



CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, March 28, 2023 at 6:00 PM
COUNCIL CHAMBERS | 1901 5th Street

COUNCIL MEMBERS

Mayor: Robert K Nelson

Mayor Pro Tem: Jim Folse

Council Members: Floyce Brown, Bradley Westmoreland, Becca Sitz, Blayne Finlay

Vision Statement

Through a united and collaborative effort, we seek to grow the City of Bay City with a diverse culture that is proud to call Bay City home. We envision a thriving family-centered community where citizens are involved in the future development of our city. We desire our citizens to work, play, worship and shop in the community in which we live. Visitors are welcomed and encouraged to enjoy the friendly environment and amenities the citizens and business owners have created together.

AGENDA

THE FOLLOWING ITEM WILL BE ADDRESSED AT THIS OR ANY OTHER MEETING OF THE CITY COUNCIL UPON THE REQUEST OF THE MAYOR, ANY MEMBER(S) OF COUNCIL AND/OR THE CITY ATTORNEY:

ANNOUNCEMENT BY THE MAYOR THAT COUNCIL WILL RETIRE INTO CLOSED SESSION FOR CONSULTATION WITH CITY ATTORNEY ON MATTERS IN WHICH THE DUTY OF THE ATTORNEY TO THE CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE OPEN MEETINGS ACT (TITLE 5, CHAPTER 551, SECTION 551.071(2) OF THE TEXAS GOVERNMENT CODE).

CALL TO ORDER AND CERTIFICATION OF QUORUM

INVOCATION & PLEDGE

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

Mayor Pro Tem Jim Folse

MISSION STATEMENT

The City of Bay City is committed to fostering future economic growth by collaborating with our citizens, employers, current and future businesses, as well as the Community and Economic Development Centers. We strive to deliver superior municipal services and to invest in quality-of-life initiatives such as housing, businesses, jobs and activities for all citizens. We make a concerted effort to respond to resident's concerns in a timely and professional manner in order to achieve customer satisfaction.

Mayor Pro Tem Jim Folse

APPROVAL OF AGENDA**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.

ACKNOWLEDGEMENT FROM CITY MANAGER**CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL**

1. **Regular Council Meeting minutes of March 14, 2023.**
2. **Council Workshop minutes of March 14, 2023.**

DEPARTMENT REPORTS

3. **Records Management Report and Proclamation**
4. **Public Works reports.**

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

5. **Audit ~ Discuss, consider, and/or approve the Annual Comprehensive Financial Report (ACFR) for the Fiscal Year ending September 30, 2022.** Scotty Jones, Finance Director
6. **Streets ~ Residents' presentation of street condition and request for Tepeyac street repairs.** Celeste Rojas and Residents
7. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City of Bay City applying for a Crime Victim and Liaison Grant with the Office of the Attorney General, Crime Victim Services Division.** Leticia Ramos, CVL - Bay City Police Department
8. **Discuss, consider, and/or approve the appointment of Patty McKelvy to the Planning Commission.** Robert K. Nelson, Mayor
9. **Resolution ~ A Resolution of the City of Bay City naming the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing funds for specified improvements totaling \$200,000.00 and for the administration of contracts necessary for the Bay City Regional Airport.** James Mason, Airport Manager
10. **Contract ~ Discuss, consider, and/or award the construction bid for the Wastewater Treatment Plant Rehabilitation Project under the Texas Water Development Board Funding for the Clean Water SRF Projects to LEM Construction and authorize the Mayor to execute a contract approved to form by**

the City Attorney between the City of Bay City and LEM Construction in the amount of \$28,775.00. Barry Calhoun, Public Works Director

- 11. Contract ~ Discuss, consider, and/or approve Work Order No. 9 to the Standard Contract Agreement between the City of Bay City, Texas and Garver, LLC for Professional Engineering Services to provide program management assistance and preform water well siting study under the 2023 Texas Water Development Board Funding Drinking Water SRF Projects. Barry Calhoun, Public Works Director**
- 12. Contract ~ Discuss, consider, and/or award the bid for the 2023 Brush Site Wood Chipping services at the City's Brush Site to the lowest responsible bidder and authorize the Mayor to execute a contract approved to form by the City Attorney between the City of Bay City and Austin Wood Recycling in the amount of \$60,600.00. Barry Calhoun, Public Works Director**
- 13. Lease ~ Discuss, consider, and/or approve entering into a lease agreement at 2005 6th Street (Old Bay City Fire Station) with Sayrah Craft. Shawna Burkhart, City Manager**

CLOSED / EXECUTIVE SESSION

- 14. Executive Session pursuant to Texas Government Code Section 551.072 (Deliberation regarding Real Property).**
- 15. Legal ~ Executive Session pursuant to Section 551.071 of the Texas Government code (Consultation with Counsel on legal matters).**
- 16. Personnel ~ Closed meeting to discuss personnel matters in accordance with Title 5, Section 551.074 of the Texas Government Code (To discuss appointment, employment, evaluation, responsibilities and duties, reassignment, discipline or dismissal of an officer or employee, or to hear a complaint or charge against an officer or employee: Hiring process of new Public Works Director**
- 17. Personnel ~ Closed meeting to discuss personnel matters in accordance with Title 5, Section 551.074 of the Texas Government Code (To discuss appointment, employment, evaluation, responsibilities and duties, reassignment, discipline or dismissal of an officer or employee, or to hear a complaint or charge against an officer or employee: City Manager**

RECONVENE AND ACTION

ITEMS / COMMENTS FROM THE MAYOR, COUNCIL MEMBERS AND CITY MANAGER

ADJOURNMENT

AGENDA NOTICES:

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.

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, March 24, 2023 before 6:00 p.m.** Any questions concerning the above items, please contact the Mayor and City Manager's office at (979) 245-2137.