



CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, October 27, 2020 at 6:00 PM
COUNCIL CHAMBERS | 1901 5th Street

COUNCIL MEMBERS

Mayor: Robert K Nelson

Mayor Pro Tem: Jason W. Childers

Council Members: William Cornman, Brent P. Marceaux, Becca Sitz, Julie Estlinbaum

Bay City is committed to developing and enhancing the long-term prosperity, sustainability, and health of the community.

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

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 Jason Childers

CERTIFICATION OF QUORUM

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.

Mayor Pro Tem Jason Childers

APPROVAL OF AGENDA

APPROVAL OF MINUTES

1. Meeting minutes of Regular Council meeting on October 13, 2020

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.

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

2. **Discussion ~ Discuss concerns and options regarding speeding traffic on 8th Street.**
Whitney McGee, Citizen
3. **Personnel ~ Discuss, consider and/or approve Police Officer recruitment incentives.**
Robert Lister, Chief of Police
4. **Appointment ~ Consider and/or approve the appointment of Jessica Russell as Planning Commission Chairman.**
Mayor Robert K. Nelson
5. **Agreement ~ Discuss, consider, and/or approve an Interlocal Agreement with the City of Bay City and Bay City Community Development Corporation regarding small business grants as they relate to COVID-19.**
Scotty Jones, Finance Director
6. **Resolution ~ Discuss, consider, and/or approve a resolution of the City of Bay City, Texas, authorizing the submission of a Community Development Block Grant - Mitigation (CDBG-MIT) application to the Texas General Land Office and authorizing the Mayor and City Manager to act as the City's executive officers and authorized representatives in all matters pertaining to the City's participation in the CDBG-MIT program.**
Alyssa Dibbern, Engineer Tech
7. **Contract ~ Discuss, consider, and/or approve a contract for professional engineering services for the Texas General Land Office (GLO) Mitigation Grant Program between the City of Bay City, Texas and Lynn Engineering.** Barry Calhoun, Public Works Director
8. **Contract ~ Discuss, consider, and/or approve a standard contract for professional engineering services for various City projects, including the Texas Water Development Board projects between the City of Bay City, Texas and Garver, LLC.**
Barry Calhoun, Public Works Director
9. **Contract ~ Discuss, Consider, and/or approve award of Nile Valley Road Construction Project.** Barry Calhoun, Public Works Director

10. **Ordinance ~ Discuss, consider, and/or approve an Ordinance authorizing the issuance of City of Bay City, Texas General Obligation Refunding Bonds, Series 2021; levying a tax in payment thereof; authorizing the redemption prior to maturity of certain outstanding obligations; providing for the award and sale of said bonds in accordance with certain parameters; and enacting other provisions relating thereto.**
Scotty Jones, Finance Director
11. **Report ~ Discuss, consider, and/or approve the Quarterly Investment Report for the quarter ending September 30, 2020.**
Scotty Jones, Finance Director
12. **Appointments ~ Discuss, consider, and/or approve Resident Commissioner for Bay City Housing Authority.**
Shawna Burkhart, City Manager
13. **Appointments ~ Discuss, consider, and/or approve members for TIRZ #1.**
Shawna Burkhart, City Manager
14. **Appointments ~ Discuss, consider, and/or approve members for TIRZ #2.**
Shawna Burkhart, City Manager
15. **Appointments ~ Discuss, consider, and/or approve members for TIRZ #3.**
Shawna Burkhart, City Manager
16. **Discuss, consider and/or approve the reschedule of the Regular Council meetings in December 2020 from the 8th and 22nd to the 1st and 15th.**
Jeanna Thompson, City Secretary

CLOSED / EXECUTIVE SESSION

OPEN SESSION

Discuss, consider and/or take action on item(s) listed in Executive/Closed Session, (if any).

ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

ADJOURNMENT

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, October 23, 2020 before 6:00 p.m.** Any questions concerning the above items, please contact Mayor Robert K. Nelson at (979) 245-2137.