



CITY COUNCIL REGULAR MEETING CITY OF BAY CITY

Tuesday, January 27, 2026 at 6:00 PM
COUNCIL CHAMBERS | 1901 5th Street

COUNCIL MEMBERS

Mayor: Robert K. Nelson

Mayor Pro Tem: Jim Folse

Council Members: Benjamin Flores, Bradley Westmoreland, Susan Reardon, Blayne Finlay

Vision Statement

We envision Bay City as a thriving, family-centered community where our citizens can live, work, worship, and play, while welcoming visitors to experience our beautiful environment and diverse culture.

AGENDA

THE FOLLOWING ITEM WILL BE ADDRESSED AT THIS OR ANY OTHER MEETING OF THE CITY COUNCIL UPON THE REQUEST OF THE MAYOR, ANY MEMBER(S) OF COUNCIL AND/OR THE CITY ATTORNEY:

ANNOUNCEMENT BY THE MAYOR THAT COUNCIL WILL RETIRE INTO CLOSED SESSION FOR CONSULTATION WITH CITY ATTORNEY ON MATTERS IN WHICH THE DUTY OF THE ATTORNEY TO THE CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE OPEN MEETINGS ACT (TITLE 5, CHAPTER 551, SECTION 551.071(2) OF THE TEXAS GOVERNMENT CODE).

CALL TO ORDER AND CERTIFICATION OF QUORUM

INVOCATION & PLEDGE

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

Councilman Blayne Finlay

MISSION STATEMENT

The City of Bay City promotes economic growth and invests in quality-of-life initiatives through collaboration. We respond promptly and professionally to residents' concerns and strive to deliver superior municipal services.

Councilman Blayne Finlay

APPROVAL OF AGENDA

PUBLIC COMMENTS

State Law prohibits any deliberation of or decisions regarding items presented in public comments. City Council may only make a statement of specific factual information given in response to the inquiry; recite an existing policy; or request staff place the item on an agenda for a subsequent meeting.

AWARDS AND PROCLAMATIONS

1. **Employee promotions for the 1st Quarter of FY26.** Rhonda Clegg, Human Resources Director

2. **Proclamation celebrating the 10th Anniversary of the Wild Game & Wine Camofest.**
3. **Proclamation honoring the volunteers for their outstanding contributions to the Wild Game & Wine Camofest.**

ACKNOWLEDGEMENT FROM CITY MANAGER

ITEMS / COMMENTS FROM THE MAYOR & COUNCIL MEMBERS

CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

4. Accounts Payables, Direct Payables, and Utility Refunds for October, November, and December 2025
5. Interlocal Agreement between the City of Bay City and Matagorda County for library services for the 2026 year.
6. Interlocal Agreement between the City of Bay City and Matagorda County regarding the Bay City Service Center for the 2026 and 2027 year.
7. Rescission of General Warranty Deed by and between The City of Bay City, Texas and Girl Scouts of San Jacinto Council, a Texas nonprofit corporation (hereinafter referred to as "GSSJC").

DEPARTMENT REPORTS

8. **Parks and Recreation annual report.** Kelly Penewitt, Parks & Rec Manager

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

9. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the re-appointment of Jordan Piwonka and Denise Fortenberry to the Parks and Recreation Advisory Board, City of Bay City, Texas.** Kelly Penewitt, Parks & Recreation Manager
10. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the re-appointments of Cory McCray, Fran Baker, Alice Lowery, Carol Ann Huitt, Kaci Waller, Kristi Lee, Henry Perez, Karen Stephens, and Matthew Morales to the Main Street Historic Preservation Advisory Board.** Tina Israel, Main Street Manager
11. **Resolution ~ Discuss, consider, and/or approve the Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Brad Freeman, Natasha Moreno, Kaci Waller and Shelby Wild to the Tourism Advisory Board.** Samantha Denbow, Communications and Cultural Arts Director
12. **Ordinance ~ Discuss, consider, and/or approve an Ordinance amending the City Code of Ordinances Chapter 14 "Animals"; providing for a cumulative and conflicts clause, providing for a severability clause; and providing for an effective date.** Christella Rodriguez, Chief of Police
13. **Ordinance ~ Discuss, consider, and/or approve an Ordinance of the City of Bay City,**

Texas, revising the Fee Schedule labeled "Appendix B" in the Code of Ordinances of the City of Bay City, Texas; adopting new fees for Chapter 14 "Animals"; providing for repeal; providing for ratification; providing a penalty; providing for severability; and providing an effective date. Christella Rodriguez, Chief of Police

14. **Report ~ Discuss, Consider, and/or Approve the City's Quarterly Financial and Investment Report for the Quarter Ending December 31, 2025. Jennifer Davis, Finance Manager**
15. **Grant ~ Consider and/or approve Amendment No. 1 to Task Order #DR-4485-0221-01 for the Storm Water Management Plan under the Professional Services Agreement between the City of Bay City and GrantWorks Inc. Gabriel Lopez,, Engineering Tech**
16. **Ordinance ~ Discuss, consider, and/or approve an Ordinance of the City Council of the City of Bay City, Texas, ordering a General Municipal Election to be held on May 2, 2026; authorizing the Mayor, or designee, to enter into an agreement with Matagorda County to conduct the General Municipal Election on behalf of the City of Bay City; designating the places and manner of holding the election; providing for the posting and publication of notice; providing a savings clause; providing an open meetings clause; and, providing an effective date. Jeanna Thompson, City Secretary**
17. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Bryan Prochnow and DC Dunham to the Board of Directors to Reinvestment Zone Number One, City of Bay City, Texas. Robert K. Nelson, Mayor**
18. **Appointment ~ Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #1 Board to serve a one (1) year term.**
19. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Bryan Prochnow and DC Dunham to the Board of Directors to Reinvestment Zone Number Two, City of Bay City, Texas. Robert K. Nelson, Mayor**
20. **Appointment ~ Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #2 Board to serve a one (1) year term.**
21. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Bryan Prochnow, County Precinct 1 Commissioner and County Precinct 2 Commissioner to the Board of Directors to Reinvestment Zone Number Three, City of Bay City, Texas. Robert K. Nelson, Mayor**
22. **Appointment ~ Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #3 Board to serve a one (1) year term.**
23. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Craig Hlavinka, Bryan Prochnow, Renee Savage, and**

**Matagorda County Precinct 2 Commissioner to the Board of Directors to
Reinvestment Zone Number Four, City of Bay City, Texas. Robert K. Nelson, Mayor**

24. **Appointment ~ Discuss, consider, and/or approve the appointment of Jim Folse as
Chair for TIRZ #4 Board to serve a one (1) year term.**

CLOSED / EXECUTIVE SESSION

RECONVENE AND ACTION

ITEMS / COMMENTS FROM THE MAYOR, COUNCIL MEMBERS AND CITY MANAGER

ADJOURNMENT

AGENDA NOTICES:

Attendance By Other Elected or Appointed Officials: It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

CERTIFICATION OF POSTING

This is to certify that the above notice of a Regular Called Council Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on **Wednesday, January 21, 2026 before 6:00 p.m.** Any questions concerning the above items, please contact the Mayor and City Manager's office at (979) 245-2137.



Human Resources Department PROMOTION(S) for 1st Quarter

Below is the breakdown of recent promotion for the first quarter of FY26.

Quarter 1 - FY26

- **Library**
 - Adelaide Ellsworth
 - Branch Coordinator to Library Programming Manager
- **Public Works**
 - Amanda Yracheta
 - Administrative Assistant II to Senior Administrative Assistant
- **Police**
 - Nicholas Ybarra
 - Police Cadet to Police Officer



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/15/2026
Prepared By:	Rhonda Clegg	Presented By <i>(if different)</i>	
Department:	Human Resources	Type of Agenda Item:	Award/Proclamation

ITEM TITLE: 1st Quarter Promotions

AGENDA LANGUAGE:

Employee promotions for the 1st Quarter of FY26.

EXECUTIVE SUMMARY/BACKGROUND

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- N/A

RECOMMENDATION:

ATTACHMENTS: Promotion listing



AGENDA REQUEST BUSINESS OF THE CITY COUNCIL CITY OF BAY CITY, TEXAS

Meeting Date:	1/27/2026	Date Submitted:	1/20/2026
Prepared By:	Jennifer Leverett	Presented By <i>(if different)</i>	
Department:	Finance	Type of Agenda Item:	Consent

ITEM TITLE: Accounts Payable

AGENDA LANGUAGE:

Accounts Payables, Direct Payables, and Utility Refunds for October, November, and December 2025.

EXECUTIVE SUMMARY/BACKGROUND

BACKGROUND: Per City Charter Section 4.10 (C)- At least once a quarter, Council shall vote to approve the City expenditures made since the last quarter. These expenditures include Accounts Payable and Utility Billing Refunds. Expenditure details can be found on the City's website.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

Financial Implications: None

RECOMMENDATION: Staff recommends City Council approve the Listing of Accounts Payable and Utility Refunds for October through December 2025.

ATTACHMENTS: October through December 2025 Listing of Accounts Payable and Utility Refunds.

