Mayor welcomed the Guest.

**I. Citizens Comments.**

Mr. Dan Dubiel, a resident at 8826 Black Horse Road, stated that he had his septic system checked by Eagle Rental. He was told that he needed to have his system cleaned out. When they came to clean it out they discovered he did not have a clean out. It cost him \$75 to have it cleaned out. He wondered if there is some kind of procedure in place to inspect that system to make sure there is a clean out system, especially the sludge tank, when the system is installed. Mayor Combs informed him that because of the rules of the Open Meeting Act we cannot discuss this item without putting it on the Agenda. Mr. Dubiel requested that it be on the April Agenda.

**II. Review and consider approval of the Minutes for the Regular Meeting February 28<sup>th</sup>, 2012 and the Special Called Meeting March 6<sup>th</sup>, 2012.**

The March 6<sup>th</sup>, 2012 Special Called Minutes could not be acted on because the month, "March", had been left out of the Item II sentence.

On the Regular Meeting of February 28<sup>th</sup>, 2012, page 1, Item III, the spelling of the word "likelihood" was corrected.

MOTION made to accept the minutes as corrected.

MOTION: Walker

SECONDED: Lasater

APPROVED: 4 - 0

**III. Financial Consent Agenda;**

**A. Review and approve of the Financial Statements for month ending February 29<sup>th</sup>, 2012**

Mayor Combs went over the Financial Statements.

**B. Receive and review Investment rate/security update.**

**C. Review and approve Revenues and Expenditures for current Month.**

March 27<sup>th</sup>, 2012

MOTION made to accept the Financial Consent Agenda.  
MOTION: Walker                      SECONDED: Bercau

APPROVED: 4 - 0

**IV. Approve Mitchell Subdivision Minor Platt.**

The Mayor stated that we have a Minor Plat submitted by Mr. Ken Mitchell on land that he owns on FM 2354. Council reviewed the Plat. The County reports that it meets all of their requirements for a Minor Plat.

MOTION made to accept the plat as shown.

MOTION: Walker                      SECONDED: Lasater

APPROVED: 4 - 0

**V. Hear committee update on possible real estate purchase.**

Nothing to Report

**VI. Hear committee update on city hurricane preparedness workshop.**

Alderman Walker, Committee Member, said what they are planning on doing is getting someone to come in and talk about Hurricane Preparedness. The Mayor said we still have several of the Radios left that we may be able to give out that night.

**VII. Consider Consumer Price Index adjustment to Municipal Telecommunications Right-of-Way Access Rates.**

MOTION made to not pursue the rate increase.

MOTION: Walker                      SECONDED: Newman

APPROVED: 4-0

**VIII. Consider adding an additional attendee to the conference on Hurricane Mitigation and Response.**

No Action Taken.

**IX. Executive Session Authorized by Chapter 551, Texas Government code, Section 551.071, concerning the legal action in the city's efforts to overturn the actions of TCEQ in the T&I Taylor rate case.**

Regular Meeting has been adjourned at 6:51 P.M. for Executive Session.

**X. Update and possible action on T&I Taylor / TCEQ Rate Case.**

Regular Meeting reconvened at 8:40 P.M. The Mayor reported that we have made headway in the rate case. We have reached a tentative agreement on a monthly rate with the Utility Company. However we are still trying to iron out the differences and get the Ocean Home Mobile Park on board. Hopefully they will have a Resolution very soon.

**XI. Council Updates; From the Mayor and County Commissioner.**

Commissioner Rusty Senac reported that the County flew five passes over the City spraying for mosquitoes. This morning the mosquitoes were still there. They can only fly at night. He also said we have about 50 different species in Chambers County.

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Everybody in Chambers County is having the same problem. He said if Council interested he could get someone to come and explain the program. The Commissioner also reported that they have been working on Nuisance Complaint on Ocean Drive in Beach City and they found two other people that were 1/3% owners along with the last person that lived there. What the County prefers is for them to clean up their own mess. If the County is not successful in finding the two sisters, they will go ahead and go through the abatement process. Commissioner Senac also said the amount of interest being expressed by industry moving into Mont Belvieu, expanding in Baytown and extending into the Beach City peninsula is extraordinarily high. There are lots of inquiries coming in. Anytime they talk about the Beach City Peninsula, he talks about buffers; big buffers between Residents and Industry. He talks about how big fences make good neighbors. He is a little concerned about how rapidly our area is changing but it is going to continue to change. He also reported that two weeks ago Chambers County Commissioner Court agreed to designate Cedar Bayou as a Marine Highway, which basically opens up for anyone on Cedar Bayou, public or private, will be eligible to get funds or grants that would take trucks off the highway. Commissioner Senac answered Councils questions.

**XII. Council Member Comments.**

Nothing to report.

**XIII. Adjourn**

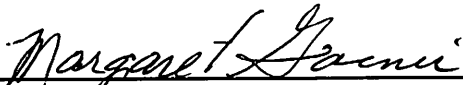
MOTION made to adjourn the meeting at 9:30 P.M. Tuesday, March 27<sup>th</sup>, 2012.

MOTION: Newman

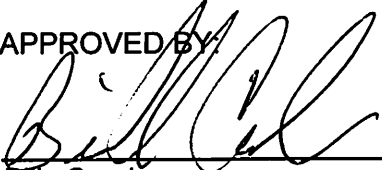
SECONDED: Walker

APPROVED: 4 – 0

ATTEST TO:

  
\_\_\_\_\_  
Margaret Gainer  
City Secretary

APPROVED BY:

  
\_\_\_\_\_  
Billy Combs  
Mayor