BAY CITY

REVISED MINUTES • JANUARY 14, 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	
Julie Estlinbaum	Mayor Pro-Tem	Present	
William Cornman	Councilman	Present	
Chrystal Folse	Councilwoman	Present	
Steven Johnson	Councilman	Present	
Carolyn Thames	Councilwoman	Present	

2. INVOCATION & PLEDGE OF ALLEGIANCE - COUNCILMAN STEVEN JOHNSON

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.

Andrew Brown addressed Mayor and Council regarding the growing number of tires in the South end of town. He stated that they were becoming an eye sore.

Judith Allen asked Mayor and Council to protect the trees we already have.

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:	Chrystal Folse, Councilwoman
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

1. Report

DISCUSS, CONSIDER, AND/OR APPROVE THE FINANCIAL STATEMENTS FOR THE PERIOD ENDING SEPTEMBER 30, 2015.

Beverly Griffith, Interim Finance Director
Councilman Cornman stated that he would like for the City's financial to be placed on the regular agenda from this point forward to receive commentary from the Mayor. He also suggested that he Mayor get with Jim Frankson on how he handles the CDC's financials.

MOTION BY COUNCILMAN CORNMAN, SECOND BY CAROLYN THAMES TO PLACE THE CITY FINANCIALS ON THE REGULAR AGENDA. MOTION CARRIED BY UNANIMOUS VOTE.

Enacted and approved this 14th day of January, 2016, at Bay City

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

1. Agreement

DISCUSS, CONSIDER, AND/OR APPROVE THE BAY CITY GAS COMPANY'S NOTICE OF INTENT TO INCREASE RATES EFFECTIVE JANUARY 1, 2016 AND ESTABLISH THE RATE SCHEDULE FOR 2016.

Mayor Mark A. Bricker
Councilman Cornman asked why the item was being tabled. The Mayor explained that they are working to correct some calculations.

RESULT:	**TABLED**	**Next: 1/28/2016 7:00 PM**

2. Grant

DISCUSS, CONSIDER, AND/OR APPROVE AUTHORIZING THE HISTORIC COMMISSION TO APPLY FOR A TEXAS PRESERVATION TRUST FUND (TPTF) GRANT FOR THE COMPLETION OF TRAIN CABOOSE AND RAILROAD DEPOT RENOVATIONS AND THE PURCHASE OF HERITAGE EDUCATIONAL DISPLAYS.

DC Dunham
BCCDC Executive Director DC Dunham explained that the Historic Commission would like to apply for a grant. The grant amount would be between $10,000 and $30,000, and it would be a dollar for dollar match. Mrs. Dunham went on to explain that the application to apply for the grant would be due at the end of January. She stated that applying to apply for the grant was the first step. Mrs. Dunham stated that the funds would not be appropriated now, but they would have to show proof of the funds. She added that there was a possibility that she could apply for another grant to cover the cost of the match; however, if that did not pan out, the City would have to match. The maximum match amount would be $30,000.

Judith Allen stated that Parks and Recreation had the funds in their budget. Mrs. Dunham asked if that was correct, and the Mayor stated no.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Julie Estlinbaum, Mayor Pro-Tem
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

Enacted and approved this 14th day of January, 2016, at Bay City

3. Ordinance

DISCUSS, CONSIDER AND/OR APPROVE AN ORDINANCE AMENDING RATES FOR BUILDING PERMIT AND PLAN REVIEW FEES; MAKING THE NEW RATES RETRO-ACTIVE TO OCTOBER 1, 2015 WITH REIMBURSEMENT UPON WRITTEN REQUEST FROM THE PERMIT HOLDER; AND ALLOWING FOR INCREMENTAL INCREASES THROUGH FISCAL YEAR 2018.

Otis Justice, Building Inspector and Marla Jasek, Asst Director of Public Works
Assistant Director of Public Works, Marla Jasek, informed Mayor and Council that they had gone back and revisited the numbers. Council asked if they did a comparison of other cities. Building Inspector, Otis Justice, explained that they had looked at Brenham and other cities. Mrs. Jasek added that when they contacted other cities, those cities were glad that someone of our size was going to their fees because they wanted to as well.

After much discussion, it was the consensus of Council to receive a comparison of different cities fees, prior to them making a decision.

Councilman Cornman asked what the City was currently charging those who have applied for permits in the past. Mrs. Jasek stated that they were being charged the new rates approved by Council. Councilwoman Folse pointed out that the rates on the City's website were not the same as what the City is currently charging. Mrs. Jasek explained that she had submitted a request to Dustin to get the rates changed, but he had not done so. She believed that he was waiting on the outcome of the meeting.

MOTION BY COUNCILMAN JOHNSON, SECOND BY COUNCILWOMAN FOLSE, TO RESCIND THE ORDINANCE BACK TO THE OLD PRICES BEFORE THE CITY RAISED THEM AND GET THE INFORMATION THEY RECEIVED FROM OTHER COMMUNITIES AND PLACE IT ON THE NEXT COUNCIL MEETING, AND REFUND BUILDERS OF EXCESS FEES. MOTION CARRIED. COUNCILMAN CORNMAN VOTED NAY.

RESULT:	**APPROVED AS AMENDED [4 TO 1]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Chrystal Folse, Councilwoman
AYES:	Estlinbaum, Folse, Johnson, Thames
NAYS:	Cornman

ORDINANCE

Enacted and approved this 14th day of January, 2016, at Bay City

4. Property

DISCUSS, CONSIDER, AND/OR APPROVE ACCEPTING THE DONATION OF PROPERTY LOCATED AT 2227 AVENUE F TO BE USED AS A THEATRE ARTS CENTER.

Mayor Mark A. Bricker
The Mayor clarified that the agenda should have read that it would be giving the Mayor the authority to prepare the paperwork.

Councilwoman Thames stated that she was the Council liaison, but was not aware of the meeting. The Mayor stated that C.A.S.T. called the meeting.

The Mayor stated that the ending thought would be to have the building revert to an organization, either C.A.S.T. or the Art League, for a certain period of time. If it stopped being used as an Arts Center, then it would revert back to the City.

Councilman Cornman asked that the item be placed on the agenda as a standing agenda item. He added that he would really like more information on white paper.

The Mayor reiterated that he only wanted to receive approval to begin the paperwork.

MOTION BY COUNCILMAN JOHNSON, SECOND BY MAYOR PRO TEM ESTLINBAUM TO GO AHEAD WITH PAPERWORK, BUT DO NOT ACCEPT THE DONATION. MOTION CARRIED BY UNANIMOUS VOTE.

RESULT:	**APPROVED AS AMENDED [UNANIMOUS]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Julie Estlinbaum, Mayor Pro-Tem
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

Enacted and approved this 14th day of January, 2016, at Bay City

6. EXECUTIVE SESSION

Mayor adjourned from Open Session at 7:47 p.m.

1. Property

PURSUANT TO TEXAS GOVERNMENT CODE §551.071 (CONSULTATION WITH ATTORNEY) AND §551.087 (DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS) CITY COUNCIL SHALL CONVENE IN EXECUTIVE SESSION TO CONSULT WITH THE CITY ATTORNEY REGARDING THE PROCEDURE, TIMING, SCOPE, AND CONSTRUCTION OF ALL NECESSARY TRANSACTIONAL DOCUMENTS AND AGREEMENTS TO CARRY OUT THE CINEMA/INDOOR ENTERTAINMENT CENTER PROJECT AND TO CONSIDER VARIOUS ECONOMIC DEVELOPMENT INCENTIVES AND THE LEVEL OF CITY PARTICIPATION TO BE INCLUDED IN THE TRANSACTIONAL DOCUMENTS.

2. Agreement

PURSUANT TO SECTION 551.087 (DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS), THE CITY COUNCIL WILL DELIBERATE THE OFFER OF A FINANCIAL OR OTHER INCENTIVE OR TO DISCUSS OR DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE CITY COUNCIL HAS RECEIVED FROM A PROSPECTIVE DEVELOPER THAT THE CITY COUNCIL SEEKS TO HAVE LOCATE IN OR NEAR THE CITY AND/OR WHICH THE CITY COUNCIL IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS.

Mayor Mark A. Bricker

RESULT:	**WITHDRAWN**

7. OPEN SESSION

9:05

1. Report

CITY COUNCIL SHALL RECONVENE IN OPEN SESSION AND MAY DISCUSS, CONSIDER, AND/OR TAKE ACTION ON ANY ITEM LISTED ABOVE FOR CONSIDERATION/DISCUSSION IN EXECUTIVE SESSION (IF NECESSARY).

The Mayor reconvened into Open Session at 9:06 p.m.

MOTION BY MAYOR PRO TEM ESTLINBAUM, SECOND BY COUNCILWOMAN FOLSE, TO CONTINUE NEGOTIATIONS WITH STUART LYNN. MOTION CARRIED BY UNANIMOUS VOTE.

8. ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Councilwoman Folse asked if we were holding the election with the School Board, and if a date had been selected. City Secretary Rhonda Clegg stated yes, and Mayor added that the date was set by the State.

Councilwoman Thames stated that she heard from Shana regarding a tour. It was the consensus of Council to take a tour on January 27, 2016 at 3:30 p.m.

9. 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 Workshop Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on Monday, January 11, 2016 before 7:00 p.m. Any questions concerning the above items, please contact Mayor Mark A. Bricker at (979) 245-2137.

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Rhonda Clegg
City Secretary

City Council
1901 5Th Street
Bay City, TX 77414

ADOPTED

Meeting: 01/14/16 07:00 PM
Department: Mayor's Office
Category: Report
Prepared By: Dustin Hodges
Initiator: Dustin Hodges
Sponsors:
DOC ID: 2159

AGENDA ITEM (ID # 2159)

DISCUSS, CONSIDER, AND/OR APPROVE THE FINANCIAL STATEMENTS FOR THE PERIOD ENDING SEPTEMBER 30, 2015.