AGENDA ITEM REQUEST FOR CITY COUNCIL APPROVAL

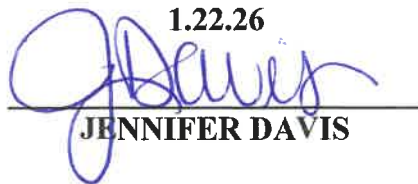
PER CHARTER SECTION 4.10 (C) - AT LEAST ONCE A QUARTER, COUNCIL SHALL VOTE TO APPROVE THE CITY EXPENDITURES MADE SINCE THE LAST QUARTER. EXPENDITURE DETAIL CAN BE FOUND ON THE CITY'S WEB. <https://cityofbaycity.mygovcenter.com>

ACCOUNTS PAYABLE	10/03/25
ACCOUNTS PAYABLE	10/07/25
ACCOUNTS PAYABLE	10/17/25
ACCOUNTS PAYABLE	10/24/25
ACCOUNTS PAYABLE	10/31/25
ACCOUNTS PAYABLE	11/06/25
ACCOUNTS PAYABLE	11/13/25
ACCOUNTS PAYABLE	11/14/25
ACCOUNTS PAYABLE	11/21/25
ACCOUNTS PAYABLE	12/05/25
ACCOUNTS PAYABLE	12/12/25
ACCOUNTS PAYABLE	12/19/25
DIRECT PAYABLES	10/07/25
DIRECT PAYABLES	10/09/25
DIRECT PAYABLES	10/23/25
DIRECT PAYABLES	10/27/25
DIRECT PAYABLES	11/07/25
DIRECT PAYABLES	11/19/25
DIRECT PAYABLES	12/03/25
DIRECT PAYABLES	12/08/25
DIRECT PAYABLES	12/12/25
UTILITY REFUNDS	10/27/25
UTILITY REFUNDS	11/07/25

RESPECTFULLY SUBMITTED

FINANCE MANAGER

1.22.26


JENNIFER DAVIS



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/20/2026
Prepared By:	Samantha Denbow	Presented By <i>(if different)</i>	
Department:	Library	Type of Agenda Item:	Regular

ITEM TITLE: Library Services Interlocal

AGENDA LANGUAGE:

Agreement ~ Discuss, consider, and/or approve an Interlocal Agreement between the City of Bay City and Matagorda County for library services for the 2026 year.

EXECUTIVE SUMMARY/BACKGROUND

BACKGROUND: The City assumed the Management & Operation of the Bay City Public Library and the Sargent Library. Both locations benefit the County residents. In return, the County provides funding each year. The agreement is effective January 1, 2026 through December 31, 2027.

IMPACT ON COMMUNITY SUSTAINABILITY: The Bay City Library is an active and responsive part of the community by supporting citizens, local businesses & institutions through its numerous events and programs. The Library leads as a Civic Educator, Conversation Starter, Community Bridge, & Visionary.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☒		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

County contributes \$200,000.

RECOMMENDATION: Staff recommend that City Council approve the interlocal.

ATTACHMENTS: Interlocal for Library Services

INTERLOCAL AGREEMENT BETWEEN
MATAGORDA COUNTY AND CITY OF BAY CITY
REGARDING THE BAY CITY PUBLIC LIBRARY 2026

THIS INTERLOCAL AGREEMENT (“Agreement”) is made between MATAGORDA COUNTY, having its principal place of business at 1700 7th Street, Bay City, Matagorda County, Texas 77414, referred to as “County,” and CITY OF BAY CITY, having its principal place of business at 1901 5th Street, Bay City, Matagorda County, Texas, 77414, referred to as “City.”

WITNESSETH:

WHEREAS, Chapter 791, entitled the Interlocal Cooperation Act of the Texas Government Code provides that local governments may contract with one another to increase the efficiency and effectiveness of their governmental services and functions; and

WHEREAS, County and City are separate governmental entities; and

WHEREAS, County and City find it mutually beneficial and in the public interest for County to participate with an established library to provide library services; and

WHEREAS, City has the necessary personnel and is willing to assume the management and operation of the Bay City Public Library; and

WHEREAS, the parties desire to undertake a governmental function or service in which the parties do not have any pecuniary purpose, and there is no profit motive; and the only purpose of the contract is to further the public good; and

WHEREAS, County has authority under Section 323.011 of the Texas Local Government Code to contract with an established library to provide library services within the county.

NOW, THEREFORE, County and City, in consideration of the mutual promises and covenants contained in this Agreement, do agree as follows with respect to County’s contribution to the operation of the Bay City Public Library:

ARTICLE 1. LEGAL AUTHORITY

Each party warrants that it possesses adequate legal authority to enter into this Agreement. The governing body of each party has authorized its respective signatory officials to enter into this Agreement and bind each party to the terms of this Agreement and any subsequent amendments thereto.

ARTICLE 2. APPLICABLE LAW

County and City agree to conduct all activities under this Agreement in accordance with all applicable rules, regulations, ordinances and laws in effect or promulgated during the term of this Agreement.

ARTICLE 3. WHOLE AGREEMENT

This Agreement, as provided herein, constitutes the complete agreement between the parties hereto, and supersedes any and all oral and written agreements between the parties relating to matters herein. Except as otherwise provided herein, this Agreement cannot be modified without written consent of the parties.

ARTICLE 4. TERM OF AGREEMENT

This Agreement is effective for the term beginning January 1, 2026, through December 31, 2026. The term may be extended for an additional term or terms upon the Agreement of the parties which agreement shall be in writing signed by the parties on or before the last day of the term or any extensions thereof.

ARTICLE 5. SCOPE OF AGREEMENT

This Agreement covers the annual amount that County will pay to the City out of the general fund of the county to provide library services at the Bay City Public Library.

ARTICLE 6. PAYMENTS FROM CURRENT REVENUES

County shall make all payments pursuant to this agreement from current revenues available to County in accordance with § 791.011 of the Texas Government Code.

ARTICLE 7. CONTROL, DIRECTION AND MANAGEMENT

By entering into this Agreement, the parties do not intend to form a joint enterprise.

At no time will the parties have an equal or mutual right of control. At all times City reserves its superior right to control the direction and management of the enterprise solely for liability purposes under this Agreement and/or solely by virtue of the City's undertaking the responsibility of managing the Bay City Public Library.

ARTICLE 8. GENERAL DUTIES OF COUNTY AND CITY

County shall provide funding in the amount of \$200,000.00 in 2026, subject to budget approval of the Matagorda County Commissioners Court. County's involvement in the library is

limited to providing funding. County shall have no responsibility for performing any other duties or providing any other resources.

Payment will be made by County in equal quarterly payments made on or before January 31st, April 30th, July 31st and October 31st, and mailed to City at the address provided below.

This obligation is contingent on the City managing and operating the library. In the event the City does not manage and operate the library, then County will cease contributions immediately.

ARTICLE 9. DUTIES OF COUNTY AND CITY FOR SARGENT BRANCH

County shall provide space for the Sargent Library within the VFW building, 20305 FM 457 Hwy, Bay City, TX 77414, owned by County. The space allocated to the Sargent Library is reflected in the diagram attached as Exhibit.

County shall manage the project including, but not limited to, conducting, coordinating, and scheduling project activities and assuring quality control.

County shall maintain documentation and records for the improvements and provide them to the City and/or Friends of the Sargent Library upon request.

County shall conduct renovations according to the designs prepared and approved by the City. If an issue arises with the design, the County shall obtain the City's approval for changes.

County shall be responsible for the maintenance and repairs of the building.

County will provide property coverage for the building and County contents. The County will not be liable for any loss, damage or theft of any property of the City or others kept or stored in the library space.

City shall be responsible for the cost of any repairs to the premises or damages caused by misuse or negligence of the library employees or their guests or invitees.

City shall be responsible for maintaining their area neat and orderly. City shall be responsible for the electricity on the library space.

ARTICLE 10. CHANGES AND AMENDMENTS

Any alterations, additions, or deletions to the terms of this Agreement which are required by changes in federal and state law or regulations are automatically incorporated into this Agreement without written amendment hereto, and shall become effective on the date designated by such law or regulations.

The parties hereto may alter or amend this Agreement. Such amendments that are mutually agreed upon by City and County in writing shall be incorporated into this Agreement.

ARTICLE 11. SEVERABILITY

All parties agree that should any provision of this Agreement be determined to be invalid or unenforceable, such determination shall not affect any other term of this Agreement, which shall continue in full force and effect.

ARTICLE 12. TITLES NOT RESTRICTIVE

The titles assigned to the various sections of this Agreement are for convenience only and are generally descriptive of the matters following. Titles shall not be considered restrictive of the subject matter of any section or part of this Agreement.

ARTICLE 13. VENUE

Venue and jurisdiction of any suit, or cause of action arising under or in connection with this Agreement shall lie exclusively in Matagorda County, Texas.

ARTICLE 14. NOTICES

All notices required by this Agreement shall be delivered in person or by United States mail, postage prepaid, and shall be addressed:

To Matagorda County:

Matagorda County
Attn: County Judge
1700 7th Street, Room 301
Bay City, Texas 77414

To Bay City:

City of Bay City
Attn: Robert K. Nelson
1901 5th Street
Bay City, Texas 77414

[SIGNATURE PAGE FOLLOWS]

AGREED to and ADOPTED by the Commissioners Court of Matagorda Texas on the ____ day of _____, 2026.

ATTEST:

MATAGORDA COUNTY

STEPHANIE WURTZ
COUNTY CLERK

By: BOBBY SEIFERMAN
COUNTY JUDGE

AGREED to and ADOPTED by governing body of the City of Bay City on the ____ day of _____, 2026.

ATTEST:

CITY OF BAY CITY

JEANNA THOMPSON
CITY SECRETARY

By: ROBERT K. NELSON
MAYOR



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/23/2026
Prepared By:	Scotty Jones	Presented By <i>(if different)</i>	
Department:	Administration	Type of Agenda Item:	Consent

ITEM TITLE: Service Center Interlocal

AGENDA LANGUAGE:

Agreement ~ Discuss, consider, and/or approve an Interlocal Agreement between the City of Bay City and Matagorda County regarding the Bay City Service Center.

EXECUTIVE SUMMARY/BACKGROUND

Beginning in 2000, the County provided monetary support of \$3,591 annually to be used for repairs and maintenance at the request of Mrs. Gusman. This was prior to the City being deeded the property in May of 2009.

Since then, the County has honored the same commitment. This contract/agreement was updated in 2020 to reflect the change in ownership (i.e. removing the “Independent Contractor” language; removing the County having “sufficient control” to “sufficient observation” to insure public purpose is served)

Term: January 1, 2026 through December 31, 2027

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☒		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

County contributes \$3,591.

RECOMMENDATION: Staff recommend that City Council approve the interlocal.

ATTACHMENTS: Interlocal between City and County regarding Service Center

Revised February 13, 2025

**Contract with City of Bay City - Service Center
FY 2026 and FY 2027**

This Agreement is made and entered into by and between Matagorda County (“the County”), a Texas county, and the City of Bay City, (“City”) regarding the Bay City Service Center, which is a recreational or cultural facility under Chapter 301 of the Texas Local Government Code.

