



# CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, April 25, 2023 at 6:00 PM  
COUNCIL CHAMBERS | 1901 5th Street

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## 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.*

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## 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."*

*Councilwoman Becca Sitz*

#### 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.*

*Councilwoman Becca Sitz*

**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**

1. **Recognition of Samantha Denbow for earning the designation of Certified Public Library Administrator**
2. **Award ~ Government Finance Officer's Association (GFOA) Distinguished Budget Presentation Award.**

**ITEMS / COMMENTS FROM THE MAYOR, COUNCIL MEMBERS AND CITY MANAGER****CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL**

3. **Regular Council Meeting minutes of February 28, 2023.**
4. **Accounts Payable, Direct Payable and Utility Refunds for January, February, and March 2023**
5. **Ratifying adjusted utility fees.**

**DEPARTMENT REPORTS**

6. **Municipal Court 1st Fiscal Quarter update and 2023 Municipal Traffic Safety Award** - Katy Plunkett, Court Administrator
7. **Library Quarterly Report and Updates.** Samantha Denbow, Library Director
8. **Tourism Manager's Quarterly Report.** P. Darve Smith, Tourism Manager
9. **Public Works Reports and Updates.** Krystal Mason, Interim Assistant Public Works Director

**REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL**

10. **Presentation ~ Discuss the Bay City Texas Theater Project and provide staff direction.** Jessica Russell, Executive Director of Bay City Community Development
11. **Agreement ~ Discuss, consider, and/or approve an Interlocal Agreement on Special Law Enforcement Services.** Christella Rodriguez, Chief of Police
12. **Bid ~ Discuss, consider, and/or award the selection for professional engineering, design services, including construction administration to Civil PE's LLC for aviation projects listed in the RFQ funded by the City of Bay City,**

**TxDot Aviation, and the Federal Aviation Administration, with funding administered by the City of Bay City, or TxDOT Aviation and/or the Federal Aviation Administration.** James Mason, Airport Manager

13. **Report ~ Discuss, consider, and/or approve the City's Quarterly Financial and Investment Report for the quarter ending March 31, 2023.** Scotty Jones, Finance Director
14. **Property ~ Discuss, consider, and/or approve Windstorm Insurance Policy renewal and take any action deemed necessary.** Scotty Jones, Finance Director
15. **Discussion ~ Review and discuss the proposed schedule of budget calendar.** Scotty Jones, Finance Director
16. **Ordinance ~ An Ordinance amending Chapter 2 of the Code of Ordinances of the City of Bay City, Texas by amending Article II (City Council), Division 2 "Meetings and Rules of Order" and providing an effective date.** Jeanna Thompson, City Secretary
17. **Report ~ Discuss TCEQ Order received regarding arsenic.** Shawna Burkhart, City Manager
18. **Budget ~ Discuss, consider, and/or approve funding towards repairs of streets located at 4th and LeTulle, Tepeyac Avenue, and Tepeyac side roads.** Shawna Burkhart, City Manager
19. **Discuss ordinance changes in relation to Drainage District #1.** Shawna Burkhart, City Manager

#### **CLOSED / EXECUTIVE SESSION**

20. **Executive Session pursuant to Texas Government Code Section 551.072 (Deliberation regarding Real Property).**
21. **Executive Session pursuant to Section 551.071 of the Texas Government code (Consultation with Counsel on legal matters).**

#### **RECONVENE AND ACTION**

#### **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, April 21, 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.