RESULT:	**APPROVED BY CONSENT VOTE [UNANIMOUS]**
MOVER:	Carolyn Thames, Councilwoman
SECONDER:	Chrystal Folse, Councilwoman
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

City of Bay City
Financial Statement
As of September 30th, 2015

General Fund (Fund 11)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Property Taxes	$ 3,815,453	3,815,453	$ 3,790,373	$ (25,080)	99%
Other Local Taxes	4,901,681	4,901,681	5,161,997	260,316	105%
Fines & Penalties	307,700	307,700	271,323	(36,377)	88%
Licenses & Permits	263,750	263,750	235,881	(27,869)	89%
Miscellaneous	3,427,123	3,427,123	3,703,582	276,459	108%
Transfers	113,126	113,126	434,173	321,047	384%
Other Revenue	55,600	55,600	19,542	(36,058)	35%
Total Revenues	$ 12,884,433	$ 12,884,433	$ 13,616,870	$ 732,437	106%
Expenditures					
City Secretary	$ 332,316	$ 332,316	$ 309,441	$ (22,875)	93%
City General Services	3,314,639	3,314,639	2,580,053	(734,586)	78%
Administrative Council	257,511	257,511	244,505	(13,006)	95%
Main Street	40,390	40,390	45,164	4,774	112%
Municipal Court	315,621	315,621	297,911	(17,710)	94%
Finance	269,606	269,606	259,242	(10,364)	96%
Code Enforcement	211,082	211,082	183,259	(27,823)	87%
Police	4,190,285	4,190,285	4,071,696	(118,589)	97%
Animal Impoundment	159,510	159,510	145,151	(14,359)	91%
Volunteer Fire Dept.	187,014	187,014	168,977	(18,037)	90%
Public Works	3,034,837	3,034,837	2,962,652	(72,185)	98%
Service Center	64,391	64,391	63,109	(1,282)	98%
Recycling Center	201,312	201,312	193,638	(7,674)	96%
Parks	567,816	567,816	490,200	(77,616)	86%
Riverside Park	181,765	181,765	162,103	(19,662)	89%
Recreation	128,671	128,671	131,365	2,694	102%
Aquatics	242,931	242,931	178,419	(64,512)	73%
Teen Center	10,544	10,544	7,439	(3,105)	71%
Total Expenditures	$ 13,710,241	$ 13,710,241	$ 12,494,325	$ (1,215,916)	91%
Net Revenue (Expenditures)	$ (825,808)	$ (825,808)	$ 1,122,545	$ 1,948,353	
Beginning Fund Balance	$ 3,090,353	$ 3,090,353	$ 1,782,594		
Ending Fund Balance	$ 2,264,545	$ 2,264,545	$ 2,905,140		

City of Bay City
Financial Statement
As of September 30th, 2015

Donation Fund (Fund 21)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Interest	$ -	$ -	$ 30	$ 30	N/A
Grants	-	-	47,467	47,467	#DIV/0!
USO Restoration Donations	-	-	5,698	5,698	#DIV/0!
KBCB Donations	-	-	(1,400)	(1,400)	N/A
Train Depot Donations	-	-	-	-	N/A
Animal Impoundment Donations	-	-	-	-	N/A
Total Revenues	$ -	$ -	51,795	$ 51,795	
Expenditures					
USO Restoration	$ -	$ -	$ 4,235	$ 4,235	N/A
KBCB	-	-	-	-	N/A
Transfer to Other Funds	-	-	-	-	N/A
Animal Impoundment	-	-	-	-	N/A
Total Expenditures	$ -	$ -	4,235	$ 4,235	N/A
Net Revenue (Expenditures)	$ -	$ -	$ 47,560	$ 47,560	
Beginning Fund Balance	$ 77,693	$ 77,693	$ 82,494		
Ending Fund Balance	$ 77,693	$ 77,693	130,053		

City of Bay City
Financial Statement
As of September 30th, 2015

Emergency & Disaster Recovery Fund (Fund 23)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Utility Fees	$ -	$ -	$ -	$ -	N/A
Interest	-	-	(16)	(16)	N/A
Total Revenues	$ -	$ -	$ (16)	$ (16)	N/A
Expenditures					
Bad Debt	$ -	$ -	$ (52)	$ (52)	N/A
Total Expenditures	$ -	$ -	$ (52)	$ (52)	
Net Revenue (Expenditures)	$ -	$ -	$ 36	$ 36	
Beginning Fund Balance	$ 555,316	$ 555,316	$ 554,735		
Ending Fund Balance	$ 555,316	$ 555,316	$ 554,771		

City of Bay City
Financial Statement
As of September 30th, 2015

Police Forfeiture Fund (Fund 24)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Interest	$ 25	$ 25	$ 19	$ (6)	76%
Forfeiture Revenue	5,000	$ 5,000	-	(5,000)	0%
Total Revenues	$ 5,025	$ 5,025	$ 19	$ (5,006)	0%
Expenditures					
Personnel	$ -	$ -	$ 1,069	$ 1,069	N/A
Supplies & Materials	10,000	10,000	-	(10,000)	0%
Other Charges & Services	-	-	464	464	N/A
Repairs & Maintenance	-	-	15	15	N/A
Capital Outlay	-	-	10,851	10,851	N/A
Total Expenditures	$ 10,000	$ 10,000	12,399	$ 2,399	124%
Net Revenue (Expenditures)	$ (4,975)	$ (4,975)	$ (12,380)	$ (7,405)	
Beginning Fund Balance	$ 49,780	$ 49,780	$ 47,733		
Ending Fund Balance	$ 44,805	$ 44,805	$ 35,352		

City of Bay City
Financial Statement
As of September 30th, 2015

Civic & Cultural Arts Fund (Fund 25)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Hotel Occupancy Tax	$ 475,000	475,000	$ 630,804	$ 155,804	133%
Miscellaneous	66,650	66,650	79,284	12,634	119%
Total Revenues	$ 541,650	$ 541,650	710,088	$ 168,438	131%
Expenditures					
Civic & Cultural Art	$ 46,471	$ 46,471	$ 39,317	$ (7,154)	85%
Convention & Visitors Bureau	201,300	201,300	196,841	(4,459)	98%
Civic Center	306,750	306,750	354,620	47,870	116%
Matagorda County Museum	48,000	48,000	49,000	1,000	102%
Total Expenditures	$ 602,521	$ 602,521	$ 639,778	$ 37,257	106%
Net Revenue (Expenditures)	$ (60,871)	$ (60,871)	$ 70,310	$ 131,181	
Beginning Fund Balance	$ 270,197	$ 270,197	$ 302,436		
Ending Fund Balance	$ 209,326	$ 209,326	372,746		

City of Bay City
Financial Statement
As of September 30th, 2015

Library Fund (Fund 26)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Fines	$ 7,000	$ 7,000	$ 7,120	$ 120	102%
Interest	-	-	(2)	(2)	N/A
Rental Proceeds	78,840	78,840	85,410	6,570	108%
Grants	-	-	-	-	N/A
Donations	10,000	10,000	757	(9,243)	8%
County Funding	200,000	200,000	200,000	-	100%
Other Income-Other Entitiy	-	-	-	-	N/A
Other Income	16,000	16,000	28,319	12,319	177%
Transfer from General Fund	131,480	131,480	131,480	-	100%
Total Revenues	$ 443,320	$ 443,320	453,084	$ 9,764	102%
Expenditures					
Personnel	$ 251,542	$ 251,542	$ 231,707	$ (19,835)	92%
Supplies & Materials	57,250	57,250	48,151	(9,099)	84%
Other Charges & Services	118,500	118,500	147,441	28,941	124%
Repairs & Maintenance	13,000	13,000	8,010	(4,990)	62%
Total Expenditures	$ 440,292	$ 440,292	435,308	$ (4,984)	99%
Net Revenue (Expenditures)	$ 3,028	$ 3,028	$ 17,776	$ 14,748	
Beginning Fund Balance	$ 87,296	$ 87,296	$ 71,538		
Ending Fund Balance	$ 90,324	$ 90,324	89,314		

City of Bay City
Financial Statement
As of September 30th, 2015

Municipal Court Building Security Fund (Fund 27)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Building Security Fee	$ 6,000	$ 6,000	$ 4,036	$ (1,964)	67%
Interest	-	-	(1)	(1)	N/A
Total Revenues	$ 6,000	$ 6,000	4,035	$ (1,965)	67%
Expenditures					
Personnel	$ 12,500	$ 12,500	$ 2,981	$ (9,519)	24%
Total Expenditures	$ 12,500	$ 12,500	2,981	$ (9,519)	24%
Net Revenue (Expenditures)	$ (6,500)	$ (6,500)	$ 1,054	$ 7,554	
Beginning Fund Balance	$ 39,085	$ 39,085	$ 43,607		
Ending Fund Balance	$ 32,585	$ 32,585	44,660		

City of Bay City
Financial Statement
As of September 30th, 2015

Municipal Court Technology Fund (Fund 29)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Court Technology Fee	$ 8,000	$ 8,000	$ 5,382	$ (2,618)	67%
Interest	-	-	(3)	(3)	N/A
Total Revenues	$ 8,000	$ 8,000	$ 5,379	$ (2,621)	67%
Expenditures					
Supplies & Materials	$ 700	$ 700.00	$ -	$ (700)	N/A
Other Charges & Services	12,500	12,500.00	(299)	(12,799)	-2%
Repairs & Maintenance	-	-	-	-	N/A
Total Expenditures	$ 13,200	$ 13,200	$ (299)	$ (13,499)	-2%
Net Revenue (Expenditures)	$ (5,200)	$ (5,200)	$ 5,678	$ 10,878	
Beginning Fund Balance	$ 50,623	$ 50,623	$ 52,655		
Ending Fund Balance	$ 45,423	$ 45,423	58,333		

City of Bay City
Financial Statement
As of September 30th, 2015

Police Task Force Fund (Fund 30)

Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Interest	$ -	$ -	$ (95)	$ (95)	N/A
County Funding	5,000	5,000	-	(5,000)	N/A
Miscellaneous	5,000		30,363		
City Funding	5,000	5,000	-	(5,000)	N/A
Total Revenues	$ 15,000	$ 10,000	$ 30,268	$ (10,095)	N/A
Expenditures					
Personnel	$ 2,500	$ 2,500	$ -	$ (2,500)	N/A
Supplies & Materials	10,000	10,000	395	(9,605)	N/A
Other Charges & Services	5,000	5,000	(13,331)	(18,331)	N/A
Repairs & Maintenance	-	-	-	-	N/A
Capital Outlay	-	-	-	-	N/A
Total Expenditures	$ 17,500	$ 17,500	(12,936)	$ (30,436)	N/A
Net Revenue (Expenditures)	$ (2,500)	$ (7,500)	$ 43,203	$ 20,340	
Beginning Fund Balance	$ 13,568	$ 13,568	$ 13,114		
Ending Fund Balance	$ 11,068	$ 6,068	$ 56,317		

City of Bay City
Financial Statement
As of September 30th, 2015

Utility Fund (Fund 61)

Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Charges for Services	$ 7,282,171	$ 7,282,171	$ 6,909,747	$ (372,424)	95%
Fines & Penalities	-	-	-	-	N/A
License & Permits	-	-	-	-	N/A
Miscellaneous	1,000	1,000	417,759	416,759	41776%
Total Revenues	$ 7,283,171	$ 7,283,171	7,327,506	$ 44,335	101%
Expenditures					
General Operation	$ 4,792,173	$ 4,792,173	$ 5,354,660	$ 562,487	112%
Water	2,346,926	2,346,926	2,174,369	(172,557)	93%
Sewer	1,523,176	1,523,176	2,280,312	757,136	150%
Warehouse Operations	93,377	93,377	89,063	(4,314)	95%
Total Expenditures	$ 8,755,652	$ 8,755,652	9,898,404	$ 1,142,752	113%
Net Revenue (Expenditures)	$ (1,472,481)	$ (1,472,481)	$ (2,570,899)	$ (1,098,418)	
Beginning Fund Balance	$ 2,507,007	$ 2,507,007	$ 2,587,599		
Ending Fund Balance	$ 1,034,526	$ 1,034,526	$ 16,700		