WITNESSETH

WHEREAS, Bay City Service Center is a recreational or cultural facility located within Matagorda County and providing services to residents of Matagorda County;

WHEREAS, the County is authorized by Chapter 301 of the Texas Local Government Code to expend funds for recreational or cultural facilities jointly with a municipality;

WHEREAS, the parties are undertaking a governmental function or service, the parties do not have a pecuniary purpose, let alone a common one; and there is no profit motive; and the only purpose of the contract is to further the public good;

WHEREAS, the County believes the Service Center is a great asset to the public and is committed to ensure the building stays in good repair for use by residents and non-profits.

WHEREAS, the City agrees to allow the County to exercise sufficient observation to insure that a public purpose is served and that the funds are used solely for the Bay City Service Center.

NOW THEREFORE, in consideration of the mutual covenants contained herein the County and City agree as follows:

I. TERM OF CONTRACT

This Agreement is effective for the term beginning January 1, 2026, through December 31, 2027. The term may be extended for an additional term or terms upon the Agreement of the parties which agreement shall be in writing signed by the parties on or before the last day of the term or any extensions thereof.

II. PAYMENT TERMS

The County agrees to provide THIRTY FIVE HUNDRED NINETY ONE AND NO/100 DOLLARS (\$3,591.00) annually to the City provided such funds are utilized by the City for the maintenance and repair of the Bay City Service Center. The County further agrees that payment of such funds will be made in an annual installment made by the County to the City on or before the 28th day of February, of each year during the term of this Agreement or any extension thereof. The Matagorda County Commissioners Court, at any regular or special session, may increase or decrease funding to The City, as deemed appropriate by County.

III. CITY OF BAY CITY OBLIGATIONS

The City agrees that the money contributed by the County shall be dedicated to the maintenance and repair of the Bay City Service Center.

The City agrees to continue to allow the County the ability to utilize the Bay City Service Center for public purposes such as elections at no cost.

The City agrees to prepare and present to the Commissioners Court a complete financial statement about the condition of the facility and a proposed budget for the anticipated financial needs of the facility for the next year as set forth in § 301.007 of the Texas Local Government Code.

V. SPECIFIC PERFORMANCE

It is understood that the County is contracting with the City and that all of the services to be performed under this Agreement shall be performed by the City and by no other person. The City shall not make, in whole or in part, any assignment of this Agreement or of any duty or obligation of performance hereunder.

VI. INDEMNIFICATION

The City will indemnify and hold harmless Matagorda County, its officers, agents, servants and employees from and against any and all suits, actions, legal proceedings, claims, demands, damages, costs, expenses and attorneys' fees arising out of a willful or negligent act or omission of the City, its officers, agents, servants and employees; provided, however, that the City shall not be liable for any suits, actions, legal proceedings, claims, demands, damages, costs, expenses, and attorneys' fees arising out of the award of this contract or a willful or negligent act or omission of the County, its officers, agents, servants and employees.

VII. LAWFUL CONDUCT

In performing the services hereunder, The City agrees to comply with all applicable federal, state, and local laws, regulations, rules, and ordinances now in effect or that may hereafter be promulgated; provided, however, that the general specifications shall govern the obligations of the City where there exists conflicting ordinances of the County on the subject. The City specifically agrees to not discriminate against any person because of race, sex, age, creed, color, religion or national origin.

VIII. TERMINATION AND NOTICES

Notwithstanding anything herein to the contrary, or that may be construed to the contrary, it is understood and agreed that if either party hereto refuses or fails to timely perform any one or more of the undertakings and obligations that are to be performed hereunder, the other party shall have the right to terminate this Agreement upon 10 days written notice to the defaulting party. Within 10 days after the effective date of this termination, The City shall submit its final statement for the month in which termination occurs in the manner set out above for monthly statements.

The term of this Agreement may be terminated by either party giving the other party 30 days written notice of termination thereof. Any notice permitted or required to be given hereunder to The City may be given by registered or certified United States Mail, postage prepaid, return requested, addressed to:

City of Bay City
1901 5th Street
Bay City, Texas 77414

Any notice permitted or requested to be given hereunder to County may be given by registered or certified United States Mail, postage prepaid, return receipt requested, addressed to:

Matagorda County Commissioners Court
1700 Seventh Street, Room 301
Bay City, Texas 77414

Any notice mailed by registered or certified United States Mail, return receipt requested, as herein above provided, shall be deemed given upon deposit in the United States Mail.

IX. UNLAWFUL PROVISIONS

In case any one or more of the provisions contained in this Agreement will for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability will not affect any other provisions hereof and this Agreement will be construed as if such invalid, illegal, or unenforceable provisions had never been contained herein. Notwithstanding anything contained herein to the contrary, no party to this Agreement will be required to perform or render any services hereunder, the performance or rendition of which would be violation of any laws, rules or regulations relating hereto.

X. IMMUNITY

County does not waive or relinquish any immunity or defense on behalf of itself, its trustees, officers, employees, and agents as a result of its execution of this Agreement and performance to the covenants contained herein. The County specifically reserves any claim it may have to sovereign, qualified, or official immunity as a defense to any action arising in conjunction with this Agreement.

XI. ATTORNEYS FEES AND COSTS

If any action at law or in equity, including an action for declaratory relief, is brought to enforce or interpret the provisions of this Agreement, the prevailing Party will be entitled to recover all costs of court including, without limitation, reasonable attorney's fees from the other Party, which attorney's fees may be set out by a court in a trial such action or may be enforced in a separate action brought for that purpose, and which fees will be in addition to any other relief which may be awarded.

XII. ENTIRE AGREEMENT

This instrument contains the entire agreement between the parties hereto relating to the rights herein granted and the obligations herein assumed. Any oral representations or modifications concerning this instrument shall be of no force or effect excepting a subsequent modification in writing signed by all the parties hereto.

EXECUTED on this the _____ day of _____ 2026.

ATTEST:

COUNTY OF MATAGORDA

Stephanie Wurtz, County Clerk

Bobby Seiferman, County Judge

ATTEST:

CITY OF BAY CITY

Jeanna Thompson, City Secretary

Robert K. Nelson, Mayor of Bay City



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/6/2026
Prepared By:	J Thompson	Presented By <i>(if different)</i>	Scotty Jones
Department:	Administration	Type of Agenda Item:	Consent

ITEM TITLE: Rescission of General Warranty Deed

AGENDA LANGUAGE:

A Rescission of General Warranty Deed by and between The City of Bay City, Texas and Girl Scouts of San Jacinto Council, a Texas nonprofit corporation (hereinafter referred to as “GSSJC”).

EXECUTIVE SUMMARY/BACKGROUND

On September 26, 2023, the City executed a General Warranty Deed to convey to “Girl Scout Troop 156085,” real property, PID #25545. Girl Scout Troop 156085 has disbanded since the date of the Deed and did not have the legal capacity to contract or own property per Girl Scout of the San Jacinto Council and the GSSJC rescinded the deed.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☐		☐
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- n/a

RECOMMENDATION: Approve the Rescission

ATTACHMENTS: Rescission of General Warranty Deed, Deed from 2023, Property Tax Exemption

STATE OF TEXAS §

COUNTY OF MATAGORDA §

RESCISSION OF GENERAL WARRANTY DEED

This Rescission of General Warranty Deed (“Rescission”) is entered into by and between The City of Bay City, Texas (hereinafter referred to as the “City”) and Girl Scouts of San Jacinto Council, a Texas nonprofit corporation (hereinafter referred to as “GSSJC”).

On September 26, 2023, the City, as Grantor, executed a General Warranty Deed (the “Deed”), purporting to convey to “Girl Scout Troop 156085,” as grantee, the real property described on Exhibit A attached hereto (the “Property”).

The Deed was recorded on October 16, 2023 in the Official Records of Matagorda County, Texas as document number 6101 with receipt number 20231016000017.

GSSJC governs all individual Girl Scout troops within the San Jacinto Council, including Girl Scout Troop 156085 (which has disbanded since the date of the Deed). The CEO and his/her designee have the sole authority to execute all contracts and other instruments on behalf of all Girl Scout troops within the San Jacinto Council. Further, under GSSJC’s charter from the Girl Scouts of the USA, troops are specifically prohibited from owning property. The City and GSSJC acknowledge and agree that “Girl Scout Troop 156085” was not an entity with legal capacity to contract or own property and the Deed is therefore void as a conveyance of the Property. Accordingly, the City and GSSJC hereby confirm by execution of this instrument that the Deed is void and the Property remains (and has been since the date of the Deed) the property of the City.

The parties hereto have executed this Rescission as of the dates set forth in the acknowledgements below to be effective as to September 26, 2023.

GSSJC:

Girl Scouts of San Jacinto Council

By: _____
Name: _____
Title: _____

Acknowledgement

State of Texas §
 §
County of Harris §

Before me, the undersigned Notary Public, on this day personally appeared _____, who, is personally known to me (or proved to me on the oath of _____ or through driver's license) to be the person whose name is subscribed for the foregoing instrument, and who has acknowledged to me that he/she executed the instrument for the purposes and considerations expressed.

Given under my hand and seal of office on this ____ day of _____, 2026

Notary Public in and for the State of Texas

THE CITY:

City of Bay City, Texas

By: _____

Name: _____

Title: _____

Acknowledgement

State of Texas §

§

County of Matagorda §

Before me, the undersigned Notary Public, on this day personally appeared _____, who, is personally known to me (or proved to me on the oath of _____ or through driver's license) to be the person whose name is subscribed for the foregoing instrument, and who has acknowledged to me that he/she executed the instrument for the purposes and considerations expressed..

Given under my hand and seal of office on this ____ day of _____, 2026

Notary Public in and for the State of Texas

Exhibit A

Lots Nine (9), Ten (10), Eleven (11) and Twelve (12), in Block Numbered One Hundred Forty-Five (145) in the Town of Bay City, Matagorda County, Texas, also being described in partial in Warranty Deed dated August 30, 1932 from Henry Rugeley and T.J. Poole to City of Bay City, recorded in Volume 95, Pages 216-217 of the Deed Records of Matagorda County, Texas.

