



# CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, August 08, 2023 at 6:00 PM  
COUNCIL CHAMBERS | 1901 5th Street

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## COUNCIL MEMBERS

**Mayor:** Robert K Nelson

**Mayor Pro Tem:** Blayne Finlay

**Council Members:** Benjamin Flores, Bradley Westmoreland, Becca Sitz, Jim Folsie

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

1. **City Council Workshop meeting minutes of July 20, 2023**

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

2. **Benefits ~ Discuss, consider, and/or approve a fitness incentive and employee reimbursement of gym fees extended to Police Department staff.** Mayor Nelson/Sgt. Ruben Gutierrez
3. **Resolution ~ Discuss, consider, and/or approve a Resolution approving the submission of the "Lone Star Grant Program" application under the Homeland Security Grants Division with the Office of the Governor Public Safety Office.** Sgt. Chris Hadash, BCPD
4. **PID ~ Discussion relating to the Crescent Capital Investments LLC (Russell Ranch) Development PID budget and comparisons.**
5. **Agreement ~ Discuss, consider, and/or approve an amended development agreement in regard to development standards between the City of Bay City and Crescent Capital Investments LLC (Russell Ranch).** Shawna Burkhart, City Manager
6. **Agreement ~ Discuss, consider, and/or approve an Economic Development Professional Services Agreement with David Pettit Economic Development, LLC., relating to the creation of a Public Improvement District (PID) in the City of Bay City, Texas.** Shawna Burkhart, City Manager
7. **Agreement ~ Discuss, consider, and/or approve a Professional Services Payment Agreement between the City of Bay City and Bold Fox Development, LLC.** Shawna Burkhart, City Manager
8. **Ordinance ~ Discuss, consider, and/or approve amending the City Code of Ordinances relating sections of Chapter 98, Sections 98-3, 98-39, 98-123; Chapter 46, Section 46-21 and Chapter 62, Section 62-5; removing all references to Drainage District in the City of Bay City Code of Ordinances; and providing an effective date.** Councilman Jim Folse

9. **Resolution ~ Discuss, consider, and/or approve a resolution authorizing the City of Bay City to offer Group Health Insurance to City Council members at City Council Member's expense.** Shawna Burkhart, City Manager
10. **Grants ~ Discuss, consider, and or approve various equipment to be funded by the American Rescue Plan Funds and authorize staff to proceed with procurement.** Scotty Jones, Finance Director
11. **Budget ~ Discuss and review the City's budget calendar.**
12. **Grant ~ Discussions regarding rescoping of Texas Water Development Board Application #2 for arsenic and other desired projects.**
13. **Committee ~ Discuss, consider, and/or approve the formation of an Ad Hoc Committee to study LCRA canals.** Councilwoman Becca Sitz
14. **Committee ~ Discuss, consider, and/or approve the formation of an Ad Hoc Committee to study Nile Valley Road extension.** Councilwoman Becca Sitz
15. **Committee ~ Discuss, consider, and/or approve the formation of an Ad Hoc Committee to study Railroad Quiet Zone.** Councilwoman Becca Sitz
16. **Committee ~ Discuss, consider, and/or approve the formation of an Ad Hoc Committee to study the north to east waterline roadway.** Councilwoman Becca Sitz
17. **Capital Planning ~ Discuss, consider, and/or approve a change from easement acquisitions to land acquisitions for north to east waterlines into the five (5) year Capital Plan.** Councilwoman Becca Sitz
18. **Policy ~ Discuss, consider, and/or approve amending the appointment of Council Members as Liaisons and the City Administrative Divisions.** Jeanna Thompson, City Secretary

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

19. **Executive Session pursuant to Texas Government Code Section 551.072 (Deliberation regarding Real Property).**
20. **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 of an officer or employee: City Manager**
21. **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 of an officer or employee: Public Works Director**

#### **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, August 4, 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.