



BAY CITY

REVISED MINUTES • APRIL 24, 2014

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
Chrystal Folse	Councilwoman	Present	
Steven Johnson	Councilman	Present	
Mark Bricker	Mayor	Excused	
Carolyn Thames	Mayor Pro-Tem	Present	
Julie Estlinbaum	Councilwoman	Present	
William Cornman	Councilman	Present	

2. INVOCATION & PLEDGE OF ALLEGIANCE - MAYOR PRO TEM 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 Sharon Brown informed Council of a burned structure in her neighborhood of Chateaux Oaks. The structure is located at 404 Thompson Dr. Mrs. Brown explained that in November of 2012 the house burned down, as of today, the structure is still there. Mrs. Brown explained that Code Enforcement came out and took pictures, and tagged it. However, nothing has happened.

Bay City resident Jerry Hance wanted to speak on the crossing at Avenue I. He asked Council to look into closing the crossing.

Tripp Frahm with the Bay City Soccer Club reminded Council of the organization and its history. He stated that they have worked with the school for five years to get soccer into the school.

Mitch Thames, Bay City Chamber of Commerce and Agriculture President, informed Council that he has met with a couple that have been working hard for the youth. He believed that it was a real opportunity for the CDC and the City to get behind the organization and support it. He added that the Chamber was behind the organization.

Bay City resident David Torrez informed Council that he was concerned about fire hydrants, and the one that was so covered by weeds it cannot be seen. Mr. Torrez wondered why it took the City so long to repair concrete streets after we have fixed water leaks. He also

wondered why the City allowed for its Police Officers to direct traffic on Highway 60 for Tenaris.

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:	William Cornman, Councilman
SECONDER:	Julie Estlinbaum, Councilwoman
AYES:	Folse, Johnson, Thames, Estlinbaum, Cornman

1. Budget

ACCOUNTS PAYABLE FOR: DECEMBER 5, 2013, DECEMBER 12, 2013, DECEMBER 19, 2013, JANUARY 2, 2014, JANUARY 9, 2014, JANUARY 15, 2014, JANUARY 23, 2014, AND JANUARY 30, 2014; DIRECT PAYABLES FOR: DECEMBER 13, 2013, DECEMBER 5, 2013, JANUARY 9, 2014, AND JANUARY 30, 2014; AND UTILITY REFUNDS FOR: DECEMBER 5, 2013, JANUARY 2, 2014 AND JANUARY 30, 2014.

Phill Conner, Interim Finance Director

Enacted and approved this 24th day of April, 2014, at Bay City

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

1. Bond

CONSIDER AND/OR APPROVE A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AUTHORIZING THE PREPARATION OF THE PRELIMINARY OFFICIAL STATEMENT AND NOTICE OF SALE; DECLARING INTENT TO REIMBURSE CERTAIN PRIOR CAPITAL COSTS; AND APPROVING OTHER MATTERS INCIDENTAL THERETO.

Phill Conner, Interim Finance Director

Councilman Cornman asked that the agenda item be pulled from Consent to be discussed further.

Council asked about the inclusion of white paper, which would provide the following information: What the City will do? How will it happen? The timeline. The Cost. How it will be financed?

Council had a number of concerns regarding the lack of documentation that would be used to provide answers to the above questions. Council asked Mr. Conner and Mr. Calhoun to work together to provide documentation that defined the project.

Council asked about the \$1.8 million the City received from the sale of the Sanitation Division. Mr. Conner explained that the funds could not be used to pay down any debt the City had, due to it missing the 60 day window. The money could be used for roads or any other public benefit. Mr. Conner explained that the funds would be used to pay for the three roads.

Mr. Calhoun explained that the cost to reconstruct the three roads would be \$1.2 million. Mr. Kalkomey clarified that the original estimate was based on the street inventory. He went on to state that they had deteriorated even more. Mr. Calhoun stated that the City still had the \$750,000 reserved for the roads plus the \$1.8 million, which all would be used to cover the cost of the three roads with additional funds remaining. Council asked that Phase 1 (Bayou, North, and Chateaux) be placed on white paper that provided the summary, scope/intent, as well as how much it would cost.

Council asked if the City crews would be able to patch potholes correctly. Mr. Calhoun stated that he understood that issues existed and they were working to correct it. Mr. Calhoun stated that he would bring the white paper back to Council at the May 8th Council Meeting.

RESULT:	APPROVED [3 TO 2]
MOVER:	William Cornman, Councilman
SECONDER:	Julie Estlinbaum, Councilwoman
AYES:	Thames, Estlinbaum, Cornman
NAYS:	Folse, Johnson

Enacted and approved this 24th day of April, 2014, at Bay City

2. Public Hearing

IN ACCORDANCE WITH BAY CITY CHARTER SECTION 1.04 THE CITY OF BAY CITY SHALL CONDUCT A PUBLIC HEARING TO RECEIVE TESTIMONY AND OPINIONS REGARDING A PETITION REQUESTING THE DE-ANNEXATION OF APPROXIMATELY 200 ACRES LOCATED NORTH OF STATE HIGHWAY 35 AND EAST OF SHOWBOAT ROAD.

The public hearing was opened at 7:34 p.m.

Bay City Resident David Torrez asked if the acreage had been defined, as well how much water and sewer would be stolen by Tenaris.

Mayor Pro Tem Thames clarified that the public hearings was about dis-annexation.

The public hearing was closed at 7:35 p.m.

RESULT:	WITHDRAWN
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3. Property

CONSIDERATION AND ACTION ON AN ORDINANCE PROVIDING FOR THE DE-ANNEXATION OF APPROXIMATELY 200 ACRES, LOCATED NORTH OF STATE HIGHWAY 35 AND EAST OF SHOWBOAT ROAD, FROM THE CITY LIMITS; PROVIDING FOR NON-SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

RESULT:	TABLED	Next: 4/29/2014 6:00 PM
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4. Property

CONSIDERATION AND ACTION ON AN ORDINANCE PROVIDING FOR THE EXPANSION OF THE CITY OF BAY CITY'S EXTRATERRITORIAL JURISDICTION UPON PETITION OF THE OWNER OF APPROXIMATELY 1533 ACRES LOCATED NORTH OF STATE HIGHWAY 35 AND EAST OF SHOWBOAT ROAD; PROVIDING FOR NON-SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

RESULT: TABLED

Next: 4/29/2014 6:00 PM

5. Presentation

RECEIVE PRESENTATION OF AN AWARD TO THE CITY OF BAY CITY FOR ITS OUTSTANDING RECYCLING EFFORTS IN 2013.