City of Bay City
Financial Statement
As of September 30th, 2015

Utility Debt Service Fund (Fund 63)
Percent of Fiscal Year Complete 100%

		Total Budget		Budget as of 9 - 15		Actuals		Over(Under) Budget to Date	Percent to Total Budget
Revenues									
Interest	$	-	$	-	$	1,453	$	1,453	N/A
Transfer from General Fund		86,312		86,312		86,312		-	100%
Transfer from Utility Fund		698,339		698,339		694,339		(4,000)	99%
Transfer from Debt Serv. Fund		-		-		86,312		86,312	#DIV/0!
Total Revenues	$	784,651	$	784,651		868,415	$	83,764	111%
Expenditures									
Other Charges & Services	$	-	$	-	$	-	$	-	#DIV/0!
Transfers	$	-	$	-	$	241,938	$	241,938	#DIV/0!
Debt Service		785,150		785,150		264,445		(520,705)	34%
Total Expenditures	$	785,150	$	785,150	$	506,383	$	(278,767)	64%
Net Revenue (Expenditures)	$	(499)	$	(499)	$	362,032	$	362,531	
Beginning Fund Balance	$	145,223	$	145,223	$	1,668,716			
Ending Fund Balance	$	144,724	$	144,724		2,030,748			

City of Bay City
Financial Statement
As of September 30th, 2015

Municipal Airport Fund (Fund 64)
Percent of Fiscal Year Complete 100%

		Total Budget		Budget as of 9 - 15		Actuals		Over(Under) Budget to Date	Percent to Total Budget
Revenues									
Miscellaneous	$	133,000	$	133,000	$	186,056	$	53,056	140%
Transfers		71,464		71,464		120,464		49,000	169%
Other Revenue		221,000		221,000		205,573		(15,427)	93%
Cost of Fuel		(148,067)		(148,067)		(155,045)		(6,978)	105%
Total Revenues	$	277,397	$	277,397		357,048	$	79,651	129%
Expenditures									
Personnel	$	98,525	$	98,525	$	96,933	$	(1,592)	98%
Supplies & Materials		8,900		8,900		13,372		4,472	150%
Other Charges & Services		65,100		65,100		197,938		132,838	304%
Repairs & Maintenance		18,500		18,500		137,149		118,649	741%
Capital Expenditures		89,000		89,000		61,358		(27,642)	69%
Total Expenditures	$	280,025	$	280,025		506,750	$	226,725	181%
Net Revenue (Expenditures)	$	(2,628)	$	(2,628)	$	(149,702)	$	(147,074)	
Beginning Fund Balance	$	236,164	$	236,164	$	94,210			
Ending Fund Balance	$	233,536	$	233,536		(55,492)			

City of Bay City
Financial Statement
As of September 30th, 2015

Debt Service Fund (Fund 80)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Property Taxes	$ 404,970	$ 404,970	$ 405,687	$ 717	100%
Miscellaneous	-	-	(304)	(304)	N/A
Transfers	1,578,000	1,578,000	956,382	(621,618)	61%
Total Revenues	$ 1,982,970	$ 1,982,970	1,361,765	$ (621,205)	69%
Expenditures					
Debt Service	$ 1,975,488	$ 1,975,488	$ 1,880,681	$ (94,807)	95%
Total Expenditures	$ 1,975,488	$ 1,975,488	$ 1,880,681	$ (94,807)	95%
Net Revenue (Expenditures)	$ 7,482	$ 7,482	$ (518,916)	$ (526,398)	
Beginning Fund Balance	$ 84,001	$ 84,001	$ 550,221		
Ending Fund Balance	$ 91,483	$ 91,483	$ 31,305		

City of Bay City
Financial Statement
As of September 30th, 2015

Information Services Fund (Fund 81)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Interest	$ -	$ -	$ 111	$ 111	N/A
Transfers	610,449	610,449	598,894	(11,555)	98%
Other Revenue	-	-	-	-	N/A
Total Revenues	$ 610,449	$ 610,449	$ 599,004	$ (11,445)	98%
Expenditures					
Personnel	$ 256,249	$ 256,249	$ 214,939	$ (41,310)	84%
Supplies & Materials	20,200	20,200	20,161	(39)	100%
Other Charges & Services	273,000	273,000	240,663	(32,337)	88%
Repairs & Maintenance	36,000	36,000	34,826	(1,174)	97%
Capital Outlay	25,000	25,000	23,785	(1,215)	95%
Debt Service	-	-	6,961	6,961	#DIV/0!
Total Expenditures	$ 610,449	$ 610,449	541,335	$ (76,076)	89%
Net Revenue (Expenditures)	$ -	$ -	$ 57,670		
Beginning Fund Balance	$ 108,248	$ 108,248	(96,962)		
Ending Fund Balance	$ 108,248	$ 108,248	(39,292)		

City of Bay City
Financial Statement
As of September 30th, 2015

Maintenance Fund (Fund 82)
Percent of Fiscal Year Complete 100%

	Total Budget	Budget as of 9 - 15	Actuals	Over(Under) Budget to Date	Percent to Total Budget
Revenues					
Interest	$ -	$ -	$ 366	$ 366	N/A
Transfers	903,979	903,979	801,987	(101,992)	89%
Other Revenue	-	-	-	-	N/A
Total Revenues	$ 903,979	$ 903,979	$ 802,353	$ (101,626)	89%
Expenditures					
Equipment Maintenance	$ 242,836	$ 242,836	$ 231,944	$ (10,892)	96%
Facility Maintenance	652,553	652,553	576,241	(76,312)	88%
Total Expenditures	$ 895,389	$ 895,389	808,185	$ (87,204)	90%
Net Revenue (Expenditures)	$ 8,590	$ 8,590	$ (5,833)	$ (14,423)	
Beginning Fund Balance	$ (2,687)	$ (2,687)	(25,644)		
Ending Fund Balance	$ 5,903	$ 5,903	(31,477)		

City Council
1901 5Th Street
Bay City, TX 77414

TABLED

Meeting: 01/14/16 07:00 PM
Department: Mayor's Office
Category: Agreement
Prepared By: Dustin Hodges
Initiator: Dustin Hodges
Sponsors:
DOC ID: 2161

AGENDA ITEM (ID # 2161)

DISCUSS, CONSIDER, AND/OR APPROVE THE BAY CITY GAS COMPANY'S NOTICE OF INTENT TO INCREASE RATES EFFECTIVE JANUARY 1, 2016 AND ESTABLISH THE RATE SCHEDULE FOR 2016.

RESULT:	**TABLED**	**Next: 1/28/2016 7:00 PM**

BAY CITY GAS CO.

DIRECTOR:
Kevin Hecht
OFFICE:
(979) 245-2327
FAX (979) 244-1422
Website: www.baycitygas.com

BAY CITY GAS COMPANY
Notice of Intent

Rate Change Date **January 1, 2016**

New Rate Schedule *changes in boldface*

Standard Gas Service Account	**$19.00/mo**
Premium-Flex Gas Service Account	$20.00/mo
C-1 Base Rate 1-50,000 Cubic Feet (50 MCF/mo)	$ 4.05 Per MCF plus Cost of Gas

In-City Commercial & Industrial for Monthly Consumption

	in MCF/mo	
C-2	50 to 832	$3.35 per MCF plus cost of gas
C-3	833 to 4,166	$2.20 per MCF plus cost of gas
C-4	4,167 to16,666	$1.50 per MCF plus cost of gas
C-5	16,667 to 33,332	$1.00 per MCF plus cost of gas
C-6	33,333 to 66,666	$0.50 per MCF plus cost of gas
C-7	66,667 or more	$0.25 per MCF plus cost of gas

Outside City Limits Commercial & Industrial
(w/o Economic Development Agreement) for Monthly Consumption

	in MCF/mo	
CO-2	50 to 832	$3.85 per MCF plus cost of gas
CO-3	833 to 4,166	$2.53 per MCF plus cost of gas
CO-4	4,167 to16,666	$1.73 per MCF plus cost of gas
CO-5	16,667 to 33,332	$1.15 per MCF plus cost of gas
CO-6	33,333 to 66,666	$0.58 per MCF plus cost of gas
CO-7	66,667 or more	$0.29 per MCF plus cost of gas

Fees:	Reg. Bus. Hrs	After Hours
New Service	$15.00	n/a
Transfer Service	$15.00	n/a
Re-Connect	$45.00	additional $10.00
Fall Turn-On	$45.00	additional $10.00
Missed Appointment	$10.00	$10.00
E-Commerce fee	$50.00 or 6% of transaction	
Advanced Billing Services	$50.00 per month	

1100 6th STREET • P. O. Box 1603 • BAY CITY, TEXAS 77404-1603

<u>ECI</u> Rates indexed to "ECI" shall be adjusted by the greater of i) the 12 month percent increase in the Employment Cost Index, The Bureau of Labor Statistics of the U.S. Department of Labor for:

Series Id: CIU3010000000000A (B),
Not Seasonally Adjusted,
compensation: Total compensation,
sector: State and local government,
periodicity: 12-month percent change,
Industryocc: All workers.

for the 4th quarter of the year immediately past; or 2.0%. No reductions are made for negative ECI movements. Adjustments are applied on the customer bill next following the publication of the index.

<u>Premium-Flex Gas Service Account</u> allows a customer to discontinue and resume gas service as needed without terminating their deposit or paying a fee for turn-on when service is resumed. Additional services may be added to the Premium-Flex service level at a reduced or eliminated fee as they become available.

<u>Re-Connects</u> refer to service calls to re-connect service to customers who have been disconnected for failure to pay.

<u>Fall Turn-Ons</u> refer to service calls to turn gas service back on after summer disconnects. (Does not apply to Premium-Flex Customers)

<u>E-Commerce fee</u> As electronic commerce services become available the Gas Company will offer them to the customers at a cost not to exceed the scheduled rate.

<u>Advanced Billing Services</u> As Advanced Billing Services_become available the Gas Company will offer them to the customers at a cost not to exceed the scheduled rate.

All charges are subject to sales tax if applicable.

For the purposes of this rate, Cost of Gas is defined as the amount paid by the Bay City Gas Company to its supplier(s) inclusive of all charges, transportation fees, and service fees; The Cost of Gas may include a factor for recoupment of: a.) fees, taxes or rates assessed upon the Gas Company by the State or Federal regulatory authorities; b.) lost and unaccounted for gas volumes; and c.) gas used by City of Bay City and Bay City Gas Company operations. The Cost of Gas does not include promotional rates for special air conditioning, electric generation, or other promotional load. The Cost of Gas for meters read during the calendar month shall be determined by the management of the Bay City Gas Company on or before the fifth working day of that month and will be available to the public from the offices of the Gas Company.

Economic Development Agreements Economic Development Agreements which are approved by City Council may include rate structures at variance with the Schedule of Maximum Rates.

EDA-1

For qualifying service commencing on or before June 1, 2016.