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

General Warranty Deed

Date: September 26, 2023

Grantor: City of Bay City, Texas

Grantor's Mailing Address:

1901 5th Street
Bay City, Texas 77414

Grantee: Girl Scout Troop 156085

Grantee's Mailing Address:

57 Woodside Drive
Bay City, Texas 77414

Consideration:

Cash and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

Property (including any improvements):

Lots Nine (9), Ten (10), Eleven (11) and Twelve (12), in Block Numbered One Hundred Forty-Five (145) in the Town of Bay City, Matagorda County, Texas, also being described in partial in Warranty Deed dated August 30, 1932 from Henry Rugeley and T. J. Poole to City of Bay City, recorded in Volume 95, Pages 216-217 of the Deed Records of Matagorda County, Texas.

Reservations from Conveyance:

1. Grantee must allow the improvements owned by the Girl Scouts to remain and operate on the property for so long as the Girl Scouts own the improvements located thereon. Upon the building being removed or destroyed, the property will revert to the ownership of the Grantor.
2. A utility and drainage easement to allow Grantor herein to access either or both sides of Cottonwood Creek through the Property conveyed herein and access to any water and sewer lines owned by Grantor, for the purpose of constructing, maintaining, altering, operating, and repairing water and sewer utilities and the maintenance of a drainage easement through Cottonwood Creek.

Exceptions to Conveyance and Warranty: None, except all easements, restrictions and reservations or any other documents appearing of record affecting the above described property.

Grantor, for the Consideration and subject to the Reservations from and Exceptions to Conveyance and Warranty, grants, sells and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any way belonging, to have and hold unto Grantee, Grantee's successors and assigns forever. Grantor binds Grantor and Grantor's successors and assigns to warrant and forever defend all and singular the Property to Grantee and Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the Reservations from and Exceptions to Conveyance and Warranty.

When the context requires, singular nouns and pronouns include the plural.

This Deed was prepared with information provided by the parties. Roberts, Odefey, Witte & Wall, LLP, Attorneys at Law, did not perform any title research. Our preparation of these documents did not include research as to ownership of the property, encroachments, taxes, judgments or other liens, or access to the property. This law firm has undertaken no duty with respect to the quality or quantity of the title or other interest. This law firm will not act as the reporting agent for IRS 1099 S reporting requirements.

SIGNED this 26th day of September, 2023.

CITY OF BAY CITY, TEXAS



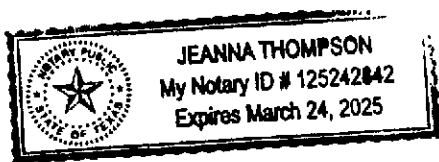
By: Robert K. Nelson, Mayor

STATE OF TEXAS §
 §
COUNTY OF MATAGORDA §

CERTIFICATE OF ACKNOWLEDGMENT

Before me, the undersigned Notary Public, on this day personally appeared Robert K. Nelson, Mayor, City of Bay City, Texas who is personally known to me (or proved to me on the oath of _____ or through _____) to be the person whose name is subscribed to the foregoing instrument, and who has acknowledged to me that he executed the instrument for the purposes and considerations expressed.

Given under my hand and seal of office on this 26th day of September, 2023.


Notary Public, State of Texas

AGREED TO AND ACCEPTED BY:

GIRL SCOUT TROOP 156085

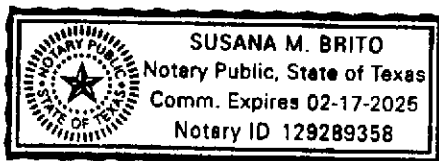
Alisha Cornett
By: Alisha Cornett, Troop Leader

STATE OF TEXAS §
 §
COUNTY OF MATAGORDA §

CERTIFICATE OF ACKNOWLEDGMENT

Before me, the undersigned Notary Public, on this day personally appeared Alisha Cornett, Troop Leader, Girl Scout Troop 156085, who is personally known to me (or proved to me on the oath of _____ or through DRIVER'S LICENSE) to be the person whose name is subscribed to the foregoing instrument, and who has acknowledged to me that she executed the instrument for the purposes and considerations expressed.

Given under my hand and seal of office on this 13 day of October, 2023.



Susana M. Brito
Notary Public in and for the State of Texas

PREPARED IN THE OFFICE OF:

Roberts, Odefey, Witte & Wall, LLP
P.O. Box 9
Port Lavaca, Texas 77979

AFTER RECORDING RETURN TO:

Roberts, Odefey, Witte & Wall, LLP
P.O. Box 9
Port Lavaca, Texas 77979

**Matagorda
County
Stephanie Wurtz
Matagorda County
Clerk**

***** THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 6101
Receipt Number: 20231016000017
Recorded Date/Time: October 16, 2023 01:28 PM
User: Gloria C
Station: Gloria Gonzalez
Number of Pages: 4

Record and Return To:

CSC
919 N 1000 West

Logan UT 84321



STATE OF TEXAS
COUNTY OF MATAGORDA

I hereby certify that this Instrument was FILED In the File Number sequence on the date/time
printed hereon, and was duly RECORDED in the Official Records of Matagorda County, Texas.

Stephanie Wurtz
Matagorda County Clerk
Matagorda County, TX

Stephanie Wurtz

Matagorda County Appraisal District

2225 Avenue G
Bay City, TX 77414
979-244-2031

12/22/25

GIRL SCOUT TROOP 156085
~~57 OODSIDE DR-~~
~~BAY CITY TX 77414~~

Property ID # 25545

Legal Description: BAY CITY ORIGINAL TOWNSITE, BLOCK 145, LOT 9-12:

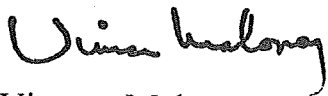
RE: Youth Development Organization

Dear Mrs. Clark,

This letter is to inform you that the request under Tax Code 11.19 for the Girl Scout Troop 156085 has been granted for 2024 & 2025.

If you have any questions regarding this matter, please contact the Matagorda County Appraisal District at (979)244-2031 and reference this letter and PID number.

Sincerely,



Vincent Maloney
Chief Appraiser



AGENDA REQUEST BUSINESS OF THE CITY COUNCIL CITY OF BAY CITY, TEXAS

Meeting Date:	1/27/2026	Date Submitted:	1/20/2026
Prepared By:	Kelly Penewitt	Presented By <i>(if different)</i>	
Department:	Parks and Recreation	Type of Agenda Item:	Department Report

ITEM TITLE: Parks and Recreation Report

AGENDA LANGUAGE:

Parks and Recreation Yearly Update

EXECUTIVE SUMMARY/BACKGROUND

Power Point – Update for Parks and Recreation

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☒		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

This section should include information such as:

- *NA*

RECOMMENDATION:

ATTACHMENTS: Presentation

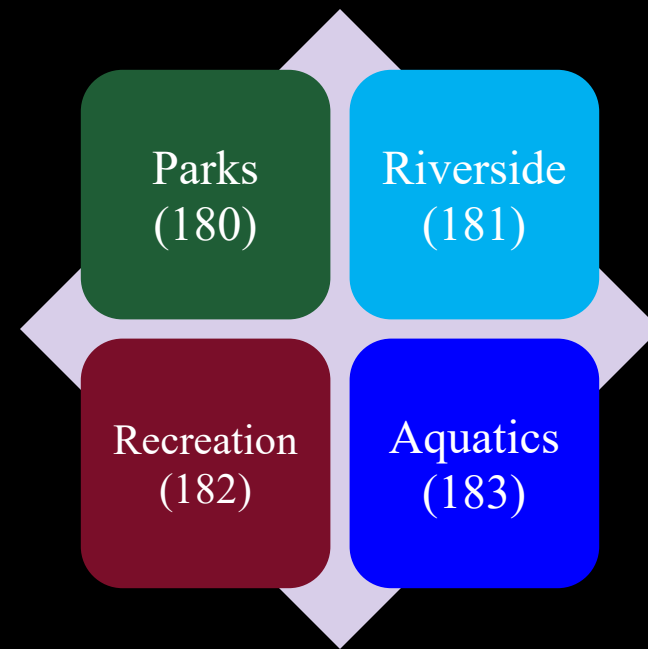
A group of people, including children and an adult, are playing flag football on a grassy field in a park. The background is filled with dense green trees. In the foreground, a girl in a red tank top and dark shorts stands with her back to the camera. To her right, a boy in a blue shirt and black shorts is running. Further right, a man in a light blue polo shirt and jeans is running with a flag in his hand. Other children are scattered across the field, some running and some on the ground. The scene is lively and captures a moment of active play.

Parks & Recreation

Get Out and Play in Bay City!



Parks and Recreation Overview



Our Wins!

Keep Bay City Beautiful
Full Affiliate

PAR Board – Re-established

NRPA's Supporting Healthy Aging Through Parks and Recreation 5.0 (SHAPR 5.0) Grant

Walk With Ease Program

Tribune

#1 Favorite Park – Riverside Park
Runner Up – Le Tulle Park

Buddy Benches

recycled over 2,000 pounds of #2 plastics
Received 2 benches

STP Give Back Day

Riverside Park

Winter

Clearing of Wilderness Trail

Le Tulle Park

Spring

Floating islands and dock rehab

LCRA – STEP Day

2025 - Riverside Park

Raised Garden Beds

2026 – Le Tulle Park

Raised Garden Beds

NexTrex Recycling Challenge

400 pounds of plastic film collected

Goal 2,000 pounds

Latest Wins!