Rachel Hering, Cooperative Teamwork & Recycling Assistance, Executive Director Ms. Hering informed Council that the City's Recycling Program was very innovative. She stated that 724,000 tons of recycled items had been received from the City of Bay City. Ms. Hering stated that those were great numbers for a City our size. She complemented the City for having an amazing staff.

RESULT: WITHDRAWN

6. Bid

CONSIDER AND/OR APPROVE AWARDDING THE CONSTRUCTION BID FOR PUBLIC FACILITIES TO SERVE TENARIS BAY CITY DEVELOPMENT INCLUDING A WATERLINE EXTENSION AND PHASE I SEWER FORCE MAIN LINE TO THE LOWEST RESPONSIBLE BIDDER.

Barry Calhoun, Director of Public Works

Mr. Calhoun informed Council that the lowest bidder was Cruz Tech, Inc., which came in almost \$100,000 lower than anticipated. He asked that if the item was approved there needed to be a stipulation added that the approval would be contingent upon receiving all necessary easements.

MOTION BY COUNCILMAN CORNMAN, SECOND BY COUNCILWOMAN FOLSE, TO APPROVE THE BID OF CRUZ TEC, INC., FOR THE PUBLIC FACILITIES TO SERVE TENARIS-BAY CITY DEVELOPMENT INCLUDING TWO (2) WATER LINE EXTENSIONS AND PHASE ONE (1) SEWER FORCE MAIN, CONDITIONED ON THE CITY OBTAINING ALL NECESSARY EASEMENTS FOR THE PROJECT. MOTION CARRIED BY UNANIMOUS VOTE.

RESULT: APPROVED [UNANIMOUS]

MOVER: William Cornman, Councilman

SECONDER: Chrystal Folse, Councilwoman

AYES: Folse, Johnson, Thames, Estlinbaum, Cornman

Enacted and approved this 24th day of April, 2014, at Bay City

7. Ordinance

CONSIDER AND/OR APPROVE AN ORDINANCE AMENDING ORDINANCE NO. 1496 BY SETTING NEW DATES, TIMES AND PLACE FOR PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF APPROXIMATELY 12 PLATTED LOTS WITHIN THE MOORE ESTATES SUBDIVISION GENERALLY LOCATED SOUTH OF 2nd STREET AND WEST OF MONROE

AVENUE BY THE CITY OF BAY CITY; AUTHORIZING AND DIRECTING THE PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARINGS; AUTHORIZING AND DIRECTING THE PUBLIC WORKS DIRECTOR TO PREPARE A SERVICE PLAN.

Mr. Erkan informed Council that it had come to their attention that some of the property owners did not receive notification, therefore the process would have to start again. He added that the process should be complete by the second meeting in June.

Councilman Johnson stated that he was under the impression that a petition had been submitted to cover all the properties. Mr. Erkan stated that if the City received a petition to voluntary annexation it would shorten the process that it would revoke the ordinance.

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

ORDINANCE

Enacted and approved this 24th day of April, 2014, at Bay City

8. Report

DISCUSS, CONSIDER AND/OR APPROVE POSSIBLE HISTORIC COMMITTEE APPOINTMENT OF KRIS HURLEY.

Councilwoman Julie Estlinbaum

Councilwoman Estlinbaum informed Council that the Mayor approved the appointment.

MOTION BY COUNCILMAN CORNMAN, SECOND BY COUNCILMAN JOHNSON TO APPOINT KRIS HURLEY TO THE HISTORIC COMMISSION. MOTION CARRIED BY UNANIMOUS VOTE.

9. Report

PROVIDE UPDATE ON ORDINANCE COMMITTEE PROGRESS.

Councilwoman Julie Estlinbaum

Councilwoman Estlinbaum informed Council that the committee was still meeting. She stated that she hoped to have a speaker in mid-May or June, and that they would bring recommendations to Council in October for Council to vote on.

10. Report

PROVIDE AN UPDATE ON HENDERSON PARK CONDITION AND WORK CONDUCTED.

Councilwoman Julie Estlinbaum

Councilwoman Estlinbaum informed Council that she had met with Mr. Garr and Ms. Penewitt. She stated that Ms. Penewitt had a long range plan for the park. Councilwoman Estlinbaum explained that the first phase would be to raise the building and put picnic tables out, but also to add a working bar-be-que pit.

11. Report

PROVIDE UPDATE ON CITY'S USE OF PROPERTY ADJACENT TO THE BAY CITY COUNTRY CLUB.

Councilwoman Julie Estlinbaum

Council directed Mr. Calhoun to move forward with the survey.

6. EXECUTIVE SESSION

Mayor Pro Tem and Council convened into Executive Session at 7:58 p.m.

Mayor Pro Tem and Council adjourned from Executive Session at 8:36 p.m.

1. Report

EXECUTIVE SESSION: PURSUANT TO SECTION 551.074 OF THE TEXAS GOVERNMENT CODE THE CITY COUNCIL WILL DELIBERATE ON THE APPOINTMENT & DUTIES OF THE ASSOCIATE MUNICIPAL JUDGE, DUE TO THE ELECTION RESULTS FOR THE COUNTY DISTRICT CLERK

2. Report

CITY COUNCIL SHALL CONVENE IN CLOSED SESSION TO CONSULT WITH THE CITY ATTORNEY REGARDING LEGAL ISSUES AND TO DELIBERATE REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS WITH TENARIS/MAVERICK TUBE CORPORATION PURSUANT TO TEXAS GOVERNMENT CODE §551.071 AND §551.087.

7. OPEN SESSION

1. Report

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

MOTION BY COUNCILMAN JOHNSON, SECOND BY COUNCILWOMAN FOLSE, TO APPOINT COUNCILWOMAN ESTLINBAUM AND MAYOR PRO TEM THAMES TO WORK WITH JUDGE THOMPSON TO MAKE A RECOMMENDATIONS FOR ASSOCIATE MUNICIPAL JUDGE. MOTION CARRIED BY UNANIMOUS VOTE.

MOTION BY COUNCILWOMAN FOLSE, SECOND BY COUNCILMAN CORNMAN, TO DIRECT THE CITY ATTORNEY TO FORWARD THE ECONOMIC DEVELOPMENT AND NONANNEXATION AGREEMENT AS REVISED TO THE TENARIS ATTORNEY. MOTION CARRIED BY UNANIMOUS VOTE.

MOTION BY COUNCILWOMAN ESTLINBAUM, SECOND BY COUNCILMAN CORNMAN, TO HOLD A PUBLIC HEARING APRIL 29, 2014 AT 6:00 P.M. FOR DE-ANNEXATION, AND TO PLACE ON THE AGENDA THE DE-ANNEXATION OF HIGHWAY 35 SOUTH AND THE EXPANSION OF THE CITY'S ETJ. MOTION CARRIED BY UNANIMOUS VOTE.

8. ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Mayor Pro Tem Thames thanked everyone for a good meeting. She informed every one of the emergency preparedness event.

Councilwoman Folse updated everyone on the condition of Shannon Austin, and that she had tickets for purchase for his fund raiser.

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, April 21, 2014 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



City Council
1901 5Th Street
Bay City, TX 77414

Meeting: 04/24/14 07:00 PM
Department: Finance
Category: Budget
Prepared By: Phill Conner
Initiator: Phill Conner
Sponsors:
DOC ID: 1445

ADOPTED

AGENDA ITEM (ID # 1445)

**ACCOUNTS PAYABLE FOR: DECEMBER 5, 2013,
DECEMBER 12, 2013, DECEMBER 19, 2013, JANUARY 2,
2014, JANUARY 9, 2014, JANUARY 15, 2014, JANUARY 23,
2014, AND JANUARY 30, 2014; DIRECT PAYABLES FOR:
DECEMBER 13, 2013, DECEMBER 5, 2013, JANUARY 9, 2014,
AND JANUARY 30, 2014; AND UTILITY REFUNDS FOR:
DECEMBER 5, 2013, JANUARY 2, 2014 AND JANUARY 30,
2014.**

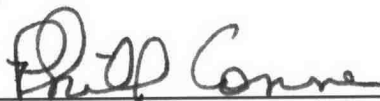
RESULT:	APPROVED BY CONSENT VOTE [UNANIMOUS]
MOVER:	William Cornman, Councilman
SECONDER:	Julie Estlinbaum, Councilwoman
AYES:	Folse, Johnson, Thames, Estlinbaum, Cornman

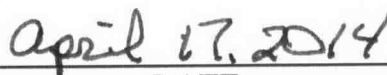
AGENDA ITEM REQUEST FOR CITY COUNCIL APPROVAL

THE FOLLOWING **ACCOUNTS PAYABLE** ITEMS HAVE BEEN APPROVED BY THE FINANCE COMMITTEE. PLEASE PLACE THESE ITEMS ON THE AGENDA OF THE NEXT SCHEDULED CITY COUNCIL MEETING AND REQUEST APPROVAL BY CITY COUNCIL.

ACCOUNTS PAYABLE	12/05/13
ACCOUNTS PAYABLE	12/12/13
ACCOUNTS PAYABLE	12/19/13
ACCOUNTS PAYABLE	01/02/14
ACCOUNTS PAYABLE	01/09/14
ACCOUNTS PAYABLE	01/15/14
ACCOUNTS PAYABLE	01/23/14
ACCOUNTS PAYABLE	01/30/14
 DIRECT PAYABLES	 12/13/13
 DIRECT EFT PAYABLES	 12/05/13
DIRECT EFT PAYABLES	01/09/14
DIRECT EFT PAYABLES	01/30/14
 UTILITY REFUNDS	 12/05/13
UTILITY REFUNDS	01/02/14
UTILITY REFUNDS	01/30/14

RESPECTFULLY SUBMITTED


 PHILL CONNER
 FINANCE DIRECTOR


 DATE

Attachment: AP consent agenda (1445 : Accounts Payable)



City Council
1901 5Th Street
Bay City, TX 77414

Meeting: 04/24/14 07:00 PM
Department: Finance
Category: Bond
Prepared By: Phill Conner
Initiator: Phill Conner
Sponsors:
DOC ID: 1433

ADOPTED

AGENDA ITEM (ID # 1433)

CONSIDER AND/OR APPROVE A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AUTHORIZING THE PREPARATION OF THE PRELIMINARY OFFICIAL STATEMENT AND NOTICE OF SALE; DECLARING INTENT TO REIMBURSE CERTAIN PRIOR CAPITAL COSTS; AND APPROVING OTHER MATTERS INCIDENTAL THERETO.

RESULT:	APPROVED [3 TO 2]
MOVER:	William Cornman, Councilman
SECONDER:	Julie Estlinbaum, Councilwoman
AYES:	Carolyn Thames, Julie Estlinbaum, William Cornman
NAYS:	Chrystal Folse, Steven Johnson

RESOLUTION NO. R-2014-____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AUTHORIZING THE PREPARATION OF THE PRELIMINARY OFFICIAL STATEMENT AND NOTICE OF SALE; DECLARING INTENT TO REIMBURSE CERTAIN PRIOR CAPITAL COSTS; AND APPROVING OTHER MATTERS INCIDENTAL THERETO

THE STATE OF TEXAS §
COUNTY OF MATAGORDA §
CITY OF BAY CITY §

WHEREAS, the City Council of the City of Bay City, Texas (the "City"), deems it advisable to issue certificates of obligation (the "Certificates") of the City in accordance with the notice hereinafter set forth; and

WHEREAS, the City desires to authorize the preparation of a preliminary official statement (the "Preliminary Official Statement") and notice of sale ("Notice of Sale") in anticipation of its issuance of the Certificates; and

WHEREAS, it is hereby found and determined that the meeting at which this resolution is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Chapter 551, Texas Government Code; NOW, THEREFORE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS:

Section 1. The findings, definitions and recitations set out in the preamble to this resolution are found to be true and correct and are hereby adopted by City Council and made a part hereof for all purposes.

Section 2. The City Secretary is hereby authorized and directed to cause to be published in the manner required by law and in substantially the form attached hereto as Exhibit A, a notice of the City's intention to issue the Certificates (the "Notice").

Section 3. The Notice shall be published once a week for two (2) consecutive weeks in a newspaper which is of general circulation in the City, the date of the first publication to be at least thirty-one (31) days before the date tentatively set in the Notice for the passage of the ordinance authorizing the issuance of the Certificates.

Section 4. The City hereby authorizes the preparation and distribution of a Notice of Sale and a Preliminary Official Statement relating to the certificates of obligation and authorizes the Finance Director to deem final such Preliminary Official Statement within the meaning and for the purposes of paragraph (b)(1) of Rule 15c2-12 under the Securities Exchange Act of 1934.

Section 5. The City's financial advisor, U.S. Capital Advisors LLC, and bond counsel, Bracewell & Giuliani, LLP, are hereby authorized and directed to proceed with the necessary arrangements for the sale of the Certificates.

Section 6. The City reasonably expects to reimburse itself for costs that have been or will be paid subsequent to the date that is 60 days prior to the date hereof and that are to be paid in connection with the projects listed in Exhibit A (collectively, the "Financed Project") from the proceeds of the Certificates.

