

CALL TO ORDER

Meeting called to order at 6:15 pm

INVOCATION & PLEDGE

Texas State Flag Pledge: *"Honor The Texas Flag; I Pledge Allegiance To Thee, Texas, One State Under God, One And Indivisible."*

Councilman Bill Cornman

CERTIFICATION OF QUORUM**PRESENT**

Mayor Robert K. Nelson
Mayor Pro Tem Jason W. Childers
Councilman William Cornman
Councilwoman Becca Sitz
Councilwoman Julie Estlinbaum

ABSENT

Councilman Brent P. Marceaux

MISSION STATEMENT

The City of Bay City is a community that fosters future economic growth, strives to deliver superior municipal services, invests in quality of life initiatives and is the gateway to the great outdoors. We encourage access to our unique historical and eco-cultural resources while maintaining our small-town Texas charm.

Councilman Bill Cornman

APPROVAL OF AGENDA

Motion made by Mayor Pro Tem Childers to approve the agenda, Seconded by Councilman Cornman.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum.

Motion carried.

PUBLIC COMMENTS

State Law prohibits any deliberation of or decisions regarding items presented in public comments. City Council may only make a statement of specific factual information given in response to the inquiry; recite an existing policy; or request staff places the item on an agenda for a subsequent meeting.

Ryan Leissner, a business owner, addressed his concerns with changes with TxDOT and moving lane over.

CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

Motion made by Councilwoman Estlinbaum to approve the Consent Agenda Items, Seconded by Mayor Pro Tem Childers.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum.

Motion carried.

1. **Regular Council Meeting Minutes of June 23, 2020**
2. **Budget Workshop Minutes of July 14, 2020**
3. **Regular Council Meeting Minutes of July 14, 2020**
4. **ACCOUNTS PAYABLE, DIRECT PAYABLE AND UTILITY REFUNDS FOR APRIL, MAY AND JUNE 2020**

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

5. **DISCUSS, CONSIDER, AND/OR APPROVE THE CITY'S QUARTERLY FINANCIAL AND INVESTMENT REPORT FOR THE QUARTER ENDING JUNE 30, 2020.**

Scotty Jones, Finance Director

Scotty Jones, Finance Director, reviewed the 3rd qtr financials and the impacts of revenue from Covid-19. Childers asked about web based hotel/motel tax payments, Ms. Jones replied projected for next year. Ms Jones stated that our investments is down 30,758 from this time last year.

Motion made by Councilman Cornman to approve the 3rd Quarter Financials, Seconded by Mayor Pro Tem Childers.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

6. **DISCUSS AND TAKE ACTION TO REJECT BIDS RECEIVED DESIGNATING A PROFESSIONAL ENGINEERING FIRM FOR THE 2020 TEXAS CAPITAL FUND DOWNTOWN REVITALIZATION/MAIN STREET PROGRAM OF THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT (TXCDBG) PROGRAM FOR APPLICATION AND PROJECT IMPLEMENTATION.**

Alyssa Dibbern, Engineering Tech

Barry Calhoun reviewed the council decision last meeting, only one bid and not accepted. Requires a formal rejection of bid.

Motion made by Mayor Pro Tem Childers to reject bids received, Seconded by Councilwoman Estlinbaum.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

7. DISCUSS, CONSIDER, AND/OR APPROVE TXDOT PLAN FOR DOWNTOWN TURN LANES ON HIGHWAY 35 AND 60 AND SIGNAL LIGHT IMPROVEMENTS.

Shawna Burkhart, City Manager

Need approval letter of concurrence of txdot requirements. Mitch Thames addressed council. Traffic isn't getting lighter. Every signal on fiber optics synchronized that computers know how to get the flow working for safety and economically. The vision is what it looks like in 5 years, as to if it is feasible. this letter will institute where they will authorize to send a consultant. Need 62 feet for 4 lanes with turn lane. He thinks there are solutions. Turn signal/lane is important to flow. Shawna Burkhart added they spoke with businesses on the square. Councilwoman Estlinbaum would like Ryan Simper with TxDOT to come and meet with council so council can ask questions.

Motion made by Councilwoman Estlinbaum to table until after Council has met with Ryan Simper, Seconded by Councilman Cornman.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

8. CONSIDER, DISCUSS AND APPROVE CIVIC CENTER SIDEWALK MATERIAL/LAYOUT PLAN.

Mitch Thames

Mr. Thames presented current photos . Any changes to appearance must be approved by Council, since they are wanting to continue with brick pattern thru the sidewalks. Changing from peat gravel to stamped concrete. Sitz wants the planters removed, can we add? Mr Thames to come back on estimate on removal of planters.

Motion made by Councilman Cornman to approve the sidewalk material/layout plan, Seconded by Mayor Pro Tem Childers.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

9. DISCUSS, CONSIDER, AND/OR APPROVE EXTENDING THE CITY CHARTER (ARTICLE III, SECTION 3.01) PRESCRIBED TIME OF ONE (1) YEAR FOR THE NEW CITY MANAGER TO RESIDE IN THE CITY OR WITHIN THE EXTRATERRITORIAL JURISDICTION.

William Cornman, Councilman

Motion made by Councilman Cornman to postpone decision, Seconded by Councilwoman Estlinbaum.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion tabled.

10. DISCUSS, CONSIDER AND/OR APPROVE THE CITY MANAGER EVALUATION FORM AND PROCESS.

Councilman Bill Cornman

Motion made by Councilman Cornman to approve as presented, Seconded by Councilwoman Sitz.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

11. DISCUSS CLEANUP CAMPAIGN AND/OR APPROPRIATE FUNDING IN THE FISCAL 2020-2021 BUDGET.

Councilwoman Becca Sitz

Sitz reviewed cleanup list, within scope to campaign cleanup to make our city beautiful. Shawna Burkhart said there was a small amount of money set aside \$5000 for cleanup, slogan, billboard, etc on ideas to promote. Try to get citizens engaged in cleanup. Scotty added utility billing can do advertising too, there is money here and there. do progress stats. Council agreed to leave as is at \$5000 and no action is needed.

ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Councilwoman recognized comments made by Ryan Leissner.

ADJOURNMENT

Motion made by Councilwoman Estlinbaum to adjourn, second by Councilwoman Sitz.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilwoman Sitz, Councilwoman Estlinbaum. Council adjourned at 7:39 pm.

AGENDA NOTICES:

Action by Council Authorized: The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, 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 conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

Attendance By Other Elected or Appointed Officials: It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

Executive Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

CERTIFICATION OF POSTING

This is to certify that the above notice of a Regular Called Council Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on **Friday, July 24, 2020 before 6:00 p.m.** Any questions concerning the above items, please contact Mayor Robert K. Nelson at (979) 245-2137.

The facility is wheelchair accessible and accessible parking spaces available. Request for accommodations or interpretive services must be made 48 hours prior to the meeting. Please contact the City Secretary's Office at 979-245-5311 or email, dholubec@cityofbaycity.org for further information.