For years 1 through 5:

Volumes up to 83,333.33 per month, $0.18 per MMBtu indexed; and Volumes above 83,333.33 per month but less than 139,416.67 MMBtu per month, $0.09 per MMBtu indexed; then

For years 6 and following:

All volumes up to 139,416.67 MMBtu per month, the indexed product of $0.09 per MMBtu for that year of service.

The index for this rate is the Employment Cost Index (ECI). The index is applied annually from the adoption of this rate. Contact the Gas Company for a current billed rate.

All volume requirements are measured monthly.

Conditions on qualification for this rate:

- **a. Customer must separately contract for purchase of all commodity Natural Gas;**
- **b. Customer must separately contract for transportation of all gas to the delivery point designated by the Bay City Gas Company;**
- **c. Customer must consume, or in lieu of consumption pay for, ("take-or-pay") a minimum volume of 83,333.33 MMBtu per month;**
  - **i. Billing Adjustment – Each month Customer will be billed for an amount equal to the greater of the product of the appropriate EDA-1 Rate multiplied by: i) the total MMBtu delivered to Customer; or ii) 83,333.33 MMBtu.**
  - **ii. If Customer's account is kept current, Customer shall have the right to offset undertakes of gas in one month with overtakes of gas in the immediately previous or immediately subsequent month, only.**
- **d. Customer will receive an economic development incentive credit equal in value to the initial Customer Specific Infrastructure Costs, not to exceed $400,000; and**
- **e. Approval of City Council**

Customer Specific Infrastructure Costs Necessary infrastructure to serve a specific customer is to be paid or reimbursed by that customer. Terms of such reimbursement may be measured by consumption. The resultant payments are different from and do not count toward the Rate established in this Schedule.

Old Rate Schedule

Standard Gas Service Account	$16.00/mo
Premium-Flex Gas Service Account	$20.00/mo
C-1 Base Rate 1-50,000 Cubic Feet (50 MCF/mo)	$ 4.05 Per MCF plus Cost of Gas

In-City Commercial & Industrial for Monthly Consumption

	in MCF/mo	
C-2	50 to 832	$3.35 per MCF plus cost of gas
C-3	833 to 4,166	$2.20 per MCF plus cost of gas
C-4	4,167 to16,666	$1.50 per MCF plus cost of gas
C-5	16,667 to 33,332	$1.00 per MCF plus cost of gas
C-6	33,333 to 66,666	$0.50 per MCF plus cost of gas
C-7	66,667 or more	$0.25 per MCF plus cost of gas

Outside City Limits Commercial & Industrial
(w/o Economic Development Agreement) for Monthly Consumption

	in MCF/mo	
CO-2	50 to 832	$3.85 per MCF plus cost of gas
CO-3	833 to 4,166	$2.53 per MCF plus cost of gas
CO-4	4,167 to16,666	$1.73 per MCF plus cost of gas
CO-5	16,667 to 33,332	$1.15 per MCF plus cost of gas
CO-6	33,333 to 66,666	$0.58 per MCF plus cost of gas
CO-7	66,667 or more	$0.29 per MCF plus cost of gas

Fees:	Reg. Bus. Hrs	After Hours
New Service	$15.00	n/a
Transfer Service	$15.00	n/a
Re-Connect	$45.00	additional $10.00
Fall Turn-On	$45.00	additional $10.00
Missed Appointment	$10.00	$10.00
E-Commerce fee	$50.00 or 6% of transaction	
Advanced Billing Services	$50.00 per month	

Premium-Flex Gas Service Account allows a customer to discontinue and resume gas service as needed without terminating their deposit or paying a fee for turn-on when service is resumed. Additional services may be added to the Premium-Flex service level at a reduced or eliminated fee as they become available.

Re-Connects refer to service calls to re-connect service to customers who have been disconnected for failure to pay.

Fall Turn-Ons refer to service calls to turn gas service back on after summer disconnects. (Does not apply to Premium-Flex Customers)

E-Commerce fee As electronic commerce services become available the Gas Company will offer them to the customers at a cost not to exceed the scheduled rate.

Advanced Billing Services As Advanced Billing Services_become available the Gas Company will offer them to the customers at a cost not to exceed the scheduled rate.

All charges are subject to sales tax if applicable.

For the purposes of this rate, Cost of Gas is defined as the amount paid by the Bay City Gas Company to its supplier(s) inclusive of all charges, transportation fees, and service fees; The Cost of Gas may include a factor for recoupment of: a.) fees, taxes or rates assessed upon the Gas Company by the State or Federal regulatory authorities; b.) lost and unaccounted for gas volumes; and c.) gas used by City of Bay City and Bay City Gas Company operations. The Cost of Gas does not include promotional rates for special air conditioning, electric generation, or other promotional load. The Cost of Gas for meters read during the calendar month shall be determined by the management of the Bay City Gas Company on or before the fifth working day of that month and will be available to the public from the offices of the Gas Company.

Economic Development Agreements Economic Development Agreements which are approved by City Council may include rate structures at variance with the Schedule of Maximum Rates.

Customer Specific Infrastructure Costs Necessary infrastructure to serve a specific customer is to be paid or reimbursed by that customer. Terms of such reimbursement may be measured by consumption. The resultant payments are different from and do not count toward the Rate established in this Schedule.

IMPACTS:
All classes of Gas Company customers are impacted by this rate.

The average monthly bill for **3,774** base (residential) C-1 gas customers will increase a net **0.65%** or **$3.00** due to this rate change.

There are 0 customers in the Premium-Flex Gas Service Account classification so no financial impact can be calculated.

The average monthly bill for **305** (commercial) C-2 gas customers will increase a net **0.13%** or **$3.00** due to this rate change.

There are 0 customers outside the City limits in the CO-2 classification so no financial impact can be calculated.

The average monthly bill for **10** (small industrial) C-3 gas customers will increase a net **0.08%** or **$3.00** due to this rate change.

There are 0 customers outside the City limits in the CO-3 classification so no financial impact can be calculated.

There are 0 customers in the C-4 classification so no financial impact can be calculated.
There are 0 customers outside the City limits in the CO-4 classification so no financial impact can be calculated.

There are 0 customers in the C-5 classification so no financial impact can be calculated.
There are 0 customers outside the City limits in the CO-5 classification so no financial impact can be calculated.

There are 0 customers in the C-6 classification so no financial impact can be calculated.
There are 0 customers outside the City limits in the CO-6 classification so no financial impact can be calculated.

There are 0 customers in the C-7 classification so no financial impact can be calculated.
There are 0 customers outside the City limits in the CO-7 classification so no financial impact can be calculated.

The average monthly bill for **32** Public Authority Gas Customers will increase a net **0.10**% or $3.00 due to this rate change.

A new customer class EDA-1 is created by this rate. There are zero current customers in this class.

The annual revenues of the Bay City Gas Company **due to this rate change are** projected to increase **5.77%** or **$148,356** beginning in 2016. **Additionally, the creation of the new EDA-1 customer class is projected to increase revenues by $47,043 .**

City Council
1901 5Th Street
Bay City, TX 77414

ADOPTED

Meeting: 01/14/16 07:00 PM
Department: Main Street
Category: Grant
Prepared By: D C Dunham
Initiator: D C Dunham
Sponsors:
DOC ID: 2154

AGENDA ITEM (ID # 2154)

DISCUSS, CONSIDER, AND/OR APPROVE AUTHORIZING THE HISTORIC COMMISSION TO APPLY FOR A TEXAS PRESERVATION TRUST FUND (TPTF) GRANT FOR THE COMPLETION OF TRAIN CABOOSE AND RAILROAD DEPOT RENOVATIONS AND THE PURCHASE OF HERITAGE EDUCATIONAL DISPLAYS.

Texas Preservation Trust Fund (TPTF) Grant is due January 29, 2016. Grant awards average $10,000 to $30,000 with a minimum of one dollar cash to match each state dollar. Historic commission would like to complete the refurbishing of the exterior and interior of the train caboose. Heritage educational displays would be exhibited in the caboose to allow students to experience the life of a railroad engineer. Historic Commission would also like to request to repair the roof and fascia on Railroad Depot provided there is available funding.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Julie Estlinbaum, Mayor Pro-Tem
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

TEXAS HISTORICAL COMMISSION

real places telling real stories

TEXAS PRESERVATION TRUST FUND

FISCAL YEAR 2016 GRANT PROGRAM APPLICATION GUIDELINES

PLAN NOW TO PRESERVE THE PAST FOR THE FUTURE

The application must be received by our office no later than 5 p.m. on Friday, January 29, 2016.

SECTION 1: SUBMISSION

To submit the application, send it either via email or mail using these guidelines:

Email: tptfgrant@thc.state.tx.us:

Submit only one email including all the required documentation. Do not send the application to any other THC email address; it will not be considered. The subject line should read "TPTF FY 2016 Grant Application" and have ONLY the following attachments:

1) Completed application form
2) Required digital photographs, as described in Section 4: Photograph Requirements
3) Except for Heritage Education Projects, provide a map indicating the location of the proposed project. The map can be a street map or topographical map, as appropriate depending on the type of resource.

Mail:

Mailing address:
Texas Historical Commission
Architecture Division, Attn: Lisa Harvell
TPTF Grant Application
P.O. Box 12276
Austin, TX 78711-2276

Street address for private express mail:
Texas Historical Commission
Architecture Division, Attn: Lisa Harvell
TPTF Grant Application
108 West 16th St., 2nd Floor
Austin, TX 78701
512.463.6094

United States Postal Service (USPS) certified mail or express mail may cause delays in delivery. We strongly recommend that applications submitted near the deadline be delivered by hand or sent through a private express service, such as Federal Express or UPS. Please provide only the following in your package:

1) One completed application form
2) One CD-R media disc or flash drive with digital photographs, as described in Section 4: Photograph Requirements
3) Except for Heritage Education Projects, provide a map indicating the location of the proposed project. The map can be a street map or topographical map, as appropriate depending on the type of resource.

A confirmation email will be sent upon receipt of the application by email, USPS, Federal Express, UPS, etc.

Important Reminders:

- **Use the current fiscal year 2016 application form.** Forms from previous years are considered ineligible for funding. Applications that do not contain **all** of the required information or do not follow the specified format are also considered ineligible for funding. Do not attach additional pages describing the project.
- **Faxed applications will be considered incomplete and are ineligible for funding.**
- The THC anticipates grant awards to be in the $10,000–$30,000 range. If you can demonstrate a positive impact from a project under $10,000, please consider submitting it for consideration.
- Grant applications are scored in four areas: endangerment, significance, project viability, and special considerations. **The THC suggests that applicants organize the project description by these criteria**.

- Projects showing administrative fees and/or indirect costs that exceed 15 percent of the total project cost will not be awarded in the absence of a persuasive explanation showing unique circumstances. The explanation will need to include whether the consultant or contractor uses a multiplier for their services in order to cover the administrative fees and/or indirect cost.
- The THC encourages applications for projects that involve properties, sites or collections that address issues of ethnic diversity, and other historically underserved subjects, groups and property types.
- Applicants with current TPTF grants must show adequate progress on their projects to be considered for additional grant awards. THC staff will consider how well current projects are being managed in the application scoring process.