Section 7. The City reasonably expects that the maximum principal amount of the Certificates to be issued to reimburse itself for the costs associated with the Financed Project, will be \$4,175,000.

Section 8. The Mayor, City Secretary, Finance Director and other officers and agents of the City are hereby authorized and directed to do any and all things necessary or desirable to carry out the provisions of this resolution.

Section 9. This resolution shall take effect immediately upon its passage.

[Execution Page to Follow]

PASSED AND APPROVED on this the 24th day of April, 2014 by the City Council of the City of Bay City, Texas.

By: _____
City Secretary

By: _____
Mark Brick, Mayor

[SEAL]

APPROVED AS TO FORM:

City Attorney
City of Bay City, Texas

EXHIBIT ANOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION

NOTICE IS HEREBY GIVEN that the City Council of the City of Bay City, Texas (the “City”), will meet at City Hall, 1901 5th Street, Bay City, Texas, 77414 at 7:00 p.m. on the 12th day of June, 2014, which is the time and place tentatively set for the passage of an ordinance and such other action as may be deemed necessary to authorize the issuance of the City’s certificates of obligation, in the maximum aggregate principal amount not to exceed \$4,175,000, payable from ad valorem taxes and from a limited pledge of a subordinate lien on the net revenues of the City’s water and sewer system, bearing interest at any rate or rates not to exceed the maximum interest rate now or hereafter authorized by law, as shall be determined within the discretion of the City Council of the City at the time of issuance of the certificates of obligation, and maturing over a period not to exceed thirty (30) years from the date of issuance, for the purposes of evidencing the indebtedness of the City for all or any part of the costs associated with the construction and improvement of streets, sidewalks and related infrastructure; the construction of improvements to the water and sewer system; the purchase of public works equipment; and the costs of professional services related thereto.

WITNESS MY HAND AND THE OFFICIAL SEAL OF THE CITY, this 24th day of April, 2014.

Rhonda Clegg
City Secretary
City of Bay City, Texas

(SEAL)

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS §
COUNTY OF MATAGORDA §

We, the undersigned officers of the City Council of the City of Bay City, Texas, hereby certify as follows:

1. The City Council of the City of Bay City, Texas, convened in a regular meeting on the 24th day of April, 2014, at the regular meeting place thereof, within said City, and the roll was called of the duly constituted officers and members of said City Council, to wit:

Mark Bricker	Mayor
Carolyn Thames	Mayor Pro Tem and Council Member – Position #5
Julie Estlinbaum	Council Member – Position #1
William “Bill” Cornman	Council Member – Position #2
Chrystal Folse	Council Member – Position #3
Steven Johnson	Council Member – Position #4

and all of said persons were present, except the following absentee(s): _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written

RESOLUTION NO. R-2014-____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; APPROVING THE PREPARATION OF THE PRELIMINARY OFFICIAL STATEMENT AND NOTICE OF SALE; DECLARING INTENT TO REIMBURSE CERTAIN PRIOR CAPITAL COSTS; AND APPROVING OTHER MATTERS INCIDENTAL THERETO

was duly introduced for the consideration of said City Council and read in full. It was then duly moved and seconded that said resolution be adopted; and, after due discussion, said motion, carrying with it the adoption of said resolution, prevailed and carried by the following vote:

_____ Member(s) of City Council shown present voted “Aye.”

_____ Member(s) of City Council shown present voted “No.”

2. A true, full and correct copy of the aforesaid resolution adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that said resolution has been duly recorded in said City Council's minutes of said meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said meeting pertaining to the adoption of said resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the date, hour, place and purpose of the aforesaid meeting, and that said resolution would be introduced and considered for adoption at said meeting, and each of said officers and members consented, in advance, to the holding of said meeting for such purpose; that said meeting was open to the public as required by law; and that public notice of the date, hour, place and subject of said meeting was given as required by Chapter 551, Texas Government Code.

SIGNED AND SEALED this 24th day of April, 2014.

City Secretary
City of Bay City, Texas

Mayor
City of Bay City, Texas

[SEAL]



STREET REHABILITATION PROGRAM

CITY OF BAY CITY, TEXAS

2014



Project Number: 2014-01

Commencement Date: August 1, 2014

Completion Date: September 30, 2016

Engineer Estimate: \$4,000,000

Phase: Phase II

Director of Public Works: Barry Calhoun

Asst. Director of Public Works: Marla Jasek, P.E.

City Engineer: Jones & Carter, Inc.
Charles A. Kalkomey, P.E., RPLS

Mayor: Mark A. Bricker

City Council: Carolyn Thames, Mayor Pro Tem
Julie Estlinbaum
William "Bill" Cornman
Chrystal Folse
Steven Johnson

City Attorney: Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C.
George E. Hyde
Habib H. Erkan, Jr.

City Secretary: Rhonda Clegg

Finance Director: Phill Conner

Bond Council: U.S. Capital Advisors LLC

Project Description

The City Street Rehabilitation Program handles street resurfacing, complete street reconstruction, and replacement of water and sewer lines where necessary. Depending on the condition of the street, this work includes grinding off old roadway surfaces, resurfacing the pavement with new asphalt; pulverizing the entire pavement structure, stabilizing the underlying soils, backfilling with new base material, overlaying with asphalt; repairing/replacing curb and sidewalk; and removing and replacing water and sewer lines. Residents may notice that the work is not continuous from start to finish on any given street, but it includes breaks for an extended period while the contractor performs work on other roads to allow cure time on selected materials. This is part of the scheduling to minimize costs. The job on a particular street is not complete until the pavement is fully replaced and smooth driving surface is restored. Every community in the City of Bay City will be targeted for roadwork on a three-year rotation under the Street Rehabilitation Program. Streets are selected based on pavement conditions and available funds. The streets listed in this particular phase are anticipated to be rehabilitated during the 2014 through 2016 construction seasons. Once a contract is in place for a given set of streets, notices will be sent out to property owners within the affected limits identifying the schedule, the contractor, and the City representative coordinating the work.