Rally on River

HGAC – Certificate of Recognition

Texas Parks and Wildlife Paddling Trail

Site selected

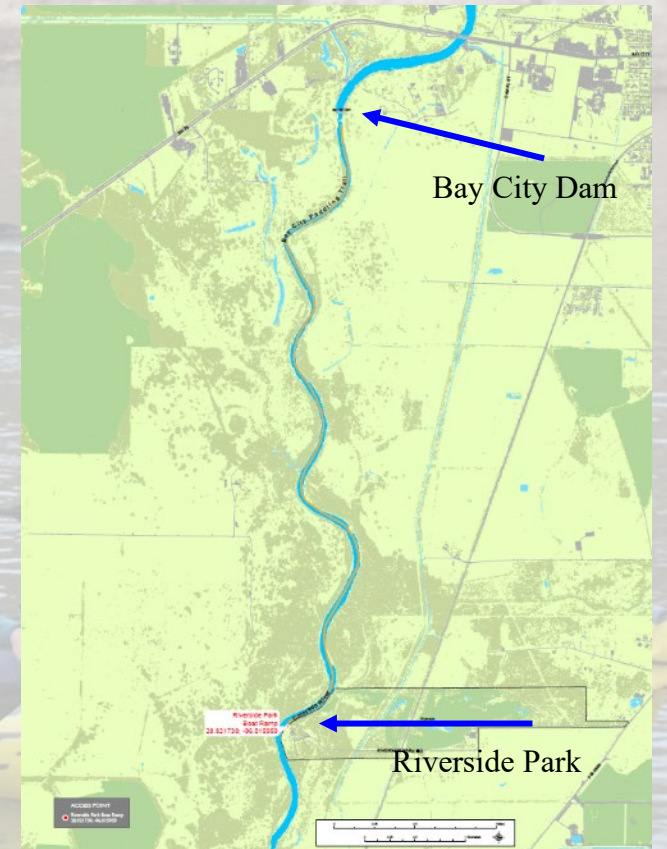
January 2026

Grand Opening

Rally on the River

April 25th

9 a.m.



Projects

Park Lighting

Le Tulle Park

Lights installed along road Westside to Eastside

Liberty Park

Solar Lighting installed

Sports Field Lighting

Ongoing

Sports Complex – Multi-Use Field

Quoting

Pressure Washing

All facilities

Liberty Gazebo

Quoting repairs

Riverside

Wi-Fi

in progress

Boat Ramp Dredge

March 2026

Building Posts

Researching who can repair/replace

Landscaping

Armory

Liberty

Train Depot

Caboose

Grants

LCRA – Due January 31st

TPWD Boating Access Grant Phase 1 – Due February 2nd

T-Mobile grant – researching



Barkway

New toys installing in February/March – small dog side

Large dog side toys – quoting

Sports Complex – Football Field Lighting

Quoting lights

USO Chimney & Corner Flat Roof

Quoting

PROS Master Plan

June 2026 - RFQ

Le Tulle Entry Signage

Design



Parks



Facility Usage Non-City

Reservations Pavilions & Parks

Facility	January	February	March	April	May	June	July	August	September	October	November	December	Total
Le Tulle Park													
Westside		2	2	2		1	2	3	2	2	4	1	21
Eastside						2		2			1		5
Lakeview	2		3	3	3	4	6	2	2	4	5	1	29
Entire Park													
Amistad			2	2	6	4		4	2	2	1		23
Duncan			2	2			2	1		1	1		9
Liberty					1								1

Reservations Buildings

Facility	January	February	March	April	May	June	July	August	September	October	November	December	Total
USO													
North (Library)			1	15	1				1	15	4		36
South (Gusman)	1	1	2	2	1	1	1		1				10
Lobby													
Kitchen													
Dining Room													
Entire Building	1	1	2	2	1	1	1		1		1	5	16
Train Depot	3	5	6	6	6	3	4	5	2	6	5	6	57

Reservations - Fields: Non- YSA Usage

Facility	January	February	March	April	May	June	July	August	September	October	November	December	Total
Sports Complex													
Field #1							1		2				3
Field #3							1		2				3
Pavilion		1					1		1				3
Concession Stand													
Mary Withers													
Volleyball Court					1								1
Frahms Field			1	1									2
Community Park													
Joe Davis Field						1						4	4
Pickleball Court								6					6
Basketball Court													

City-Sponsored Program & Event Usage

Facility	January	February	March	April	May	June	July	August	September	October	November	December	Total
Le Tulle Park													
Entire Park				1			1				1	1	4
Liberty					1								1
USO													
North (Library)	2	9											11
South (Gusman)													
Lobby													
Kitchen													
Auditorium	11	9	13	13	12	13	12	13	12	18	12	17	155
Dining Room													
Entire Building		1		4	1		3		2	1		3	15
Train Depot						1			1				2

Riverside Park



The background image shows a park setting with a food trailer on the left and a white pickup truck on the right. A green GFL environmental bin is in the foreground. The text 'Programs & Events' is overlaid in a large, blue, serif font at the bottom left.

Programs & Events

Zombie Run
Christmas in the Park
Wilderness Trail of Lights
First Hike
Wilderness Run
Smoke Off
Rally on the River
Fishing Tournament
Texas Snowball Fight
Movies in the Park
Arts & Crafts
SeniorFish
Go Wild!
Fishing 101

Facility Usage

	January	February	March	April	May	June	July	August	September	October	November	December	Total
Colorado Cove	179	97	366	446	410	311	340	365	334	478	516	311	4,153
Wilderness Area		12	64	92	61	16	48	46	63	97			499
Pavilions													
Tejas			5	7	6	3	5	6	4	3	5	1	45
Colorado Cove			2	2		1	2	1	1		1		10
Group Primitive		2	1	4						3			10
Other Areas		2	5	2	1	2	2	1	1	5	3	12	36
Events & Programs		46	859	65	10	1	32	1	11	174	19	4,551	5,777
Day Use Passes	43	54	59	207	351	272	236	207	136	101	75	83	1,824
Yearly Passes		3	3	9	10	7	4	7	9	1	4	3	60











Recreation



Events



2025 Events

Polar Plunge

Movies in the Park

Wilderness Run

Campfire Stories

Smoke Off

EGG-Stravaganza

Senior Prom with EAC

Fishing Tournament

Rally on the River

Mother's Day Concert

Freedom Fireworks

Touch A Truck

Zombie Run

HomeTown Christmas Celebration

Lighted Parade

Christmas in the Park

Wilderness Trail of Lights

Jingle Jog

Participation

Event	2024	2025	2026
Polar Plunge	11	3	13
Movies in the Park	80	330	
Wilderness Run	10	21	
Campfire Stories		65	
Smoke Off	550	600	
EGG-Stravaganza	2,250	2,750	
Senior Prom with EAC	65	82	
Fishing Tournament	7	15	
Rally on the River	32	65	



Event	2024	2025	2026
Mother's Day Concert	15	35	
Freedom Fireworks	2,150	2,750	
Great Texas Snowball Fight	30	76	
Touch A Truck	750	900+	
Zombie Run		35	
HomeTown Christmas Celebration			
Lighted Parade	950	1,000	
Christmas in the Park	325	350	
Wilderness Trail of Lights	3,250	4,051	
Jingle Jog		32	























Movies in the Park

“Moana”
“Minions”

Friday, February 20th
Friday, March 13th

6:30 p.m.
6:30 p.m.

Le Tulle Park
Riverside Park

Wilderness Run

Saturday, February 7th

9:30 a.m.

Riverside Park

Campfire Stories

Saturday, March 6th

6:30 p.m.

Riverside Park

Smoke Off

Friday & Saturday, March 27th and 28th

Riverside Park

EGG-Stravaganza

Good Friday, April 3rd

12 noon - 3 p.m.

Le Tulle Park

Senior Prom with EAC

Thursday, April 16th

Time TBA

USO

Cast & Conquer - Fishing Tournament

Friday & Saturday, April 24th and 25th

Riverside Park

Rally on the River

Saturday, April 25th

9 a.m. - 1 p.m.

Riverside Park

Moms, Music & Mild Mischief

Sunday, May 10th

4 p.m. - 6 p.m.

Liberty Park

Summer Unleashed (Staff on Standby)

Saturday, May 30th

10 a.m. - 1 p.m.

Amistad Park

Star Spangled Sprint

Saturday, June 13th

10 a.m.

Le Tulle Park

Freedom Fireworks

Saturday, July 4th

6 - 10 p.m.

Le Tulle Park

The Last Controlled Chaos

Saturday, August 8th

10 a.m. - 1 p.m.

Duncan Park

Touch A Truck

Saturday, September 12th

10 a.m. - 2 p.m.

Sports Complex

Upcoming
Events



Programs

Senior-Cize

SeniorFish

Area Agency on Aging Programs

Bingo-Cize

Tai Chi for Health

EAC Program

Empowering Seniors

Walk With Ease – coming soon

Go Wild

Fishing 101

Participation

Program	2024	2025	2026
Senior-Cize	1,540	1,962	
SeniorFish		53	
Bingo-Cize		120	
Tai Chi for Health		105	
Empowering Seniors		0	
Walk With Ease			
Go Wild	100	106	
Fishing 101	25	13	



YSA's

Girls Softball

Girls Softball Field

Little League

Little League Fields

Joe Davis Field

Sports Complex Field #2

Youth Soccer

Hardeman Park

Lil' Dribblers

Support with Advertising





Aquatics



Managed by YMCA

	May	June	July	August
Children				
Adults				
Under 2				
Aqua-cize				
Swim Lessons				
Total				



Questions?

Get Out and Play in Bay City!



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	01/16/2026
Prepared By:	Kelly Penewitt	Presented By <i>(if different)</i>	
Department:	Parks and Recreation	Type of Agenda Item:	Regular

ITEM TITLE: Parks and Recreation Advisory Board Re-Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the re-appointment of Jordan Piwonka and Denise Fortenberry to the to the Parks and Recreation Advisory Board.

EXECUTIVE SUMMARY/BACKGROUND

Re-appointing two original members of the Parks and Recreation Advisory Board to serve on the board re-established on October 14, 2025.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☒		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

NA

RECOMMENDATION: To approve the re-appointment of Jordan Piwonka and Denise Fortenberry to the to the Parks and Recreation Advisory Board.

ATTACHMENTS: Resolution

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE RE-APPOINTMENT OF JORDAN PIWONKA AND DENISE
FORTENBERRY TO THE PARKS AND RECREATION ADVISORY BOARD,
CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Parks and Recreation Advisory Board, City of Bay City, Texas on October 14, 2025 under City Ordinance Number 1764; and

WHEREAS, City Ordinance Number 1764 created a seven to nine member Board for the Parks and Recreation Advisory Board; and

WHEREAS, it is the desire of the City to re-appoint Jordan Piwonka and Denise Fortenberry to serve a term of two (2) years; and

**NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary
City of Bay City, Texas

Anne Marie Odefey, City Attorney



AGENDA REQUEST BUSINESS OF THE CITY COUNCIL CITY OF BAY CITY, TEXAS

Meeting Date:	1/27/2026	Date Submitted:	01/19/2026
Prepared By:	Tina Israel	Presented By <i>(if different)</i>	T. Israel
Department:	Main Street	Type of Agenda Item:	Regular

ITEM TITLE: Main Street and Historic Preservation Advisory Board Re-Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the re-appointments of Cory McCray, Fran Baker, Alice Lowery, Carol Ann Huitt, Kaci Waller, Kristi Lee, Henry Perez, Karen Stephens, and Matthew Morales to the to the Main Street Historic Preservation Advisory Board.