SECTION 2: GRANT TIMETABLE

January 2016	**TPTF webinar on the grant application process. Date to be determined in early January and announced via email.**
January 29, 2016	**Deadline for Texas Historical Commission (THC) to receive applications** Completed grant applications must be received in THC offices **no later than 5 p.m. on Friday, January 29, 2016.**
March 31, 2016	**THC sends project manuals to invite selected applicants to submit a detailed project proposal**
July 15, 2016	**Deadline for THC to receive project proposals** Completed project proposals must be received in THC offices **no later than 5 p.m. on Friday, July 15, 2016.**
September 16 or 23, 2016	**Texas Preservation Trust Fund (TPTF) Advisory Board Meeting. Date to be finalized.** Public meeting of the TPTF Advisory Board is held to discuss the initial ranking of fiscal year 2016 project proposals.
October 27 – 28, 2016	**Texas Historical Commission Quarterly Meeting** Public meeting of the THC to consider project proposals and final grant awards.
November 2016	**FY 2016 TPTF project proposal applicants notified of final grant awards** The selected grant recipients are invited to proceed through the TPTF process, and must comply with TPTF policies and procedures. Recipients will be required to sign a funding agreement committing to carrying out the project in conformance with these guidelines. Project work is expected to begin within 90 days of an executed funding agreement and assigned project start date.
August 31, 2018	**Deadline to incur reimbursable project expenses for funded projects,** make final application for payment and submit the project completion report.

SECTION 3: COMPLETING THE GRANT APPLICATION FORM
APPLICANT INFORMATION

Eligibility requirements to receive grant assistance: Preservation grants can be made to any public or private entity that is the owner, manager, lessee, maintainer, or potential purchaser of an eligible property, or any public or private entity whose purpose includes historic preservation and/or heritage education. Please note that the public benefit of the grant-funded work is considered in scoring, and applications from public and non-profit entities are typically more competitive than those from private entities. See Sections 5 and 6 below for more information on the scoring criteria and other THC programs that may be available.

PROJECT/PROPERTY INFORMATION

Projects including buildings/structures, landscapes, archeological sites or collections associated with archeological sites must either have or be determined eligible for one of the following historic designations to qualify for funding: National Register of Historic Places, Recorded Texas Historic Landmark or State Antiquities Landmark. For more details, please visit the Projects and Programs page on our website at www.thc.state.tx.us/preserve/projects-and-programs. For questions about designations and determining eligibility, please contact the History Programs Division at 512.463.5853.

ACKNOWLEDGEMENTS

- A limited number of applications will be chosen to proceed and successful applicants from this initial application stage will be required to submit a detailed project proposal by July 15, 2016, in order to be considered for final grant selection and award.
- **Eligible Matches for Grant Funding:** To be eligible for grant assistance, applicants must provide a minimum of one dollar in cash to match each state dollar of approved project costs. For every two dollars spent, one dollar is reimbursed, up to the grant amount. For selected applications, **the match must be available at the time of project proposal submission (July 15, 2016). Grant amount will be reimbursed only after approved costs have been expended and documented as required. Be aware that since this is a reimbursement grant, you may need to obtain a loan or other interim funding to pay bills until reimbursed by the state.** Please note that funding from other THC grant programs, such as Certified Local Government grants may not be used as a match for TPTF grant funds. See Section 6 for additional information.
- Commencement of grant-funded work **may not begin** prior to approval of the project proposal, final grant award and executed funding agreement.
- **Owner of the property:** If the applicant is not the owner of the historic property, **then the owner must both be aware of the application and agree to follow all rules and conditions of the THC** that are required for receipt of funds for development or planning projects.
- **Easement:** Upon final award of grant, all acquisition, development, and archeological planning projects will be required to grant an easement, in a format acceptable to the THC, to ensure the long-term preservation of the grant-assisted property. The **easement must be recorded with the county clerk's office** and be enforceable by the state of Texas. However, an easement will not be required if an archeological site is currently designated a State Antiquities Landmark (SAL). Grant recipients may apply for SAL status in lieu of granting an easement, but the property or site nomination application must be received by the THC with the project proposal, and the property must be designated prior to submission of the first reimbursement request. Easements are required for architecture acquisition and development grants regardless of SAL designation status.
- Duration of the required easement will be based upon the cumulative amount of grant assistance as follows, beginning with the project start date given by the THC:

Amount of Grant	Duration of Easement
Less than $10,000	10 years
$10,000–$30,000	15 years
$30,001–$50,000	20 years
Greater than $50,000	30 years

PROJECT INFORMATION **Check only one box on application form for grant type requested.** The categories are defined below:

Archeology

- **Acquisition**: Funding to acquire absolute ownership of eligible threatened archeological resources; may include purchase price of the property and related costs such as appraisal fees, closing costs, survey fees and other professional fees if approved by the THC. Please note that acquisition cannot take place prior to the grant award and execution of a funding agreement.
- **Curatorial:** Funding for professional inventory and/or rehabilitation of state associated held-in-trust archeological collections (such as conservation, processing, cataloging and collections housing improvements) acquired as a result of cultural resource management projects conducted before 1990. Held-in-trust collections refer to those state associated collections under the authority of the THC that are placed in a curatorial facility for their care and management.

- **Development (Preservation):** Funding for stabilization or repair of man-made or natural damage sustained at an archeological site, or for protective measures such as fencing or signage.
- **Planning:** Funding for professional archeological surveys or site investigations, with the subsequent analysis and reporting of results to address specific, significant archeological research issues and assessment needs, and aid in archeological site planning and preservation. Eligible projects are "non-regulatory," meaning that they are not a part of state or federal project requiring survey or site investigations. Funding may also be available for the production of an archeological report (again, non-regulatory), that explicitly aids archeological site planning and preservation.

Architecture

- **Acquisition:** Funding to acquire absolute ownership of eligible threatened historic architectural resources; may include purchase price of the property and related costs such as appraisal fees, closing costs, survey fees, and other professional fees if approved by the THC. Please note that acquisition cannot take place prior to the grant award and execution of a funding agreement.
- **Development:** Funding for preservation, restoration, rehabilitation or reconstruction of a building or structure, as defined by the *Secretary of the Interior's Standards for the Treatment of Historic Properties*, 1995. Reimbursable costs include: professional fees to supervise construction and the THC-approved costs of construction and related expenses.
- **Planning:** Funding for preparation of property-specific historic structure reports, historic or cultural resource reports, preservation plans, maintenance studies, local and regional preservation plans, architectural plans and specifications, and/or feasibility studies.
- **Historic Resource Survey**: Funding for a professional survey and report on multiple historic properties for planning purposes leading to historic designations, preservation ordinances, etc. Please submit one map of survey area.

Heritage Education

Heritage education preservation grants can be awarded for projects that involve training and education of individuals and organizations about historic resources and proven preservation techniques. Examples of eligible heritage education grant projects include:

- Lesson plans and teacher training
  - Curriculum for youth
  - Teacher training for preservation-related topics
- Local or regional workshops or heritage events
  - Preservation training
  - Hands-on preservation field school
- Print Resources
  - Handbook on ethnic history and listing of sites within a county
  - Publication on what it means to live in a historic district
  - Discovery guidebook for publicly accessible archeological sites or to museums with archeological exhibits in a region
- Digital Resources
  - Web site development for youth engagement
  - Enhanced ePub resource for classroom use
- Interpretive Master Plans

PROJECT COST

Indicate the cost of the phase of the project for which grant funding is sought. Depending on the scope of the project, this may be the total project cost or a portion of a larger project; if the latter, also indicate the overall project cost and describe any work completed to date in the project description section below. Indicate the amount of funding requested (no more than half of the cost of the phase for which funding is sought) and the amount of cash currently available to match the requested grant funds.

PROJECT DESCRIPTION

- Please describe the specific project work to be undertaken, including the condition and significance of the property or historic resources and why it is urgent that this project be funded at this time. Education applicants should identify the target audience, uniqueness and importance of the subject matter and the effectiveness of the project to educate the audience. All applicants should describe the organizations, professionals and partners involved in the project. When appropriate, the project's relationship to other preservation efforts including local, regional or statewide planning as well as how the project addresses issues of diversity or historically underserved communities and resources should be explained. Applicants should demonstrate the viability of their project including finances and experience with similar or related projects. Applicants may also describe any other factors they wish to be considered.
- Grant applications are scored in four areas: endangerment, significance, project viability, and special considerations. **The THC suggests that applicants organize the project description by these criteria**. See Section 5 for detailed information on the grant application scoring criteria.

SECTION 4: PHOTOGRAPHIC/IMAGE REQUIREMENTS

All photographs **must** be submitted digitally for the application to be eligible. Digital image files should be saved as .JPG files. If emailing your application, please verify that the image sizes are at least 180kb (kilobytes)/969 x 645 pixe and no larger than 1mb (megabyte). It is recommended that digital images be saved in 8-bit (or larger) color format, which provides maximum detail. **The file name for each image should be county_project name_view (county_projectname_view.jpg).** Please note due to an email size limitation on our system that the total size of all attachments (including images) cannot exceed 7mb (megabytes). Applications with larger images or file size should be submitted by mail, with images on CD-R media disc or flash drive (labeled with project name and county).

- **Architecture applications**: Include four recent color digital images of the property showing each exterior side. Also, provide four digital images focusing on the issues specified in the project description. For buildings with no historic designations, provide up to three historic photographs.
- **Historic Resource Survey applications**: Include at least eight color digital images of streetscapes representing the survey area and a digital map of the area. Due to the amount of attachments required for surveys, applicants may want to consider mailing them because of email size restraints.
- **Archeology applications:** Include four recent color digital images of the property showing the overall site environment and any key features, noting the direction of each image if it is an archeological site or project area. If applicable, also provide four digital images focusing on the issues mentioned in the project description.
- **Archeology curatorial:** Include four recent color digital images depicting a sampling of endangered collections. Also provide four digital images focusing on the issues mentioned in the project description.
- **Education:** Include four color digital images of the historic resources related to the project, samples of previously produced education publications/projects, or a mock up of proposed project outcome.

SECTION 5: GRANT APPLICATION SCORING CRITERIA

The THC staff will consider the following criteria in scoring the grant applications. The THC suggests that applicants organize the project description by these criteria.

Endangerment: 30 points possible

Architecture, Archeology and Archeology Curatorial Projects: the 0–30 sliding points are based on the following endangerment factors:

1) 0–15 points: The current threat to the property, district, site, or state held-in-trust archeological collection. Is the property, site or collection currently threatened by damage/destruction? Is it likely to be within 1 to 5+ years? Have threats been identified? Consider the urgency or immediacy of the threat. In the case of curatorial projects, level of endangerment may include the lack of appropriate conservation measures, housing, packaging and inventories.
2) 0–15 points: How appropriately does the project address endangerment issue(s) as per the *Secretary of the Interior's Standards and Guidelines* for the appropriate discipline or the requirements of the state Curatorial Facility Certification Program?