Estimated Roadway Rehab Quantities:

- 12 miles
- 1,508,706 SF
- 5,160 LF - Curb
- 6,389 LF - Sidewalk

Estimated Utility Line Rehab Quantities:

- 16,565 LF - Water Line Replacements
- 10,222 LF - Sewer Line Replacements



City Council
1901 5Th Street
Bay City, TX 77414

WITHDRAWN

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Public Hearing
Prepared By: Cecelia Allen
Initiator: George H Hyde
Sponsors:
DOC ID: 1454

AGENDA ITEM (ID # 1454)

**IN ACCORDANCE WITH BAY CITY CHARTER SECTION 1.04
THE CITY OF BAY CITY SHALL CONDUCT A PUBLIC
HEARING TO RECEIVE TESTIMONY AND OPINIONS
REGARDING A PETITION REQUESTING THE DE-
ANNEXATION OF APPROXIMATELY 200 ACRES LOCATED
NORTH OF STATE HIGHWAY 35 AND EAST OF SHOWBOAT
ROAD.**

RESULT: WITHDRAWN



City Council
1901 5Th Street
Bay City, TX 77414

TABLED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Property
Prepared By: Cecelia Allen
Initiator: George H Hyde
Sponsors:
DOC ID: 1455

AGENDA ITEM (ID # 1455)

**CONSIDERATION AND ACTION ON AN ORDINANCE
PROVIDING FOR THE DE-ANNEXATION OF APPROXIMATELY
200 ACRES, LOCATED NORTH OF STATE HIGHWAY 35 AND
EAST OF SHOWBOAT ROAD, FROM THE CITY LIMITS;
PROVIDING FOR NON-SEVERABILITY; AND ESTABLISHING
AN EFFECTIVE DATE.**



City Council
1901 5Th Street
Bay City, TX 77414

TABLED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Property
Prepared By: Cecelia Allen
Initiator: George H Hyde
Sponsors:
DOC ID: 1456

AGENDA ITEM (ID # 1456)

**CONSIDERATION AND ACTION ON AN ORDINANCE
PROVIDING FOR THE EXPANSION OF THE CITY OF BAY
CITY'S EXTRATERRITORIAL JURISDICTION UPON PETITION
OF THE OWNER OF APPROXIMATELY 1533 ACRES
LOCATED NORTH OF STATE HIGHWAY 35 AND EAST OF
SHOWBOAT ROAD; PROVIDING FOR NON-SEVERABILITY;
AND ESTABLISHING AN EFFECTIVE DATE**



City Council
1901 5Th Street
Bay City, TX 77414

WITHDRAWN

Meeting: 04/24/14 07:00 PM
Department: Public Works
Category: Presentation
Prepared By: Marla Jasek
Initiator: Marla Jasek
Sponsors:
DOC ID: 1429

AGENDA ITEM (ID # 1429)

**RECEIVE PRESENTATION OF AN AWARD TO THE CITY OF
BAY CITY FOR ITS OUTSTANDING RECYCLING EFFORTS IN
2013.**

Ms. Herring will present an award to the City for recycling efforts in 2013.

RESULT:	WITHDRAWN
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City Council
1901 5Th Street
Bay City, TX 77414

ADOPTED

AGENDA ITEM (ID # 1444)

Meeting: 04/24/14 07:00 PM
Department: Public Works
Category: Bid
Prepared By: Barry Calhoun
Initiator: Barry Calhoun
Sponsors:
DOC ID: 1444

**CONSIDER AND/OR APPROVE AWARDING THE
CONSTRUCTION BID FOR PUBLIC FACILITIES TO SERVE
TENARIS BAY CITY DEVELOPMENT INCLUDING A
WATERLINE EXTENSION AND PHASE I SEWER FORCE MAIN
LINE TO THE LOWEST RESPONSIBLE BIDDER.**

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



6415 Reading Road
Rosenberg, Texas 77471-5655

TEL 281 342 2033
FAX 281 232 9909

ROSENBERG	AUSTIN
SAN ANTONIO	DALLAS
THE WOODLANDS	HOUSTON
BRYAN/COLLEGE STATION	BRENNHAM
	GREENSPRING

April 21, 2014

Texas Board of Professional Engineers Registration No. F-439

Mr. Mark A. Bricker, Mayor
City of Bay City
1901 Fifth Street
Bay City, Texas 77414

Re: Construction of Public Facilities to Serve Tenaris Development – Water & Phase I Force Main
City of Bay City
Job No. R0017-0015-01 & R0017-0015-02

Dear Mayor Bricker

We received bids for the Construction of Public Facilities to Serve Tenaris Development – Water & Phase I Force Main at City Hall on April 17, 2014 at 3:00 PM. Bids were publicly opened and read at that time.

Three (3) reputable contractors submitted proposals for this work. A summary tabulation of the bids and a detailed Bid Tabulation are enclosed for your review. Cruz Tec, Inc. submitted the lowest Base Bid proposal in the amount of \$549,187.24.

We have worked with Cruz Tec, Inc. in the past and find the firm to be an acceptable contractor. We recommend that the referenced contract be awarded to Cruz Tec, Inc. on the basis of its proposal for the Base Bid in the amount of \$549,187.24, and a contract time of 60 calendar days.

Sincerely,

Charles A. Kalkomey, P.E., RPLS
Vice President

CAK:mon

water_force_main_phase_i roa doc.doc

Enclosures

cc: Mr. Andres Cruz, President, Cruz Tec, Inc.
Mr. Barry Calhoun, Public Works Director

BID TABULATION SHEET

BIDS WERE RECEIVED IN THE OFFICE OF

Public Facilities to Serve Bay City Tenaris Dev. - Water & Phase I Force Main

The City of Bay City

City of Bay City

Time: 3:00 PM

Public Bid

Job No. R0017-0015-01 and R0017-0015-02

Date: 4/17/2014

	BIDDERS						
	Cruz Tec, Inc.	Vaca Underground Utilities, Inc.	Horseshoe Construction, Inc.				
Base Bid	\$549,187.24	\$596,944.80 *	\$694,888.00				
Bid Security	X	X	X				
Calendar Days	60	60	60				
Acknowledge Addendum No. 1	X	X	X				
Acknowledge Addendum No. 2	X	X	X				

* Denotes calculation error by contractor.

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)

JONES & CARTER, INC.

