



BAY CITY

MINUTES • OCTOBER 27, 2016

Council Chambers

Regular Meeting

7:00 PM

1901 5TH STREET
BAY CITY, TX 77414

1. CALL TO ORDER & CERTIFICATION OF QUORUM

Attendee Name	Title	Status	Arrived
Mark Bricker	Mayor	Present	
Chrystal Folse	Mayor Pro-Tem	Present	
William Cornman	Councilman	Present	
Julie Estlinbaum	Councilwoman	Present	
Steven Johnson	Councilman	Present	
Carolyn Thames	Councilwoman	Present	

2. INVOCATION & PLEDGE OF ALLEGIANCE - COUNCILWOMAN CAROLYN THAMES

Texas State Flag Pledge:

"Honor The Texas Flag; I Pledge Allegiance To Thee, Texas, One State Under God, One And Indivisible."

3. 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.

Bay City resident, David Torres, addressed the Mayor and Council for multiple items, including pot holes, LeTulle Park, Joe Davis field, and sidewalks. Bay City resident, Joe Lozano, stated that students of the Art League would be having an art show on October 29, 2016. Bay City resident, Marilyn Alvarado, gave Mayor Mark Bricker a congratulations on his son and a thank you for providing an example of family.

4. CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless requested by a member of the City Council. Public comment on consent agenda items may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carolyn Thames, Councilwoman
SECONDER:	Julie Estlinbaum, Councilwoman
AYES:	Folse, Cornman, Estlinbaum, Johnson, Thames

1. Appointment

DISCUSS, CONSIDER AND/OR APPROVE THE MAYOR'S APPOINTMENTS OF HEATHER HILLIARD AND CELESTE CASH TO THE BAY CITY MAIN STREET BOARD.

Alicia Waters

Enacted and approved this 27th day of October, 2016, at Bay City

2. Appointment

DISCUSS, CONSIDER AND/OR APPROVE THE MAYOR'S APPOINTMENT OF KAYE ORR TO THE BAY CITY HISTORIC COMMISSION.

Alicia Waters

Enacted and approved this 27th day of October, 2016, at Bay City

5. REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL:

1. Budget

DISCUSS, CONSIDER, AND/OR APPROVE THE BAY CITY MAIN STREET BOARD'S REQUEST FOR AN INCREASE IN FACADE GRANT FUNDS.

Alicia Waters

Alicia Waters addressed the Mayor and Council to provide information on this request. The total amounts exceeded the amount of funds that they had available. Mayor Mark Bricker stated that he didn't have any issues with this but that a cap may need to be placed on the eligibility amount. Ms. Waters stated that there could possibly be two more that she would need to bring back before Council. Mayor Bricker stated that they could come to Council and request a budget amendment for the amount of the two future grants. This would make it so that it would just need to be approved by the Main Street Board. Once they are able to get the estimated costs, they will bring it back to Council for the budget amendment.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Cornman, Councilman
SECONDER:	Steven Johnson, Councilman
AYES:	Folse, Cornman, Estlinbaum, Johnson, Thames

Enacted and approved this 27th day of October, 2016, at Bay City

6. ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Councilwoman Julie Estlinbaum stated that there were multiple Trunk or Treats this weekend. Mayor Mark Bricker advised everyone to go vote. Councilman Bill Cornman asked Mayor Bricker about the Vision 2040 Plan and also spoke about the contract with Matagorda County and the budget mapping process. Councilwoman Carolyn Thames advised that she would not be at the council meeting on November 3, 2016. Mayor Pro Tem Chrystal Folse spoke Hocus Pocus in the Park.

7. 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 Agenda City Council August 8, 2013 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.

This is to certify that the above notice of a Regular Council Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on Friday, October 21, 2016, before 7:00 p.m. Any questions concerning the above items, please contact Mayor Mark A. Bricker at (979) 245-2137.

Rhonda Clegg
City Secretary