Education Projects: the 0–30 sliding points are based on the following urgency factors:

1) 0–10 points: Need: Degree to which the project addresses a target audience that has been historically underrepresented by preservation education.
2) 0–10 points: Importance and Uniqueness: Degree to which the project addresses a rare or diverse property or preservation issues that has been historically underrepresented.
3) 0–10 points: Effectiveness**:** Degree to which the project addresses a target audience need and importance of subject matter.

Significance: 30 points possible

Architecture Projects: the first 0–15 flat points are based on one of the three levels of significance per National Register of Historic Places criteria:

1) Local significance: 5 points
2) State significance: 10 points
3) National significance: 15 points

The remaining 15 points of 30 for significance is a sliding 0–15 points, based upon such factors as the rarity of the resource, building type, materials, importance to the community or district, and remaining historic or architectural integrity.

Archeology/Curatorial Collection Projects: the first 0–15 flat points are based on one of the three levels of significance per National Register of Historic Places criteria:

1) Local significance: 5 points
2) State significance: 10 points
3) National significance: 15 points

The remaining 15 points of the 30 for significance is a sliding 0–15 points, based upon the below four State Antiquities Landmark criteria:

1) Site/collection has potential to contribute to a better understanding of the prehistory and/or history of Texas by the addition of new and important information.
2) Site/collection deposits and the artifacts within the site are preserved and intact, thereby supporting the research potential or preservation interest of the site.
3) Site/collection possesses unique or rare attributes concerning Texas prehistory and/or history.
4) Site/collection study offers opportunity to test theories, and methods of preservation, thereby contributing to new scientific knowledge.

Education Projects:

1) The first 0–10 sliding points are based on how well the project translates to other user groups in the same or other communities.
2) The second 0–10 sliding points are based on how the project will be publicized and made available on a statewide or national scale.
3) The remaining 0–10 sliding points are based on measurable outcomes that are in place to determine if the project was successful.

Project Viability: 30 points possible

All project types: the 0–30 sliding points are based on the following factors:

1) 0–16 points: Have the organizations, professionals and partners been identified? Consider their qualifications and ability to assist or execute the project. Has the applicant demonstrated the viability of their project including finances and experience with similar or related projects?
2) 0–7 points: What is the public benefit of the project?

3) 0–7 points: Has the relationship of the project to other preservation efforts including local, regional or statewide preservation planning initiatives been identified? Does the project support those efforts?

Special Considerations: 10 points possible

All project types: the 0–10 sliding points are based on other factors that are not considered in the above scoring criteria, such as the relationship to other agency programs and initiatives, project would enhance the agency's ability to carry out its mission, geographic distribution, exceptional rarity of the resource or project type (i.e. represents the only known remaining example), project presents a unique educational partnership opportunity, project addresses issues of diversity or historically underserved communities and resources, or the state held-in-trust archeological collection includes stabilization of fragile materials such as organic items, metal artifacts, and human remains. Survey projects, historic highway projects and projects involving the identification and preservation of cultural landscapes are specifically identified in the statewide historic preservation plan to receive special consideration from this program.

SECTION 6: RELATIONSHIP OF TPTF TO OTHER THC PROGRAMS

The THC offers additional grants and funding opportunities that may be available in addition to or in lieu of TPTF grant funds. The following is for informational purposes.

CERTIFIED LOCAL GOVERNMENT GRANTS

Certified Local Government (CLG) grants provide funding to city and county governments to develop and sustain an effective local preservation program critical to preserving local historic resources. Grants are available to communities that have been certified by the National Park Service as CLGs prior to the time of their grant application. Grants may be awarded for similar scopes of work to TPTF, including historic resource survey, heritage education, architecture planning, and architecture development. For more information, visit http://www.thc.state.tx.us/preserve/projects-and-programs/certified-local-government/grants.

CLG grant funds may not be used as the match for a TPTF grant. However, the grants may be awarded concurrently for two separate scopes of work at the same property, or a large project may be accomplished by matching TPTF and CLG grants with other funds. When applicable, the relationship of the project to an existing or potential CLG grant should be reflected in the Project Description (see Section 3).

PRESERVATION TAX INCENTIVES

The Federal Historic Preservation Tax Incentives Program includes a 20 percent income tax credit for the rehabilitation of historic, income-producing buildings listed in the National Register of Historic Places. The Texas Historic Preservation Tax Credit Program offers a 25 percent tax credit for the rehabilitation of historic buildings listed in the National Register or designated as Recorded Texas Historic Landmarks or State Antiquities Landmarks. Both tax credits are available to businesses, and the Texas Historic Preservation Tax Credit Program is also available to non-profits. Professional fees for architecture planning and most rehabilitation costs are eligible expenses. For more information, visit http://www.thc.state.tx.us/preserve/projects-and-programs/preservation-tax-incentives.

Projects with pending federal or state tax credit applications will be considered less competitive for TPTF funds. When applicable, anticipated tax credits should be mentioned in the Project Description (see Section 3). Generally, businesses are encouraged to apply for tax credits in lieu of TPTF funds, or explain why they are not eligible for those programs.

SECTION 7: PROJECT PROPOSAL STAGE

This section is for informational purposes and only applies to applicants selected to proceed to the project proposal stage. Project proposal applicants will receive manuals for this stage describing in detail the requirements of the project proposal. In general, the following should be considered for the project proposal:

Once initial grant applications are selected to proceed to the project proposal stage, THC staff will confer with applicants to review the grant instruction manual for preparation of the project proposal. By July 15, 2016, selected applicants must submit detailed project proposals if they wish to proceed with their funding requests. All project proposals for acquisition, development and planning must be consistent with preservation standards (Architecture: *The Secretary of the Interior's Standards for the Treatment of Historic Properties,* 1995; Archeology: *Secretary of the Interior's Standards and Guidelines for Archeology and Historic Preservation*, 1983, as appropriate; Curatorial: Consistent with standards outlined in Curatorial Facility Certification Program).

Project proposal applicants will be required to utilize a project professional (architect, archeologist, engineer, contractor, archeology curatorial specialist, qualified appraiser, education specialist, historian, etc.) to develop the project proposal. If selected for final grant award, the project professional is expected to oversee the project work and produce the final completion report for the THC to review and approve.

Project proposals will require all of the documents necessary to undertake the grant-funded work. For example, archeological development projects will need to have developed a complete research design as part of the proposal. Architectural development projects will require completed architectural plans and specifications that can be reviewed as part of the proposal. Archeological and architectural planning projects will require a detailed scope of work, proposal, and/or unsigned contract for professional services; these projects will need to have their professional teams on board so planning and design can begin shortly after the proposal approval.

While each project may have a slightly different situation, projects selected for funding based on their project proposal will be expected to commence the grant funded work soon after selection and the execution of funding agreements, contracts and when applicable, preservation easements. It is anticipated that selected projects will be able to proceed with only minimal review, revisions or additional approvals after the project proposal stage.

TEXAS HISTORICAL COMMISSION
real places telling real stories

QUESTIONS? Telephone the THC if you need assistance in completing the grant application form:

Architecture Division
512.463.6094*

- Acquisition
- Development
- Planning

*Ask to speak with the regional reviewer for the county where the property is located.

History Programs Division
512.463.5853

- Historic Resource Survey applications (Leslie Wolfenden)
- Heritage education applications (Lisa Worley)
- Historic designations (Greg Smith)
- Determining historical significance if no designation (Greg Smith)

Archeology Division
512.463.6096

- Acquisition
- Curatorial (Brad Jones)
- Planning
- Development

Texas Historical Commission
P.O. Box 12276
Austin, TX 78711-2276
512.463.6100
fax 512.475.4872
thc@thc.state.tx.us

TEXAS HISTORICAL COMMISSION
real places telling real stories

www.thc.state.tx.us

City Council
1901 5Th Street
Bay City, TX 77414

ADOPTED

ORDINANCE (ID # 2155)

Meeting: 01/14/16 07:00 PM
Department: Public Works
Category: Budget
Prepared By: Marla Jasek
Initiator: Marla Jasek
Sponsors:
DOC ID: 2155

DISCUSS, CONSIDER AND/OR APPROVE AN ORDINANCE AMENDING RATES FOR BUILDING PERMIT AND PLAN REVIEW FEES; MAKING THE NEW RATES RETRO-ACTIVE TO OCTOBER 1, 2015 WITH REIMBURSEMENT UPON WRITTEN REQUEST FROM THE PERMIT HOLDER; AND ALLOWING FOR INCREMENTAL INCREASES THROUGH FISCAL YEAR 2018.

Council requested that the building permit fees be reduced and then increased incrementally over a period of years. The building permit fee and plan review fees proposed in this ordinance are a reduction from the fees that were adopted in September 2015 and represent an increase of 1/3 of the of the difference between the old (pre-October 2015) fees and the current fees. Public Works requests the building permit fees and plan review fees be increased over a period of three years to the previously approved rates.

We propose the councils make the fees for FY16 are retroactive to October 1, 2015. Public Works recommends making reimbursement available for building permits, issued between October 1, 2015 and adoption of the rates, upon written request of the permit holder.

RESULT:	**APPROVED AS AMENDED [4 TO 1]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Chrystal Folse, Councilwoman
AYES:	Julie Estlinbaum, Chrystal Folse, Steven Johnson, Carolyn Thames
NAYS:	William Cornman

Comparison and planned increases

Valuation	Pre FY2016 Rates	Current FY 2016 base fee	Difference btwn FY16 and PreFY16	PreFY16 Rate + 1/3 difference	Proposed New FY2016 Base Fee	PreFY16 Rate + 2/3 difference	Prop FY2017 Base Fee	Prop FY2018 Base Fee
$ 1.00	$ 20.00	28.24*			$ 55.95		$ 55.95	$ 55.95
$ 501.00	$ 20.00	28.24*			$ 55.95		$ 55.95	$ 55.95
$ 2,001.00	$ 25.50	$ 82.99	$ 57.49	$ 44.66	$ 55.95	$ 65.99	$ 66.00	$ 83.00
$ 25,001.00	$ 157.50	$ 469.85	$ 312.35	$ 261.62	$ 262.00	$ 364.85	$ 365.00	$ 470.00
$ 50,001.00	$ 289.50	$ 772.85	$ 483.35	$ 450.62	$ 450.00	$ 579.85	$ 580.00	$ 770.00
$ 100,001.00	$ 514.50	$ 1,192.85	$ 678.35	$ 740.62	$ 740.00	$ 849.85	$ 850.00	$ 1,190.00
$ 500,001.00	$ 1,914.00	$ 3,876.85	$ 1,962.85	$ 2,568.28	$ 2,568.00	$ 2,600.85	$ 2,600.00	$ 3,875.00
$ 1,000,001.00	3164	$ 6,726.85	$ 3,562.85	$ 4,351.62	$ 4,350.00	$ 4,617.52	$ 4,620.00	$ 6,725.00

*minimum permit fee is $55.95

Building Permit and Plan Review Fee Comparison Chart

Proposed Fee Schedule

Project Valuation	Residential or Commercial	Current Building Permit Fee	Current Plan Review Fee 65% of Permit Fee	Current City Fee (M,E,P**)	Current Total Fee		Proposed Building Permit Fee	Proposed Plan Review Fee 55% of Permit Fee	Proposed City Fee (M,E,P**)	Proposed Total Fee		Bureau Veritas Fee* (Bldg Permit and Plan Review) Residential/Commercial
$20,000.00	Residential	$385.73	$250.73	$167.85	$804.31		$217.20	$119.46	$167.85	$504.51		$192.75/$318.04
$75,000.00	Residential	$982.84	$638.85	$167.85	$1,789.54		$594.99	$327.25	$167.85	$1,090.09		$491.25/$810.59
$150,000.00	Residential	$1,528.00	$993.42	$167.85	$2,689.27		$968.50	$532.67	$167.85	$1,669.02		$764.25/$1261.34
$200,000.00	Residential	$1,863.84	$1,211.50	$167.95	$3,243.29		$1,197.00	$658.35	$167.85	$2,023.20		$932.25/$1538.84
$2,000,000.00	Commercial ***	$11,106.85	$7,219.45	$0.00	$18,326.30		$8,350.00	$4,592.50	$0.00	$12,942.50		$8673.84

* Bureau Veritas reviews and inspects the building only. The City is still responsible for face to face Customer Service, Code interpertation, record corrdination, processing the permit, administering contract with BV, site plan review, set backs, easements, Flood Plain, inspecting site issues such as driveways, parking areas, service connections, drainage, SW3P, emergency response access, etc.