OWNER: City of Bay City				BID NO. 1		BID NO. 2		BID NO. 3	
PROJECT: Public Facilities to Serve Tenaris Development - Water & Phase I Force Main				CRUZ TEC, INC. 12210 ANN LANE HOUSTON, TEXAS 77064 281-469-2888		VACA UNDERGROUND UTILITIES, INC. 5721 ELBERTA STREET HOUSTON, TEXAS 77050 832-275-7241		HORSESHOE CONSTRUCTION, INC. 2309 S. BATTLEGROUND ROAD LAPORTE, TEXAS 77571 281-478-5477	
DATE: April 17, 2014 ENGINEER: Jones & Carter, Inc. JOB NO. : R0017-0015-01 and R0017-0015-02				TIME : 3:00 P.M.					
ITEM NO.	DESCRIPTION	UNIT	PLAN QUANTITY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
1	Move-in and start-up, including performance and payment bonds for 100 percent (100%) of the contract amount.	L.S.	1	\$32,898.00	\$32,898.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00
2	WATERLINE ITEMS 12-inch (12") C-900 AWWA (DR18) Class 150, waterline by open cut (inc. fittings, bedding, backfill and testing), Complete in Place.	L.F.	2,649	\$45.25	\$119,867.25	\$48.00	\$127,152.00	\$60.00	\$158,940.00
3	12-inch (12") C-900 AWWA (DR18) Class 150, waterline by trenchless construction (inc. fittings and testing), Complete in Place.	L.F.	45	\$95.00	\$4,275.00	\$91.00	\$4,095.00	\$120.00	\$5,400.00
4	8-inch (8") C-900 AWWA (DR18) Class 150, waterline by open cut (inc. fittings, bedding, backfill and testing), Complete in Place.	L.F.	28	\$375.00	\$10,500.00	\$40.00	\$1,120.00	\$49.00	\$1,372.00
5	8-inch (6") C-900 AWWA (DR18) Class 150, force main by trenchless construction with 16-inch (16") Steel Casing (inc. fittings and testing), Complete in Place.	L.F.	100	\$125.00	\$12,500.00	\$124.00	\$12,400.00	\$195.00	\$19,500.00
6	8-inch (6") C-900 AWWA (DR18) Class 150, force main by open cut with 16-inch (16") Steel Casing (inc. fittings and testing), Complete in Place.	L.F.	100	\$125.00	\$12,500.00	\$92.00	\$9,200.00	\$142.00	\$14,200.00
7	12-inch (12") gate valve & box, Complete in Place.	EA.	4	\$1,568.00	\$6,272.00	\$2,000.00	\$8,000.00	\$1,700.00	\$6,800.00

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)

JONES & CARTER, INC.

OWNER: City of Bay City				BID NO. 1		BID NO. 2		BID NO. 3	
PROJECT: Public Facilities to Serve Tenaris Development - Water & Phase I Force Main				CRUZ TEC, INC. 12210 ANN LANE HOUSTON, TEXAS 77064 281-469-2888		VACA UNDERGROUND UTILITIES, INC. 5721 ELBERTA STREET HOUSTON, TEXAS 77050 832-275-7241		HORSESHOE CONSTRUCTION, INC. 2309 S. BATTLEGROUN ROAD LAPORTE, TEXAS 77571 281-478-5477	
DATE: April 17, 2014				TIME : 3:00 P.M.					
ENGINEER: Jones & Carter, Inc.									
JOB NO. : R0017-0015-01 and R0017-0015-02									
ITEM NO.	DESCRIPTION	UNIT	PLAN QUANTITY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
8	8-inch (8") gate valve & box, Complete in Place.	EA.	1	\$1,715.00	\$1,715.00	\$1,000.00	\$1,000.00	\$1,250.00	\$1,250.00
9	Connection to existing 12-inch waterline, Complete in Place.	EA.	1	\$1,250.00	\$1,250.00	\$1,000.00	\$1,000.00	\$2,500.00	\$2,500.00
10	Flushing valve assembly, bury as necessary, depth may vary (including lead and gate valve), Complete in Place.	EA.	5	\$4,250.00	\$21,250.00	\$3,000.00 *	\$15,000.00	\$3,600.00	\$18,000.00
11	12-inch (12") plug and clamp and 2-inch (2") blowoff valve, Complete in Place.	EA.	1	\$765.00	\$765.00	\$1,000.00	\$1,000.00	\$1,500.00	\$1,500.00
12	Combination fire/domestic meter assembly per detail on sheet 10, Complete in place.	EA.	1	\$32,145.00	\$32,145.00	\$35,000.00	\$35,000.00	\$30,000.00	\$30,000.00
13	Waterline trench safety systems, 6-inch (6") to 12-inch (12"), 0-10' deep.	L.F.	2,777	\$1.25	\$3,471.25	\$0.10	\$277.70	\$1.00	\$2,777.00
14	SANITARY SEWER ITEMS Sanitary 10-inch (10") C-900 AWWA (DR18) Class 150, force main by open cut (inc. fittings, bedding, backfill and testing), Complete in Place.	L.F.	3,546	\$43.69	\$154,924.74	\$56.00	\$198,576.00	\$48.00	\$170,208.00

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)

JONES & CARTER, INC.

OWNER: City of Bay City				BID NO. 1		BID NO. 2		BID NO. 3	
PROJECT: Public Facilities to Serve Tenaris Development - Water & Phase I Force Main				CRUZ TEC, INC. 12210 ANN LANE HOUSTON, TEXAS 77064 281-469-2888		VACA UNDERGROUND UTILITIES, INC. 5721 ELBERTA STREET HOUSTON, TEXAS 77050 832-275-7241		HORSESHOE CONSTRUCTION, INC 2309 S. BATTLEGROUND ROAD LAPORTE, TEXAS 77571 281-478-5477	
DATE: April 17, 2014 ENGINEER: Jones & Carter, Inc. JOB NO. : R0017-0015-01 and R0017-0015-02				TIME : 3:00 P.M.					
ITEM NO.	DESCRIPTION	UNIT	PLAN QUANTITY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
15	10-inch (10") C-900 AWWA (DR18) Class 150, force main by trenchless construction (inc. fittings, and testing), Complete in Place.	L.F.	70	\$95.00	\$6,650.00	\$68.00	\$4,760.00	\$120.00	\$8,400.00
16	10-inch (10") C-900 AWWA (DR18) Class 150, force main by trenchless construction with 20-inch (20") Steel Casing (inc. fittings, and testing), Complete in Place.	L.F.	205	\$185.00	\$37,925.00	\$138.00	\$28,290.00	\$260.00	\$53,300.00
17	10-inch (10") C-900 AWWA (DR18) Class 150, force main by open cut with 20-inch (20") Steel Casing (inc. fittings, and testing), Complete in Place.	L.F.	145	\$105.00	\$15,225.00	\$109.00	\$15,805.00	\$170.00	\$24,650.00
18	Sanitary sewer manhole, per details, standard depth, Complete in Place.	EA.	1	\$4,150.00	\$4,150.00	\$2,500.00	\$2,500.00	\$6,000.00	\$6,000.00
19	Connection to proposed manhole, including 14" x 10" Reducer and approximately 10 linear feet of 14-inch sanitary sewer (inc. fittings, bedding, backfill, and testing),	EA.	1	\$1,250.00	\$1,250.00	\$4,700.00	\$4,700.00	\$1,700.00	\$1,700.00
20	10-inch (10") force main gate valve & box, Complete in Place.	EA.	1	\$2,495.00	\$2,495.00	\$1,800.00	\$1,800.00	\$1,800.00	\$1,800.00
21	2-inch (2") Combination Vacuum/Air-Release Valve in Manhole, including vent piping, bollard, and manhole with 32-inch manhole rim cover, per specifications and details,	EA.	2	\$936.00	\$1,872.00	\$6,800.00	\$13,600.00	\$24,000.00	\$48,000.00

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)

JONES & CARTER, INC.

