

**SPECIAL MEETING OF THE
ZONING BOARD OF ADJUSTMENT
OF THE CITY OF PORT NECHES**

5:00 P.M.

December 8, 2015

MEETING

The special meeting was called to order at 5:00 p.m. by Chairman Belanger at Port Neches City Hall, 1005 Merriman Street, Port Neches, Texas with the following members in attendance to wit:

Chairman Corey Belanger
Gary Stretcher
Charles Bales
Donald Ware, Alternate
James Ware, Alternate
Trent Cobb, Alternate (Did not participate)

Also present:

Taylor Shelton, P.E., Public Works Director
Larry Reynolds, Assistant Public Works Director/ Building Official
Cari Reynolds, Public Works Secretary

Absent:

Sam Loyacano
Chris Swanson, Alternate

AGENDA ITEM 2 – APPROVAL OF MINUTES

Board Member Stretcher requested the minutes of the regular meeting held on November 9, 2015 be amended to specify the proposed variance request by Jeff Akhtar. No action taken on the minutes of the regular meeting held on November 9, 2015.

Board Member Bales made a motion to approve the minutes of the special meeting held on November 24, 2015, seconded by Alternate Board Member Donald Ware. **MOTION PASSED BY UNANIMOUS VOTE.**

AGENDA ITEM 3 – APPOINTMENT OF VICE - CHAIRMAN

Chairman Belanger stated that due to the resignation of Vice - Chairman Boyd Parks, the Board is taking nominations for Vice - Chairman.

There was discussion regarding if the Board needed to postpone this action till all regular board members were present.

Alternate Board Member Donald Ware nominated Board Member Stretcher for Vice - Chairman.

Alternate Board Member Donald Ware made a motion to approve the appointment of Board Member Gary Stretcher as Vice - Chairman, seconded by Board Member Bales. **MOTION PASSED BY UNANIMOUS VOTE.**

AGENDA ITEM 4 – EXECUTIVE SESSION

Chairman Belanger recessed the regular meeting to enter into Executive Session at 5:12 p.m. to discuss the following matters:

Litigation – Texas Government Code, Chapter 551.071

Discuss pending and threatened litigation:

Consultation with legal counsel regarding The Mayor and Members of the City Council of the City of Port Neches, Texas v. The Zoning Board of Adjustment of the City of Port Neches and its Members in their Representative Capacities.

Consultation with legal counsel – Texas Government Code, Chapter 551.071

AGENDA ITEM 5 – RECONVENE INTO REGULAR SESSION

Chairman Belanger reconvened the regular meeting of the Zoning Board of Adjustments and Appeals at 6:30 p.m.

AGENDA ITEM 6 – ADJOURN

There being no further business Alternate Board Member Donald Ware made a motion to adjourn, seconded by Vice – Chairman Stretcher. **MOTION PASSED BY UNANIMOUS VOTE.** The meeting was adjourned at 6:32 p.m.

Chairman

ATTEST:

Cari Reynolds, Public Works Secretary