EXECUTIVE SUMMARY/BACKGROUND

Re-appointing nine original members of the Main Street Historic Preservation Advisory Board to serve on the board with positions 1-9 have been staggered with 1-year, 2-year, and 3-year terms.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☒		☒
Safety & Community Appearance	☐	Community & Civic Engagement	☒	Infrastructure	☐	Planning & Development	☐	Culture & recreation	☒	Operational Excellence	☒

FINANCIAL NOTES

NA

RECOMMENDATION: Staff recommend that City Council approve the Main Street Historic Preservation Advisory Board appointments as presented.

ATTACHMENTS: Resolution

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE RE-APPOINTMENT OF CORY MCCRAY, FRAN BAKER,
ALICE LOWERY, CAROL ANN HUITT, KACI WALLER, KRISTI LEE, HENRY
PEREZ, KAREN STEPHENS, AND MATTHEW MORALES TO THE MAIN STREET
HISTORIC PRESERVATION ADVISORY BOARD, CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Parks and Recreation Advisory Board, City of Bay City, Texas on October 14, 2025 under City Ordinance Number 1763; and

WHEREAS, City Ordinance Number 1763 created a seven to nine member Board for the Main Street Historic Preservation Advisory Board; and

WHEREAS, it is the desire of the City to re-appoint Alice Lowery, Fran Baker, and Carol Ann Huitt to serve a term of one (1) year; and

WHEREAS, it is the desire of the City to re-appoint Kaci Waller and Kristi Lee to serve a term of two (2) years; and

WHEREAS, it is the desire of the City to re-appoint Henry Perez, Karen Stephens, Cory McCray, and Matthew Morales to serve a term of three (3) years; and

NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary
City of Bay City, Texas

Anne Marie Odefey, City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/0/2026
Prepared By:	Samantha Denbow	Presented By <i>(if different)</i>	
Department:	Tourism	Type of Agenda Item:	Regular

ITEM TITLE: Tourism Advisory Board Appointments

AGENDA LANGUAGE:

Discuss, consider and/or approve the Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Brad Freeman, Natasha Moreno, Kaci Waller and Shelby Wild to the Tourism Advisory Board.

EXECUTIVE SUMMARY/BACKGROUND

As of the end of 2025, four vacancies exist on the Tourism Advisory Board due to expired terms.

Positions 1–3 are currently filled by members serving terms through 2027 and represent Cultural Arts, Food & Beverage, and Eco-Tourism.

This item considers appointments to fill Positions 4 and 7, representing Lodging & Travel, Position 5, representing Attractions, and Position 6 representing Retail, in accordance with the updated category requirements. Positions 4-7 have been staggered with 1-year and 3-year terms.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☒		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

NA

RECOMMENDATION: Staff recommend that City Council approve the Tourism Advisory Board appointments as presented.

ATTACHMENTS: Tourism Advisory Board Appointment Resolution

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE APPOINTMENT OF BRAD FREEMAN, NATASHA
MORENO, KACI WALLER, AND SHELBY WILD TO THE TOURISM
ADVISORY BOARD, CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas reorganized the Tourism Advisory Board,
City of Bay City, Texas on October 14, 2025 under City Ordinance Number 1762; and

WHEREAS, City Ordinance Number 1762 created a five (5) to seven (7)
member Board for the Tourism Advisory Board; and

WHEREAS, it is the desire of the City to appoint Natasha Moreno and Kaci Waller to
serve a term of one (1) year; and

WHEREAS, it is the desire of the City to appoint Brad Freeman and Shelby Wild to
serve a term of three (3) years; and

**NOW, THEREFORE, BE IT RESOLVED 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
hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the ____ day of _____ 20__.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary
City of Bay City, Texas

Anne Marie Odefey, City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	Christella Rodriguez	Presented By <i>(if different)</i>	Chief Rodriguez
Department:	Police	Type of Agenda Item:	Regular

ITEM TITLE: Animal Control Ordinance

AGENDA LANGUAGE:

Discuss, consider, and/or approve an Ordinance amending the City Code of Ordinances Chapter 14 "Animals"; providing for a cumulative and conflicts clause, providing for a severability clause; and providing for an effective date.

EXECUTIVE SUMMARY/BACKGROUND

Draft Animal Control Ordinance has been presented to City Council on August 26, 2025 and January 13, 2026 after a public input phase, a Community Survey and a public input session on December 16, 2025. The proposed ordinance was updated after consideration of Councils and public feedback.

Strategic Plan 1.1- Animal Capacity

STRATEGIC PLAN GOALS ADDRESSED:

	☒		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

RECOMMENDATION: Approve the amended Animal Control Ordinance

ATTACHMENTS: Proposed Animal Control Ordinance

ORDINANCE NO. _____

ORDINANCE AMENDING THE CITY CODE OF ORDINANCES CHAPTER 14 "ANIMALS"; PROVIDING FOR A CUMULATIVE & CONFLICTS CLAUSE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Be it Ordained by the City Council of the City of Bay City that the following amendments are adopted as Amendments to Chapter 14 of the Code of Ordinances.

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

Section 1. The facts and recitations contained in the preamble to this Ordinance are true and correct and incorporated herein for all purposes.

Section 2. The City hereby adopts the amendments for Chapter 14 attached hereto as Exhibit "A" in the City of Bay City, Texas, Code of Ordinances and imposes the fees and charges set forth therein upon the various services to which they pertain. These fees and charges shall be collected by the City in accordance with the various City ordinances that more particularly describe each such fee or charge.

Section 3. *Repeal.* All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

Section 6. *Severability.* In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Bay City, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 7. *Effective Date.* This Ordinance shall be effective on _____, 2026 and may be published as required by law.

PASSED AND APPROVED on this _____ day of _____, 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary

Anne Marie Odefey, City Attorney

Council Member:	Voted Aye	Voted No	Absent
Robert K. Nelson, Mayor	_____	_____	_____
James Folse	_____	_____	_____
Mayor Pro Tem	_____	_____	_____
Ben Flores	_____	_____	_____
Brad Westmoreland	_____	_____	_____
Susan Reardon	_____	_____	_____
Blayne Finlay	_____	_____	_____

 Robert K. Nelson, Mayor
 City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

 Jeanna Thompson, City Secretary

 Anne Marie Odefey, City Attorney

Table of Contents

Chapter 14 ANIMALS	3
ARTICLE I. IN GENERAL.....	3
Sec. 14-1. Definitions.	3
Sec. 14-2. Records.	4
Sec. 14-3. Standing to complain.	4
Sec. 14-4. Interference with enforcement.	4
Sec. 14-5. Prohibited animals.	4
Sec. 14-6. Nuisance.	5
Sec. 14-7. Running at large.	5
Sec. 14- 12 8. Bird sanctuary.	5
Sec. 14- 13 9. Keeping horses and similar animals.	6
Sec. 14- 14 10. Horses on streets.	6
Sec. 14- 15 11. Beekeeping.	6
Sec. 14- 16 12. Animals in heat.	7
Sec. 14- 17 13. Animal waste removal.	7
Sec. 14- 18 14. Sale of animals.	8
Sec. 14- 19 15. Feeding of stray animals prohibited.	8
Sec. 14- 20 16. Animal care; cruelty.	8
Sec. 14- 21 17. Tying and staking.	9
ARTICLE II. ANIMAL CONTROL	9
Section 14- 21 20: Pet Limits.	9
Section 14- 22 21: Unaltered Dogs and Cats.	10
Section 14- 23 22: Breeder Animal Permit.	10
Section 14- 24 23: Microchipping.	11
Section 14- 25 24: Penalties for violations.	11
ARTICLE III. DANGEROUS AND VICIOUS ANIMALS.	12
Sec. 14- 8 31. Vicious animal.	12
Sec. 14- 9 32. Dangerous dog.	12
Sec. 14- 10 33. Appeal of dangerous dog determination.	14
Sec. 14- 11 34. Requirements for owners of dangerous dogs.	15
ARTICLE # IV. RABIES CONTROL	16
Sec. 14-41. Rabies control authority.	16
Sec. 14-42. Vaccination of dogs and cats.	16
Sec. 14-43. Animals exposed to a rabid animal.	17

PART II - CODE OF ORDINANCES
Chapter 14 ANIMALS

Sec. 14-44. Animals exposed to rabies.....17

Sec. 14-45. Animals biting humans.18

Sec. 14-46. Observation period and quarantine period.....18

Sec. 14-47. Quarantine procedures for animals.....18

Chapter 14 ANIMALS¹

ARTICLE I. IN GENERAL²

Sec. 14-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Apiary means a place where a bee colony is kept.

Bee means any stage of the common domestic honey bee, *Apis mellifera* species.

Cat means any live or dead animal of the *felis catus* species.

Colony means a hive and related equipment and appurtenances including bees, comb, honey, pollen, and brood.

Currently vaccinated means vaccinated and satisfying the criteria in ~~V.T.C.A., Texas~~, Health and Safety Code § 826.001 et seq. and the rules of the state board of health.

Dangerous dog means a dog described in section 14-9.

Dog means any live or dead animal of the *canis familiaris* species.

Domestic animals means all species of animals commonly and universally accepted as being domesticated.

Flyaway barrier means a solid wall, fence, dense vegetation, or combination of these materials at least six feet high that extends at least ten feet beyond the hives on each end of a bee colony.

Harboring means the act of keeping and caring for an animal or of providing a premises to which the animal returns for food, shelter or care for a period of ten days or more ; or providing food in the same or generally same area so as to encourage stray animals to return to the area in expectation of food or shelter.

Hive means a structure intended to house a bee colony.

Menacing fashion means the show by an animal of a disposition, determination or intent to attack or inflict injury or harm to a person.