OWNER: City of Bay City				BID NO. 1		BID NO. 2		BID NO. 3	
PROJECT: Public Facilities to Serve Tenaris Development - Water & Phase I Force Main				CRUZ TEC, INC. 12210 ANN LANE HOUSTON, TEXAS 77064 281-469-2888		VACA UNDERGROUND UTILITIES, INC. 5721 ELBERTA STREET HOUSTON, TEXAS 77050 832-275-7241		HORSESHOE CONSTRUCTION, INC. 2309 S. BATTLEGROUND ROAD LAPORTE, TEXAS 77571 281-478-5477	
DATE: April 17, 2014 ENGINEER: Jones & Carter, Inc. JOB NO. : R0017-0015-01 and R0017-0015-02				TIME : 3:00 P.M.					
ITEM NO.	DESCRIPTION	UNIT	PLAN QUANTITY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
22	Sanitary sewer meter assembly, per specifications and details, Complete in Place.	EA.	1	\$21,356.00	\$21,356.00	\$35,000.00	\$35,000.00	\$34,000.00	\$34,000.00
23	Sanitary Sewer Force Main trench safety systems, 10-inch (10"), 0-10' deep.	L.F.	3,691	\$1.00	\$3,691.00	\$0.10	\$369.10	\$1.00	\$3,691.00
24	MISCELLANEOUS Remove and replace existing fence, match existing size and type, Complete in Place.	L.F.	200	\$9.50	\$1,900.00	\$17.00	\$3,400.00	\$18.00	\$3,600.00
25	Site restoration of rights-of-way and adjacent easements. Including re-grading of lines, grades, and cross sections, restoration of disturbed areas, site clean up, etc, as directed	AC.	3	\$2,450.00	\$7,350.00	\$3,100.00	\$9,300.00	\$2,500.00	\$7,500.00
26	Hydro-mulch seeding of rights-of-way and sodding of adjacent easements (less pavement area). Contractor to ensure growth of vegetation by whatever means necessary.	AC.	3	\$2,175.00	\$6,525.00	\$1,850.00	\$5,550.00	\$2,500.00	\$7,500.00
27	Placement of reinforced filter fabric fence as directed by Engineer (including installation, maintenance and removal).	L.F.	200	\$2.00	\$400.00	\$3.00	\$600.00	\$7.00	\$1,400.00
28	Pollution Prevention Plan Implementation and Maintenance; including inspections, and reporting for all pollution prevention measures as necessary, Complete in Place.	MO.	2	\$3,500.00	\$7,000.00	\$600.00	\$1,200.00	\$1,200.00	\$2,400.00

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)

JONES & CARTER, INC.

OWNER: City of Bay City PROJECT: Public Facilities to Serve Tenaris Development - Water & Phase I Force Main DATE: April 17, 2014 TIME : 3:00 P.M. ENGINEER: Jones & Carter, Inc. JOB NO. : R0017-0015-01 and R0017-0015-02				BID NO. 1 CRUZ TEC, INC. 12210 ANN LANE HOUSTON, TEXAS 77064 281-469-2888		BID NO. 2 VACA UNDERGROUND UTILITIES, INC. 5721 ELBERTA STREET HOUSTON, TEXAS 77050 832-275-7241		BID NO. 3 HORSESHOE CONSTRUCTION, INC. 2309 S. BATTLEGROUND ROAD LAPORTE, TEXAS 77571 281-478-5477	
ITEM NO.	DESCRIPTION	UNIT	PLAN QUANTITY	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT
29	Stabilized construction access (25'x50') including installation, maintenance and removal, Complete in Place.	EA.	5	\$2,500.00	\$12,500.00	\$250.00	\$1,250.00	\$3,400.00	\$17,000.00
30	Furnish, install and mainain traffic control devices and appurtences for construction of project, in accordance with Texas Manual on Uniform Traffic Control Devices (Latest Edition), including flagmen, temporary modifications to (and restoration of) of temporary striping, as necessary, Complete in Place.	L.S.	1	\$4,565.00	\$4,565.00	\$15,000.00	\$15,000.00	\$1,500.00	\$1,500.00
	TOTAL BASE BID (ITEM NOS. 1-30)				\$549,187.24	*	\$596,944.80		\$694,888.00

* Dentotes Calculation Error by Contractor

Attachment: ROA with bid tabs attached (1444 : Award Bid - Tenaris Water & Phase I Sewer)



City Council
1901 5Th Street
Bay City, TX 77414

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Property
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1453

ADOPTED

ORDINANCE (ID # 1453)

CONSIDER AND/OR APPROVE AN ORDINANCE AMENDING ORDINANCE NO. 1496 BY SETTING NEW DATES, TIMES AND PLACE FOR PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF APPROXIMATELY 12 PLATTED LOTS WITHIN THE MOORE ESTATES SUBDIVISION GENERALLY LOCATED SOUTH OF 2nd STREET AND WEST OF MONROE AVENUE BY THE CITY OF BAY CITY; AUTHORIZING AND DIRECTING THE PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARINGS; AUTHORIZING AND DIRECTING THE PUBLIC WORKS DIRECTOR TO PREPARE A SERVICE PLAN.

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

ORDINANCE _____

AN ORDINANCE AMENDING ORDINANCE NO. 1496 BY SETTING NEW DATES, TIMES AND PLACE FOR PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF APPROXIMATELY 12 PLATTED LOTS WITHIN THE MOORE ESTATES SUBDIVISION GENERALLY LOCATED SOUTH OF 2nd STREET AND WEST OF MONROE AVENUE BY THE CITY OF BAY CITY; AUTHORIZING AND DIRECTING THE PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARINGS; AUTHORIZING AND DIRECTING THE PUBLIC WORKS DIRECTOR TO PREPARE A SERVICE PLAN.