** Plumbing, electrical, mechanical and fire permits are separate permits and not included in this fee comparison on commercial projects .
Because of the complex nature and specialty commercial size fittings and equipment used in these structures. Valuations for such projects shall be based on the overall cost of the installation including Labor and equipment.

*** Does not include Plumbing, Mechanical or Electrical permit's fees.

Building Permit and Plan Review Fee Comparison Chart Pre-Oct 1, 2015

Previous Fee Schedule

Project Valuation	Residential or Commercial	Building Permit Fee	Plan Review Fee	(M,E,P**)	Total Fee	Bureau Veritas Fee* (Bldg Permit and Plan Review) Residential/Commercial
$20,000.00	Residential	$130.00	$65.00	$247.00	$442.00	$192.75/$318.04
$75,000.00	Residential	$732.00	$216.00	$247.00	$1,195.00	$491.25/$810.59
$150,000.00	Residential	$1,039.00	$519.50	$247.00	$1,805.50	$764.25/$1261.34
$200,000.00	Residential	$1,214.50	$607.25	$247.00	$2,068.75	$932.25/$1538.84
$2,000,000.00	Commercial ***	$6,914.00	$3,457.00	$0.00	$10,371.00	$8673.84

* Bureau Veritas reviews and inspects the building only. The City is still responsible for face to face Customer Service, Code interpertation, record corrdination, processing the permit, administering contract with BV, site plan review, set backs, easements, Flood Plain, inspecting site issues such as driveways, parking areas, service connections, drainage, SW3P, emergency response access, etc.

** Plumbing, electrical, mechanical and fire permits are separate permits and not included in this fee comparison on commercial projects .
the complex nature and specialty commercial size fittings and equipment used in these structures. Valuations for such projects shall be based on the overall cost of the installation including Labor and equipment. Three bedroom Two bath 1200 square foot Single Family Residence.
(((this is an average and subject to change)))

*** Does not include Plumbing, Mechanical or Electrical permit's fees. Plan Review fee may be higher if performed by 3rd party.

ORDINANCE NO. ___________

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS AMENDING THE CITY OF BAY CITY CODE OF ORDINANCES CHAPTER 22 BUILDINGS AND BUILDING REGULATIONS BY AMENDING SECTION 22-50, TITLED AMENDMENTS; PROVIDING FOR A CUMULATIVE & CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 2.02 of the City's Charter permits the City to pass and enforce ordinances, not inconsistent with the Charter and State law, upon any subject expedient for the life; general welfare; health, morals; comfort; safety; amusement; quiet; prosperity; and convenience of the City, its inhabitants, and property; and may provide suitable penalties for the violations of any ordinance;

WHEREAS, Chapter 22 of the City's Municipal Code of Ordinances regulates buildings and building regulations and sets fees to be collected by the City; and

WHEREAS, the City reviews the building fees charged by the City for its services on an annual basis, and adjust said fees to correspond to the actual costs to the City; and

WHEREAS, the City Council has determined that the safety, health and welfare of the citizens and general public require amendments to Chapters 22 of the Code of Ordinances to adjust the fees charged for services related to a) buildings and building regulations; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS THAT:

Section 1. **Findings**. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 2. **Amendment to Municipal Code of Ordinances**. The City of Bay City's Municipal Code of Ordinances, Chapter 22 (entitled " *Buildings and Building Regulation*"), Article III ("*Building Code*"), Section 22-50 (entitled "*Amendments*"), Section 109.7 is hereby amended by adding language that is underlined (<u>underlined</u>) and deleting language that is stricken (~~stricken~~) as follows:

Plan Review Fees:
Plan review fees are due when the permit application is submitted. For Building, Combination, Electrical, Mechanical, and Plumbing, all other review fees will be collected at the time of permitting.

Building Plan Review	~~65~~55% of the building permit fee (min. $116.51)
Electrical Plan Review	~~65~~55% of the building permit fee (min. $116.51)
Plumbing Plan Review	~~65~~55% of the building permit fee (min. $116.51)
Mechanical Plan Review	~~65~~55% of the building permit fee (min. $116.51)

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Plan review fees will increase will be reviewed annually with changes effective the first of October each year.

Building Permit Fees

Permit fees are based on the valuation of the project, or portion of the project represented by each separate permit. Valuation of the work shall be the estimated cost as determined by the Building Official based on nationally recognized standards and shall include the value of materials, labor, overhead, and profit. Plan review fees shall be collected prior to commencing with the review; all other Fees will be collected at the time of permit issuance.

BUILDING PERMIT FEES TABLE

Total Valuation	Fees
$~~500~~ 2000 or less	$~~28.24~~55.93
~~$501 - $2,000~~	~~$28.24 for the first $500, plus $3.65 for each additional $100 or fraction thereof~~
$25,001 - $50,000	$~~469.85~~262.00 for the first $25,000 plus $~~12.12~~7.13 for each additional $1,000 or fraction thereof
$50,001 - $100,000	$~~772.85~~450.00 for the first $50,000 plus $~~8.40~~5.80 for each additional $1,000 or fraction thereof
$~~100,0001~~100,001 - $500,000	$~~1,192.85~~740.00 for the first $100,000 plus $~~6.71~~4.57 for each additional $1,000 or fraction thereof
$500,001 - $1,000,000	$~~3,876.85~~2,568.00 for the first $500,000 plus $~~5.70~~3.57 for each additional $1,000 or fraction thereof
$1,000,001 and more	$~~6,726~~44,350.00 for the first $1,000,000 plus $4.00~~38~~ for each additional $1,000 or fraction thereof

Plan review fees will increase will be reviewed annually with changes effective the first of October each year.

Section 4. Cumulative. This Ordinance shall be cumulative of all fee provisions of the Code of Ordinances of the City of Bay City, Texas as to the fees set forth herein on the effective date of this Ordinance, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

Section 5. Amending Fees. The City Council may, from time to time, by adopting new ordinances add to the fees set forth herein, and the fees now or hereafter set forth may be modified from time to time by order of the City Council.

Section 6. Severability. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

Section 7. Remedies. All rights and remedies of the City are expressly saved as to any and all violations of the provisions of the Code of Ordinances in effect on the effective date of this Ordinance and modified by this Ordinance or any other ordinances in effect on the effective date of this Ordinance and modified by this Ordinance and requiring the payment of fees for licenses, permits, and other services provided by the City which have accrued on the effective date of this Ordinance; and any and all accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

Section 8. Effective Date. This Ordinance shall be in full force and effect on October 1, 2015.

PASSED AND APPROVED ON this _______day of __________ 2015.

____
Mark Bricker, Mayor

ATTEST:

____
Rhonda Clegg, City Secretary

APPROVED AS TO FORM:

____
M. Shannon Kackley, Asst. City Attorney
DENTON NAVARRO ROCHA BERNAL HYDE & ZECH, P.C.

City Council
1901 5Th Street
Bay City, TX 77414

ADOPTED

AGENDA ITEM (ID # 2162)

Meeting: 01/14/16 07:00 PM
Department: Mayor's Office
Category: Property
Prepared By: Dustin Hodges
Initiator: Dustin Hodges
Sponsors:
DOC ID: 2162

DISCUSS, CONSIDER, AND/OR APPROVE ACCEPTING THE DONATION OF PROPERTY LOCATED AT 2227 AVENUE F TO BE USED AS A THEATRE ARTS CENTER.

RESULT:	**APPROVED AS AMENDED [UNANIMOUS]**
MOVER:	Steven Johnson, Councilman
SECONDER:	Julie Estlinbaum, Mayor Pro-Tem
AYES:	Estlinbaum, Cornman, Folse, Johnson, Thames

City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

DISCUSSION ITEM (ID # 2156)

Meeting: 01/14/16 07:00 PM
Department: City Secretary
Category: Property
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 2156

PURSUANT TO TEXAS GOVERNMENT CODE §551.071 (CONSULTATION WITH ATTORNEY) AND §551.087 (DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS) CITY COUNCIL SHALL CONVENE IN EXECUTIVE SESSION TO CONSULT WITH THE CITY ATTORNEY REGARDING THE PROCEDURE, TIMING, SCOPE, AND CONSTRUCTION OF ALL NECESSARY TRANSACTIONAL DOCUMENTS AND AGREEMENTS TO CARRY OUT THE CINEMA/INDOOR ENTERTAINMENT CENTER PROJECT AND TO CONSIDER VARIOUS ECONOMIC DEVELOPMENT INCENTIVES AND THE LEVEL OF CITY PARTICIPATION TO BE INCLUDED IN THE TRANSACTIONAL DOCUMENTS.

City Council
1901 5Th Street
Bay City, TX 77414

WITHDRAWN

Meeting: 01/14/16 07:00 PM
Department: Mayor's Office
Category: Agreement
Prepared By: Dustin Hodges
Initiator: Dustin Hodges
Sponsors:
DOC ID: 2163

AGENDA ITEM (ID # 2163)

PURSUANT TO SECTION 551.087 (DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS), THE CITY COUNCIL WILL DELIBERATE THE OFFER OF A FINANCIAL OR OTHER INCENTIVE OR TO DISCUSS OR DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE CITY COUNCIL HAS RECEIVED FROM A PROSPECTIVE DEVELOPER THAT THE CITY COUNCIL SEEKS TO HAVE LOCATE IN OR NEAR THE CITY AND/OR WHICH THE CITY COUNCIL IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS.

RESULT:	**WITHDRAWN**

I. Investment Proposal

Lynn Development is excited to present the "The Park At Cottonwood Creek". It will be a 3-4 building apartment complex located in Bay City, Texas at 1911 Avenue G. (2.04 acres). The project will transform the current aging asphalt parking lot into a premier apartment complex facing 8th Street and 8 zero-lot line homes facing cottonwood creek. Bay City has much to offer to its residents, and this site can capitalize on those lifestyle benefits and extend these to many more potential residents. Now is the time to make this happen.