Owner means any person, firm, corporation, organization or department possessing, harboring, keeping in or having in control or custody of an animal.

Pet animals means dogs, cats, rabbits, rodents, birds, reptiles, and any other species of animals which are sold or retained as household pets. The term "pet animals" does not include skunks, nonhuman primates and any other species of wild, exotic or carnivorous animal that may be further restricted in this chapter.

¹State law reference(s)—Health and safety of animals, ~~V.T.C.A., Texas~~ Health and Safety Code § 821.001 et seq.

²Ord. No. 1573, adopted Apr. 14, 2016, amended art. I in its entirety to read as herein set out. Former art. I pertained to the same subject matter, consisted of §§ 14-1—14-12, and derived from the 1985 Code; the 2000 Code; and Ord. No. 1487, adopted Jan. 9, 2014.

Running at large means not completely confined within a building, wall or fence of sufficient strength or construction to restrain the animal, or when such animal is neither on a leash nor held in the hands of the owner or keeper or under direct supervision of the owner when not within the limits of the owner's private property. An animal confined within an automobile or other vehicle of its owner shall not be deemed running at large.

Secure enclosure means a fenced area or structure that is:

- (1) Locked;
- (2) Capable of preventing the entry of the general public, including children;
- (3) Capable of preventing the escape or release of the animal; and
- (4) In conformance with the requirements of an enclosure established by the animal control department.

Stray animal means any animal for which there is no identifiable owner or harborer.

Tract means a contiguous parcel of land under common ownership.

Vaccinate means to properly inject with a rabies vaccine licensed for use in that species by the United States Department of Agriculture and administered by a veterinarian licensed by the state.

Vicious animal means any animal described in section 14-8.

Wild animals' means all species of animals which commonly exist in a natural unconfined state and usually are not domesticated; this shall apply regardless of the state or duration of captivity.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Cross reference(s)—Definitions and rules of construction, § 1-2.

Sec. 14-2. Records.

It shall be the duty of the animal control officer, chief of police or other enforcing agency to maintain such records as deemed necessary to the enforcement of all provisions of this chapter and have those records available for display to the city council or any interested citizen of the city as public records.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-3. Standing to complain.

Any person directly harmed or whose immediate relative is directly harmed, or any police officer of the city shall have standing to file a complaint under this chapter.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-4. Interference with enforcement.

It shall be unlawful for any person to interfere with, molest, hinder or prevent the animal control officer or his authorized representative in the discharge of their duties as prescribed in this chapter.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-5. Prohibited animals.

- (a) It shall be unlawful and a public nuisance for any person to place or keep upon any premises situated within the corporate limits of the city:

-
- (1) Swine, except two or fewer domesticated pot belly pigs; or
 - (2) Any receptacle similar to a pigeon roost designed or used for roosting or collecting pigeons, unless the pigeons are completely penned.
- (b) It shall be unlawful and a public nuisance for any person to place or keep upon any premises situated within the corporate limits of the city any receptacle similar to a pigeon roost designed or used for roosting or collecting pigeons, unless the pigeons are completely penned.
- (Ord. No. 1573, § 2(Exh. A), 4-14-2016; Ord. No. 1701, § 1, 12-6-2022)

Sec. 14-6. Nuisance.

It shall be unlawful for any person to harbor any dog, cat or other pet animal or domestic animal or wild animal which by any long continued noise, cry, odor or other activity shall disturb the peace, comfort, sensibilities and/or property of any reasonable person. Such disturbance is hereby declared to be a public nuisance.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-7. Running at large.

It shall be unlawful for any owner or harbinger of a dog, cat, domestic pet, horse, mule, cow, bull, steer, calf, sheep, goat, hog, fowl or other domestic or wild animal or livestock to allow the same to run at large on the streets, sidewalks, alleys, parks or other public places or upon another person's or business's private property.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016; Ord. No. 1583, § 2, 11-17-2016)

State law reference(s)—Authority to prohibit dogs and other animals from being at large, ~~V.T.C.A. Texas~~, Health and Safety Code § 826.033.

Sec. 14-~~12~~ 8. Bird sanctuary.

- (a) The entire area embraced within the corporate limits of the city is hereby designated as a bird sanctuary.
- (b) ~~It shall be unlawful for any person to trap, hunt, shoot or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests; provided, however,~~ The Migratory Bird Treaty Act (MBTA) prohibits the taking (including killing, capturing, selling, trading, and transport) of protected migratory bird species without prior authorization by the Department of Interior U.S. Fish and Wildlife Service. This shall include all indigenous wild avian species except common pigeons, European starlings and house sparrows. If ~~starlings or similar unprotected~~ birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or a menace to health or property in the opinion of the chief of police, his designated agent or proper health authorities, such birds may be destroyed in such numbers and in such manner as is deemed advisable by ~~the city-designated veterinarian~~ permitted pest control agent under the supervision of the chief of police.
- (c) It shall also be a violation and separate offense under this chapter for anyone owning, harboring or having any pet animal under their care, custody or control to allow said pet to intentionally or by failing to secure and control said animal to: kill, attack, bite or injure any bird protected by the MBTA or any other wild animal protected by State or federal law.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~13~~ 9. Keeping horses and similar animals.

~~All horses, mules, jacks, jennets, or similar animals shall be kept in a stable, shed, pen or other enclosure. Such stable, shed, pen or other shall be at least 100 feet from every adjoining lot and at least 50 feet from every building or structure used for sleeping, dining, or living. This section shall not apply to such animals trailered into the city on a temporary basis not to exceed eight hours, nor shall it apply to such animals entered in a special event (rodeo, circus, etc.) for the period during which such event is held.~~

- (a) All equine shall be provided shelter in the form of a shed, barn or covered stall which shall not be within 50 feet of any home or structure used for sleeping, dining or living. This shelter shall be a minimum of 100 square feet per equine (10'x10' or similar) and tall enough that the equine can comfortably raise their heads without making contact with the roof. The perimeter fence around the property shall be a minimum of 4 strands of barbed wire or 4' tall welded or net style fencing erected according to industry standards for such enclosures and in such manner as to avoid escape or injury to subject equine and shall be maintained in good repair.
- (b) No equine may be tied out on a lead rope, other rope, lariat or similar device.
- (c) This section shall not apply to equine temporarily in the City for a period not to exceed 8 hours nor shall it apply to animals involved with special events such as horse shows, rodeos, parades or circuses for the period of time such event is held.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~14~~ 10. Horses on streets.

It shall be lawful for a person to lead or ride a horse, mule, jack, jennet or similar animal upon the streets of the city, so long as such person obeys all traffic laws and lawfully removes all waste material created by such animal. However, it shall be unlawful for any person acting under the provisions of this section in a manner that would create a public safety risk. Nothing in this section shall be construed as to permit the use of and/or access to the private property of another.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~15~~ 11. Beekeeping.

- (a) A person may not keep a colony that causes a threat to human or animal health, or interferes with normal use and enjoyment of public or private property.
- (b) A person shall keep a colony in a man-made hive that is maintained in sound and usable condition.
- (c) A person shall provide a source of water to a colony to prevent the bees from congregating at a water source used by a human, bird, or domestic pet.
- (d) A person shall store or dispose of bee comb or other material removed from a hive in a sealed container, building, or other beeproof enclosure.
- (e) A person who keeps a colony within 25 feet of the property line of a tract, as measured from the nearest point of a hive to the property line, shall establish and maintain a flyway barrier parallel to the property line. A person is not required to construct a flyway barrier if the apiary tract is adjoined by undeveloped property for a distance of at least 25 feet from the property line of the tract that is closest to location of the colony.
- (f) A person shall immediately replace the queen in a colony that exhibits aggressive characteristics, including stinging or attempting to sting without provocation, or a disposition towards swarming. A person required to

replace a queen under this subsection shall select the replacement from bee stock bred for gentleness and non-swarming characteristics.

- (g) A person may not keep more than:
 - (1) Two colonies on a tract one-quarter-acre or smaller;
 - (2) Four colonies on a tract larger than one-quarter-acre but smaller than one-half-acre;
 - (3) Six colonies on a tract one-half-acre or more but smaller than one-acre;
 - (4) Eight colonies on a tract one-acre or more.
- (h) A person shall brand, paint, or otherwise clearly mark the apiary owner's name or telephone number on at least two hives placed at opposite ends of an apiary; or post a conspicuous sign displaying the apiary owner's name and telephone number at the entrance to the apiary tract. A person is not required to place owner identification on or near a colony located on a tract on which the owner resides.
- (i) No person may remove a colony without possessing a bee removal permit issued by a person authorized to issue such a permit in accordance with state law.
- (j) The city may order relocation of a colony of bees not residing in a hive, a swarm of bees, or a colony residing in an abandoned standard or man-made hive if the relocation of the bees can be done without threatening human or animal health or interfering with the normal use and enjoyment of public or private property. If the city determines that relocation of bees under is not possible then, without notice and a hearing, the health authority may order destruction of a colony of bees not residing in a hive, a swarm of bees, or a colony residing in an abandoned standard or man-made hive.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

~~Sec. 14-16. Animals in heat.~~

~~Every female dog or cat in heat shall be confined in a building or secure enclosure in such a manner that such female dog or cat cannot come into contact with another animal except for planned breeding or under direct supervision of the owner.~~ Moved to Article II, Section 14-22

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~17~~ 12. Animal waste removal.

- (a) An owner of a dog commits an offense if he knowingly permits, or by insufficient control allows, the dog to defecate in the city on private property or on property located in a public place.
- (b) An owner of a dog commits an offense if he:
 - (1) Knowingly permits the dog to enter or be present on private property or on property located in a public place; and
 - (2) Fails to have in his possession materials or implements that, either alone or in combination with each other, can be used to immediately and in a sanitary and lawful manner both remove and dispose of any excreta the dog may deposit on the property.
- (c) It is a defense to prosecution under subsection (a) that the owner of the dog immediately and in a sanitary and lawful manner removed and disposed of, or caused the removal and disposal of, all excreta deposited on the property by the dog.
- (d) It is a defense to prosecution under subsection (a) or (b) that:
 - (1) The property was owned, leased, or controlled by the owner of the dog;

-
- (2) The owner or person in control of the property had given prior consent for the dog to defecate on the property; or
 - (3) The dog was a service dog being used in official law enforcement activities.
- (e) This section does not apply to a service dog that is specially trained to assist a person with a disability and that was in the custody or control of that disabled person at the time it defecated or was otherwise present on private property or on property located in a public place.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~18~~ 13. Sale of animals.