WHEREAS, Texas Local Government Code Section 43.021 authorized the City of Bay City, as a home-rule municipality, to extend its City Limit boundaries through the annexation of area adjacent to those boundaries; and

WHEREAS, Section 1.04 of the City Charter of the City of Bay City provides that the City Council has authority by ordinance to fix the City Limit boundaries, provided for the alteration and extension of said boundaries, and annex additional territory lying adjacent to said boundaries in any manner provided by law; and

WHEREAS, Texas Local Government Code Section 43.052(h) provides that an area proposed for annexation containing fewer than one hundred (100) separate tracts of land of which one or more residential dwellings are located on each tract is exempted from the state law requirement that an area proposed for annexation first be identified in an annexation plan and not be annexed before the third anniversary of the date that the annexation plan is adopted; and

WHEREAS, the areas described herein that are proposed for annexation contain fewer than one hundred (100) separate tracts of land on which one or more residential dwellings are located on each tract and are, therefore, exempted from the above-described annexation plan requirement; and

WHEREAS, the area subject to this annexation is completely surrounded by incorporated territory of the City of Bay City; and

WHEREAS, the City Council of the City of Bay City believes that it is in the best interest of the City of Bay City to institute annexation proceedings for the areas described herein; and

WHEREAS, the City Council of the City of Bay City, on March 13, 2014, passed and approved Ordinance No. 1496, setting public hearing dates for the proposed annexation; and

WHEREAS, the City Council of the City of Bay City, hereby wishes to amend Ordinance No. 1496, by setting new dates for public hearings on the proposed annexation.

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

Section 1: Ordinance No. 1496 is hereby amended by setting new public hearing dates as follows: On Thursday, the TWELFTH day of JUNE, 2014 at 7:00 p.m. and Thursday, the TWENTY-SIXTH day of JUNE, 2014, at 7:00 p.m., in the City Council Chambers of the City of Bay City, the

Attachment: ORDINANCE NO. - Amend Moore Estates (1453 : Moor Addition)

City Council of the City of Bay City will hold Public Hearings giving all interested persons the right to appear and be heard on the proposed annexation by the City of Bay City, of the following described properties, to wit:

Those Platted Lots located in the Moore Estates, Matagorda County, Texas, that are more particularly described as follows:

Lot 1, Block 1, Moore Estates, Matagorda County, Texas
 Lot 2, Block 1, Moore Estates, Matagorda County, Texas
 Lot 3, Block 1, Moore Estates, Matagorda County, Texas
 Lot 4, Block 1, Moore Estates, Matagorda County, Texas
 Lot 5, Block 1, Moore Estates, Matagorda County, Texas
 Lot 6, Block 1, Moore Estates, Matagorda County, Texas
 Lot 7, Block 1, Moore Estates, Matagorda County, Texas
 Lot 27, Block 1, Moore Estates, Matagorda County, Texas
 Lot 28, Block 1, Moore Estates, Matagorda County, Texas
 Lot 29, Block 1, Moore Estates, Matagorda County, Texas
 Lot 30, Block 1, Moore Estates, Matagorda County, Texas
 Lot 31, Block 1, Moore Estates, Matagorda County, Texas

Section 2: The City Secretary of the City of Bay City is hereby authorized and directed to cause notice of such Public Hearings to be published once in a newspaper having general circulation in the City of Bay City not more than twenty (20) days, nor less than ten (10) days, prior to the date of such Public Hearings, in accordance with Texas Local Government Code Section 43.063(c), as amended.

Section 3: The Director of Public Works of the City of Bay City is hereby authorized and directed to prepare a service plan that provides for the extension of full municipal services to the area to be annexed pursuant to Texas Local Government Code Section 43.065(a).

PASSED AND APPROVED this, the twenty-fourth day of April 2014.

Mark A. Bricker
 Mayor, City of Bay City

ATTEST:

Rhonda Clegg
 City Secretary, City of Bay City

APPROVED AS TO FORM:

George Hyde, City Attorney
City of Bay City
DENTON, NAVARRO, ROCHA,
BERNAL, HYDE & ZECH, P.C.

Attachment: ORDINANCE NO. - Amend Moore Estates (1453 : Moor Addition)

<u>Council Member:</u>	<u>Voted Aye</u>	<u>Voted No</u>	<u>Absent</u>
Julie L. Estlinbaum	_____	_____	_____
Bill Cornman	_____	_____	_____
Chrystal Folse	_____	_____	_____
Steven Johnson	_____	_____	_____
Carolyn Thames, Mayor Pro Tem	_____	_____	_____

Mark A. Bricker, Mayor,
City of Bay City

ATTEST:

Rhonda Clegg, City Secretary

APPROVED AS TO FORM:

Georg Hyde, City Attorney
City of Bay City
DENTON, NAVARRO, ROCHA,
BERNAL, HYDE & ZECH, P.C.



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1452

DISCUSSION ITEM (ID # 1452)

**DISCUSS, CONSIDER AND/OR APPROVE POSSIBLE
HISTORIC COMMITTEE APPOINTMENT OF KRIS HURLEY.**



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1451

DISCUSSION ITEM (ID # 1451)

PROVIDE UPDATE ON ORDINANCE COMMITTEE PROGRESS.



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1448

DISCUSSION ITEM (ID # 1448)

**PROVIDE AN UPDATE ON HENDERSON PARK CONDITION
AND WORK CONDUCTED.**



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1450

DISCUSSION ITEM (ID # 1450)

**PROVIDE UPDATE ON CITY'S USE OF PROPERTY
ADJACENT TO THE BAY CITY COUNTRY CLUB.**



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1449

DISCUSSION ITEM (ID # 1449)

**EXECUTIVE SESSION: PURSUANT TO SECTION 551.074 OF
THE TEXAS GOVERNMENT CODE THE CITY COUNCIL WILL
DELIBERATE ON THE APPOINTMENT & DUTIES OF THE
ASSOCIATE MUNICIPAL JUDGE, DUE TO THE ELECTION
RESULTS FOR THE COUNTY DISTRICT CLERK**



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1446

DISCUSSION ITEM (ID # 1446)

CITY COUNCIL SHALL CONVENE IN CLOSED SESSION TO CONSULT WITH THE CITY ATTORNEY REGARDING LEGAL ISSUES AND TO DELIBERATE REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS WITH TENARIS/MAVERICK TUBE CORPORATION PURSUANT TO TEXAS GOVERNMENT CODE §551.071 AND §551.087.



City Council
1901 5Th Street
Bay City, TX 77414

SCHEDULED

Meeting: 04/24/14 07:00 PM
Department: City Secretary
Category: Report
Prepared By: Rhonda Clegg
Initiator: Rhonda Clegg
Sponsors:
DOC ID: 1447

DISCUSSION ITEM (ID # 1447)

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