II. Project Description

The 2.04 acres is located at 1911 Avenue G. It has a 150' x 300' asphalt parking lot. Since the entire development will take place where the existing parking lot is located, there will not be any required detention due to no additional impervious area is added to the property. The development will be the first step in working towards developing the north downtown area.

Surrounding Uses

South – The Wells Fargo Building which has a couple of tenants on the upper level. The B&P LLC Building that houses Bay City Abstract & Title.

East – This property is the A.J. Garay Junk Yard

West – Commercial space that houses various local businesses.

North – The block north of the property is owned by the city and currently the recycle center is located on the property.

Building Plans

There will be 3 apartment buildings that will be 3 stories tall. The will vary between 2 and 3 bedroom apartments. There will be approximately 15 units between all three buildings. There will be 8 zero-lot line single family homes built facing Cottonwood Creek. The lots will be approximately 30' x 75'. The typical home will be around 1600 square feet. There will be a common area on the north east corner of the property that can be used for a pavilion, splash pad, sitting area, etc.

III. Market Overview

Access to downtown – Downtown Bay City has been growing and a large part of taking it to the next level is to have adequate housing near downtown. This project along with the development of the historic BayTex will ensure an additional 40 residents to the downtown area.

Medical – Matagorda Regional Medical Center (MRMC) was built in 2009 along with Matagorda Regional Medical Group). The residents will have close access to premier medical care.

Schools – Bay City Independent School District serves approximately 3800 students in grades PK through 12. The district spends $9,476 per student in current expenditures .The district spends 61% on 61% on instruction, 34% on support services and 5% on other expenditures. The district has 12 students per teacher, with the state average being 15.

Recreation – There is a 24 hour gym (Fit for Life) located two blocks away. There is also several restaurants within one block (K-2, Fat Grass, and soon to be Niner's Grill).

IV. Project Schedule

Townhomes

The 8 lots will be available for purchase in the 1^{st} quarter of 2016.

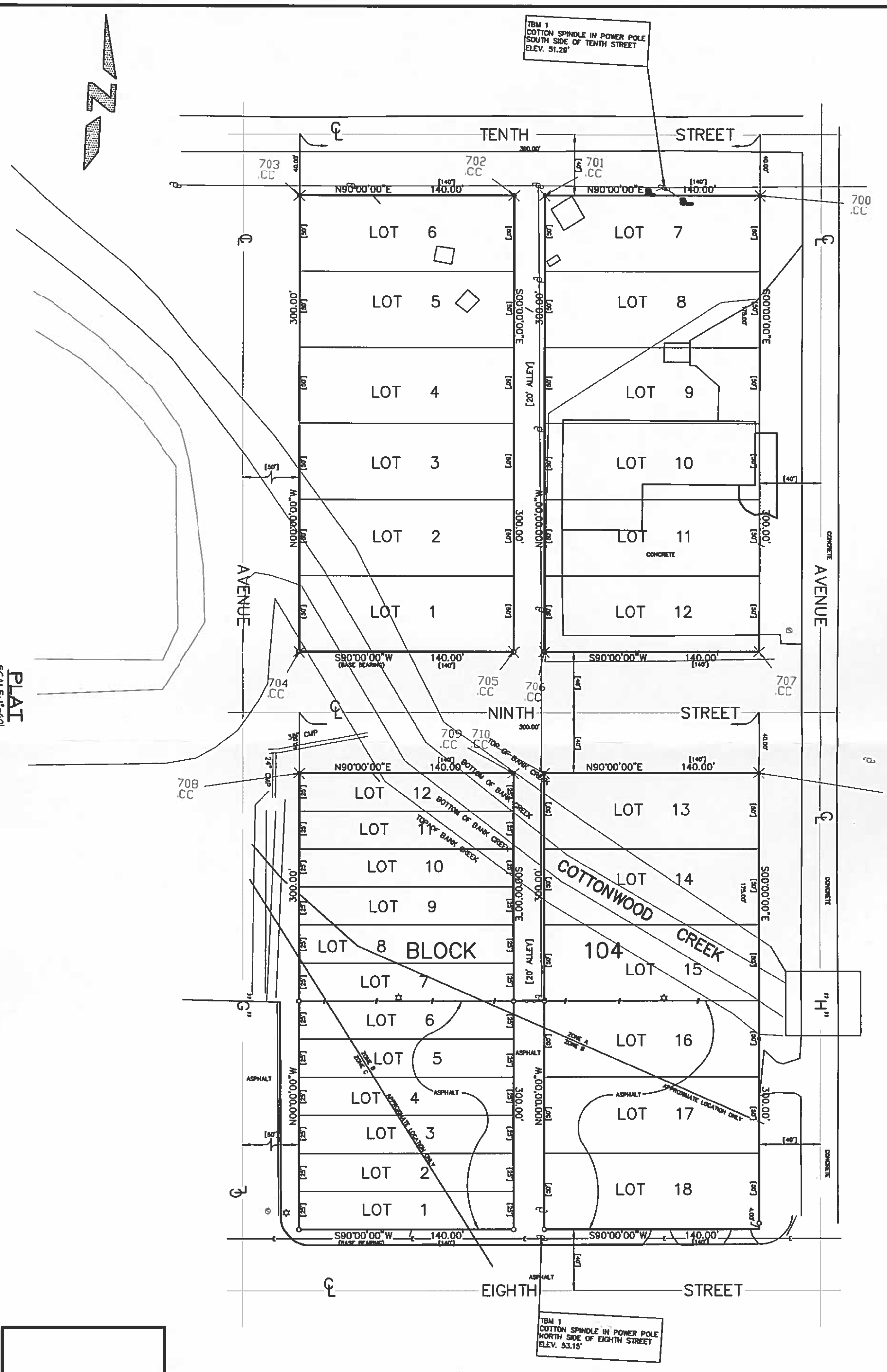
Apartment Bldg #1

Construction plans will be ready to submit to City for approval in January of 2016.

Construction will begin in March 2016.

Construction will be complete in January 2017.

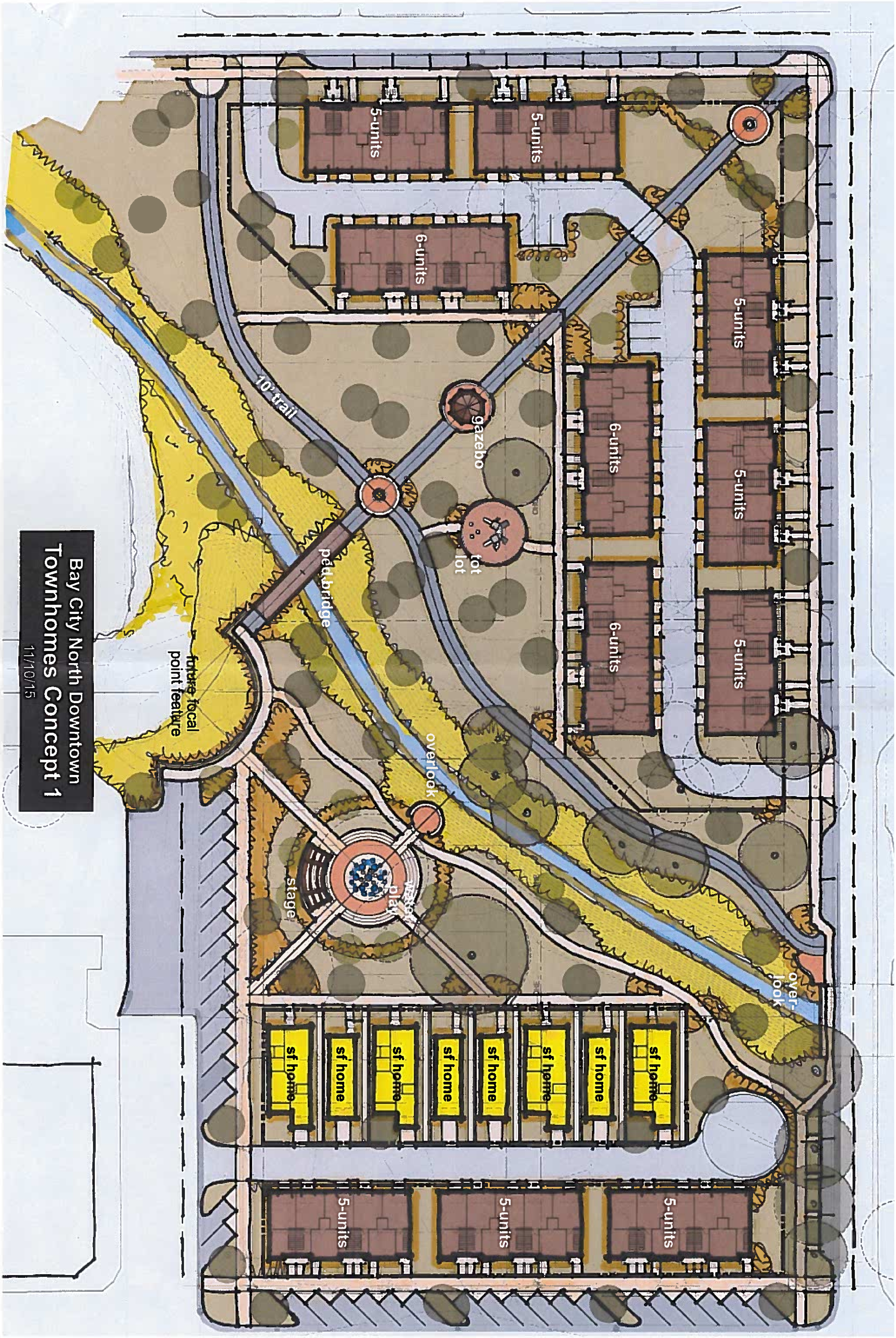
Apartments will begin leasing in 1^{st} quarter of 2017.



ABJ PALLET CORPORATION	JOB No: N/A	LYNN & ASSOCIATES, LLC CONSULTING AND ENGINEERING	SHEET 1 OF 1
1817 AVENUE F - BAY CITY, TEXAS	DRAWN BY: SNS	1201 6TH STREET BAY CITY, TEXAS 77414	
PLAT	SCALE: AS SHOWN DATE: 10/21/2015	PH: (979) 245-8900 FAX: (979) 245-5345	

F-11605

Attachment: North Downtown Development Plat (2163 : North Downtown Development)



Attachment: North Downtown Development Rendering (2163 : North Downtown Development)

City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 01/14/16 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 2157

DISCUSSION ITEM (ID # 2157)

CITY COUNCIL SHALL RECONVENE IN OPEN SESSION AND MAY DISCUSS, CONSIDER, AND/OR TAKE ACTION ON ANY ITEM LISTED ABOVE FOR CONSIDERATION/DISCUSSION IN EXECUTIVE SESSION (IF NECESSARY).