



CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, September 26, 2023 at 6:00 PM
COUNCIL CHAMBERS | 1901 5th Street

COUNCIL MEMBERS

Mayor: Robert K Nelson

Mayor Pro Tem: Blayne Finlay

Council Members: Benjamin Flores, Bradley Westmoreland, Becca Sitz, Jim Folse

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."*

Councilman James 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.

Councilman James 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.

AWARDS & PROCLAMATIONS

1. **Proclamation ~ Proclamation recognizing October 5, 2023 as "Bay City Teachers' Day"**. Mayor Robert K. Nelson

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

2. **City Council Regular meeting minutes of September 12, 2023.**
3. **City Council Special Called meeting minutes of September 21, 2023.**

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

4. **Presentation ~ Public Works report and presentation.** Krystal Mason, Assistant Public Works Director and Mike Burchard, Utility Foreman

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

5. **Appointment ~ Discuss, consider, and/or approve the appointment of Thomas Battle and Cheryl Rutherford to the Public Housing Authority.** Robert K. Nelson, Mayor
6. **Bid ~ Discuss, consider and/or approve awarding the bid to Boettcher Hlavinka Company, LLC for the Service Center (USO) Window Replacement Project and Authorize the City Manager to execute a contract approved to form by the City Attorney.** Scotty Jones, Finance Director
7. **Bid ~ Discuss, consider and/or select GFL Environmental for the Solid Waste Collection and Disposal and Recycling Services and Authorize the Mayor and/or City Manager to execute a contract approved to form by the City Attorney between the City of Bay City and GFL Environmental.** Krystal Mason, Assistant Public Works Director
8. **Property ~ Discuss, consider, and/or approve a declaration of unusable equipment, supplies, and materials as surplus and authorize staff to sell said surplus equipment, supplies, and materials through the use of an online auction or other means.** Krystal Mason, Assistant Public Works Director

9. **Personnel ~ Summary of Health Benefits for 2023-2024 Fiscal Year.** Mayor Pro Tem Blayne Finlay
10. **Committee ~ Discuss, consider and/or approve the creation and appointments of an ADHOC Health Insurance Committee.** Councilman Bradley Westmoreland
11. **Budget ~ Discuss, consider, and/or approve the Bay City Community Development Corporation's Budget for Fiscal Year 2024.** Jessica Russell, BCCDC Executive Director
12. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City of Bay City, Texas adopting the City of Bay City Five Year Capital Improvement Program.** Scotty Jones, Finance Director
13. **Ordinance ~ An Ordinance adopting an Operating Budget for the City of Bay City, Texas for Fiscal Year 2024 and all designated, specified, noted, and indicated levies, rates, reserves, revenue provisions, and planned expenditure inherent, expressed, and included therein; providing for a cumulative clause: providing for severability: and providing for an effective date.** Scotty Jones, Finance Director
14. **Budget ~ Consider, and/or approve a motion to ratify the Property Tax increase reflected in the Budget for the City of Bay City Fiscal Year 2023.** Scotty Jones, Finance Director
15. **Ordinance ~ An Ordinance adopting the Tax Rate of \$0.56995 per \$100.00 of assessed valuation for the City of Bay City, Texas, for the purpose of paying the current expenses of the City for the Fiscal Year ending September 30, 2024, levying a maintenance and operations rate of \$0.43453 and for the further purpose of creating a sinking fund to retire the principal and interest of the bond indebtedness of the City, levying a debt service rate of \$0.13542; providing for a lien on all real and personal property to secure payment of taxes due thereon; providing a severability clause herewith; and providing for an effective date.** Scotty Jones, Finance Director
16. **Report ~ Discuss, consider and review proposed amendments to Appendix B Fee Schedule.**
17. **Policy ~ Discuss, consider, and/or approve a Resolution to adopt the City's Investment Policy.** Scotty Jones, Finance Director
18. **Resolution ~ A Resolution of the City of Bay City, Texas, declaring certain real property owned by the City of Bay City to be surplus and authorizing the Mayor to institute proceedings in accordance with Texas Local government Code Section.** Jeanna Thompson, City Secretary
19. **Appointment ~ Discuss, consider, and/or approve the appointment of a city representative and an alternate to Houston-Galveston Area Council's 2024 General Assembly.** Robert K. Nelson, Mayor

CLOSED / EXECUTIVE SESSION

20. **Executive Session pursuant to Texas Government Code Section 551.072 (Deliberation regarding Real Property).**
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: Assistant City Manager**

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, September 22, 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.