

**CITY OF BAY CITY**  
MINUTES • MAY 25, 2021

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**COUNCIL  
CHAMBERS | 1901  
5th Street**

**City Council Regular Meeting**

**6:00 PM**

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**1901 5TH STREET  
BAY CITY TX, 77414**



**Mayor**

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Robert K. Nelson

**Councilman**

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Jim Folse

**Mayor Pro Tem**

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Jason W. Childers

**Councilman**

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Brent P. Marceaux

**Councilwoman**

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Becca Sitz

**Councilwoman**

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Floyce Brown

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

**CALL TO ORDER**

Mayor Robert K. Nelson called the meeting to order at 6:00 pm

**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*

**CERTIFICATION OF QUORUM****PRESENT**

Mayor Robert K. Nelson  
Mayor Pro Tem Jason W. Childers  
Councilwoman Floyce Brown  
Councilman Jim Folse  
Councilwoman Becca Sitz

**ABSENT**

Councilman Brent P. Marceaux

**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.

*Councilman James Folse*

**APPROVAL OF AGENDA**

Motion made by Mayor Pro Tem Childers to approve the agenda, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

**PUBLIC COMMENTS**

Residents from Chateaux Drive off Hamman Road spoke to Council regarding their concerns with the repeated flooding of homes on their street. David Torrez spoke regarding his concerns about what those residents had to say.

**CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL****1. Ratify Professional Service Agreement with Maddox Developer**

Shawna Burkhart, City Manager, requested a ratification of an agreement between Maddox and the City regarding development fee. Anne Marie Odefey, City Attorney,

added that the fees are for permits and to replenish expenditure. Maddox has deposited \$25000.

Motion made by Mayor Pro Tem Childers to approve the ratification of the Professional Service Agreement, Seconded by Councilwoman Brown. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

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

### **2. Project ~ Discuss, consider, and/or approve the Hamman Road Drainage Project.**

Alyssa Dibbern, Engineering Tech, presented an exhibit, left out survey so new cost is \$200100. Phase 1a to gather water from apartments surface and redirect and put in ditch and hopefully collect water in backyards off Chateaux. This is a temporary fix. Mayor Pro Tem Childers asked about amount of whole project - \$600000+. Ms. Dibbern stated that the water was not sheeting as they thought, so there is sheeting off the apartment complex at an angle and is why engineers went with phase 1a. Mr. Ryman, Chateaux Drive resident, showed pictures of Chateaux Drive, and stated that it does not matter how many culverts the city puts in but need to get the majority of water redirect to Cottowood Creek. He recommended dig ditch until it can be done correctly. Jerry Smidt, 31 year resident on Chateaux, added that when they filled ditch and put in 36in pipe is when the flooding started. Mayor Nelson stated that he wants to get with engineers and Mayor Pro Tem Childers also wants to meet with them and believe we need to move quickly at moving water.

Motion made by Mayor Pro Tem Childers to fund the Hamman Road Drainage Project, Seconded by Councilwoman Brown. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

### **3. Resolution ~ Discuss, consider, and/or approve a Resolution supporting "Bay City Southern Railway" application to the Texas Department of Transportation's 2021 Transportation Alternatives Set-Aside (TA) Call for projects.**

Alyssa Dibbern, Engineering Tech, presented a resolution for application to extend safe routes from Cottonwood to Moore on old railway line providing the community for pedestrian and cyclist paths. 100% grant funded.

Motion made by Councilwoman Brown to approve the Resolution, Seconded by Councilwoman Sitz.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

**4. Report ~ Receive and discuss the Bay City Public Library Status Report.**

Samantha Denbow, Library Director, presented the Library status report, reviewing in-progress and completed projects.

**5. Presentation ~ 2020 Texas Municipal Library Directors Association (TMLDA) Achievement in Library Excellence Award.**

Samantha Denbow, Library Director, presented 2020 Texas Municipal Library Directors Association (TMLDA) Achievement in Library Excellence Award, the 4th consecutive year. Ms. Denbow discussed the requirements to win the award and what they submitted. Ms. Denbow also presented a video that was viewed regarding the award.

**6. Agreement ~ Discuss, consider and/or approve an Interlocal Agreement and funding for the Hazardous Mitigation Action Plan.**

Shawna Burkhart, City Manager, stated that County Emergency Coordinator Amanda Campos has asked the City to enter into an interlocal agreement. A 3rd party group will assist drawing up the Hazardous Mitigation Action plan. Palacios, Bay city, and Matagorda each will submit payment for cost.

Motion made by Mayor Pro Tem Childers to approve the Interlocal Agreement, Seconded by Councilman Folse. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

**7. Property ~ Discuss, consider and/or approve Police Department Support Services use of City property located at 2001 5th Street (formerly leased by House of Refuge).**

Motion made by Councilwoman Sitz to approve the use of 2001 5th Street property by the Police Department, Seconded by Councilwoman Brown. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried.

**ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS**

Council asked about spraying for mosquitos, Ms. Burkhart replied that they are spraying this weekend. Councilwoman Sitz stated that the flags are back on the light poles and also stated that acetone can be purchased by the gallon to remove graffiti. Councilwoman Brown stated that things are getting cleaned up.

**ADJOURNMENT**

Motion made by Councilwoman Brown to adjourn, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz. Motion carried and the meeting adjourned at 7:10 pm.

**PASSED AND APPROVED**, this \_\_\_\_ day of \_\_\_\_\_, 2021.

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ROBERT K. NELSON, MAYOR  
CITY OF BAY CITY, TEXAS

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JEANNA THOMPSON  
CITY SECRETARY