- (a) A person commits an offense if he sells, trades, exchanges, barter, rents, leases, or gives away, or offers to sell, trade, exchange, barter, rent, lease, or give away, any animal on any roadside, public right-of-way, commercial parking lot, or at any flea market or festival.
- (b) A person commits an offense if he displays for a commercial purpose any animal on any roadside, public right-of-way, commercial parking lot, or at any garage sale, flea market, or festival.
- (c) It is a defense to prosecution under subsections (a) and (b) that the person is:
 - (1) Animal services;
 - (2) An animal adoption agency; or
 - (3) A non-profit organization founded for the purpose of providing humane sanctuary or shelter for abandoned or unwanted animals.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~19~~ 14. Feeding of stray animals prohibited.

- (a) A person commits an offense if he knowingly places or permits the placement of food on any public or private property so that it is accessible to a stray animal.
- (b) It is a defense to prosecution under this section that the food was placed for the sole purpose of apprehending an animal for surrender to an animal control officer or humane organization.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~20~~ 15. Animal care; cruelty.

- (a) No owner shall fail to provide his animals with sufficient good and wholesome food and water, proper protection from the weather, veterinary care, shelter, shade, when needed to prevent suffering, and with humane care and treatment.
- (b) No person shall beat, cruelly ill-treat, torment, overload, overwork or otherwise abuse an animal, including a wild animal, or cause, instigate or permit any combat between animals and humans or another animal.
- (c) No owner of an animal shall abandon such animal.
- (d) Any person who, as the operator of a motor vehicle, strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to the animal's owner; if the owner cannot be ascertained and located, such operator shall at once report the accident to the police department.

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- (e) If an animal is found in an enclosed vehicle without adequate ventilation and is in distress, an animal control officer, police officer, or personnel of the fire department may use reasonable force to remove the animal from the vehicle and the owner of the animal shall be subject to fine. Neither the city nor any of its employees will be held responsible for any damage done to the vehicle during the attempt to remove the animal from the vehicle.
 - (f) No owner of an animal shall place such animal on vacant or abandoned property. If an animal is found on vacant or abandoned property, the animal control officer may remove and impound the animal on a 72-hour hold.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~21~~ 16. Tying and staking.

- (a) It shall be unlawful to tie or stake any animal unless:
 - (1) The tying or staking is accomplished by providing an overhead cable onto which is attached a lead or leash that allows the animal to be free to travel unrestricted between the extreme terminations of the overhead cable and the lead or leash is of sufficient length to allow the animal to move about laterally from the overhead cable without the possibility of strangulation but not so long to allow it to wrap around or become entangled on any obstacles that may restrict the movement of the animal; or
 - (2) The at-grade tying and staking systems include posts or rod stakes with 360-degree swivels to which the lead is attached and cable hoop and lead wherein the lead is free to slide 360 degrees around the cable hoop which is placed around a tree or fixed post and without the possibility of strangulation but not so long to allow it to wrap around or become entangled on any obstacles that may restrict the movement of the animal.
- (b) Within the range of travel of the lead or leash, the animal shall be provided ready access to water, food, shade, and shelter.

Secs. 14-17 – 14-19 . -Reserved

ARTICLE II. ANIMAL CONTROL

Section 14-~~21~~ 20: Pet Limits

It shall be unlawful and a public nuisance to keep, harbor, possess, maintain or allow to be kept, harbored, possessed or maintained more than five (5) dogs or five (5) cats or a combination thereof, with the total number not exceeding five (5), over three (3) months old, upon or within any premises owned, occupied or under the control of such person within the city unless the pet owner has secured a "Multiple Pet Permit".

Commercial breeders, commercial boarding facilities, Veterinary care facilities and a 501(c)(3) animal rescue groups, and certified fosters are exempt from requirements of this section.

(a) Multiple Pet Permit: To exceed the five (5) pet limit, you must secure and maintain a Multiple Pet Permit per residence.

(1) Requirements for a Multiple Pet Permit

a) All pets must be vaccinated, microchipped and or wear current tags at all times and altered.

-
- b) No enforcement actions for animal control ordinance violations in the last 12 months.
 - c) The property must pass inspection by an Animal Control Officer.
 - d) A Multiple Pet Permit is issued only for the current pets residing in the home at the time of permit issuance. Any interchanging of animals in the home requires reapplication for a new Multiple Pet Permit.
- (2) Property Standards:
- a) Adequate space, food, water, and shelter for each pet.
 - b) Premises must be sanitary and free of pests.
 - c) Noise must not disturb neighbors.
- (3) Multiple Pet Permit Application Process
- a) Annual Permit: A Multiple Pet Permit Application must be completed and submitted with payment of the Annual Permit Fee per application. The fee may be found in Appendix B.
 - b) Eligibility Requirements: Schedule an inspection with an Animal Control Officer.
 - c) Permit Issued: A Permits is issued only for the current pets residing in the home at the time of permit issuance.
 - d) Maintain Compliance: Maintain compliance with all requirements for Multiple Pet Permit holders. Violations (e.g. unsanitary conditions, nuisance complaints) can result in permit revocation.
 - e) Renewal and Changes: A Permit must be renewed annually. If you move or change pets, you must apply for a new permit. Renewals will require payment of the Annual Permit Fee. The City reserves the right to re-inspect the property prior to issuing a renewal permit.
 - f) If an owner reduces the number of animals in the home to the number allowed by this ordinance, then a multiple pet permit is not required, If the owner has a current multiple pet permit, the permit will be forfeited as it will no longer be required.

Section 14-22 21: Unaltered Dogs and Cats

- (a) All outdoor cats must be spayed or neutered.
- (b) Any unaltered cat or dog found running at large more than twice within a year, will be required to be spayed or neutered.
- (c) Every female dog or cat in heat shall be confined in a building or secure enclosure in such a manner that such female dog or cat cannot come into contact with another animal except for planned breeding or under direct supervision of the owner.

Section 14-23 22: Breeder Animal Permit

- (a) All persons owning an unaltered dog or cat ~~over the age of six (6) months or~~ who are selling, exchanging, or bartering animals are required to maintain a valid Breeding Animal Permit issued by the animal services manager.

For the purpose of this section, the term "animal" shall include only dogs and cats. Permits are valid for one year and must be renewed annually for the lifetime of the unaltered animal or until the owner shows proof

that the animal has been altered. The annual breeders permit fee, applied per unaltered animal, is provided in Appendix B. A breeder's permit may not be issued if the applicant is found to be in violation of any city ordinance or state law or regulation governing the care, treatment or living conditions of dogs or cats including animal cruelty, abuse or neglect.

- (1) Annual reduced cost Breeding Permits are available for purebred pets, ~~per year~~. To qualify for the reduced cost purebred pets permit, pets must be:
- a) microchipped
 - b) registered with the AKC, CKC, CFA or similar purebred registries
 - c) ~~have received registration club champion status or be actively competing in performance or conformation classes.~~

The animal services manager or designee may inspect the premises before issuing a permit if he/she deems it advisable.

(b) It shall be unlawful for:

- (1) Any person to sell, exchange, or barter any animal to another person without a breeder's permit.
- (2) Any person to sell, exchange, or barter any animal that is not vaccinated and registered as required by this chapter.
- (3) For a person to fail to provide evidence of compliance with this section to a recipient of an animal at the time of the transfer of the animal.
- (4) For a person to fail to provide his breeder's permit number to any person that purchases or adopts an animal.

(c) Animal services shall have the right, upon reasonable suspicion of a violation of city ordinance or state statute or regulation that regulates the care, treatment or living conditions of cats or dogs, to inspect the premises (indoor or outdoor) of an applicant or holder of a breeder's permit to ensure compliance with city ordinances and state statutes and regulations. Any holder of a breeder's permit found to be in violation of any city ordinance or state statute that regulates the care, treatment or living conditions of cats or dogs or that repeatedly drops unsold or unwanted animals at the shelter may have his permit suspended or revoked without prior notice by the animal services manager.

Section 14-24 23: Microchipping Identification for Animals

- (a) The owner of a dog or cat six months of age shall be microchipped or wear an ID tag (separate from a rabies tag) that includes the pet's name, owner name and owner phone number.
- (b) A dog or cat without a microchip/ID tag shall not be released from the animal shelter until the owner signs an agreement which requires the owner to prove the animal has been microchipped or ID tagged.

Section 14-25 24: Penalties for violations

A violation of any section under this article is punishable by a fine not to exceed \$2,000.

Secs. 14-25 – 14-30 . -Reserved

ARTICLE III.DANGEROUS AND VICIOUS ANIMALS

Sec. 14-~~8~~ 31. Vicious animal.

- (a) A vicious animal is:
 - (1) Any animal that, on one previous occasion without provocation, attacked or bitten any person or other animal;
 - (2) Any animal which, when unprovoked, chases or approaches a person upon the streets, sidewalks or any public or private property in a menacing fashion or apparent attitude of attack such that the person reasonably believes that the animal will cause physical injury to that person;
 - (3) Any animal with a known propensity, tendency, or disposition to attack unprovoked, to cause injury or to otherwise threaten the safety of persons or otherwise domestic animals; or
 - (4) Any animal which a city-designated veterinarian has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.
- (b) Any vicious animal found running at large may be destroyed by a peace officer or animal control officer in the interest of public safety.
- (c) If a person reports an incident that would qualify the animal as a vicious animal described in subsection 14-8(a), an animal control officer shall investigate the incident. The animal may be seized if it is determined that it is, in fact, a vicious animal. if the reported animal is or has been impounded, the animal shall be held at the city's designated animal shelter during the pendency of an animal disposition hearing.
- (d) The municipal court, after a notice and hearing, may order any owner or person having care, control, or custody of any vicious animal to take such animal permanently from the city, or the court may, upon making a finding that such animal is vicious or that it represents a clear and present danger or nuisance to the citizens or other animals in the community, order the humane destruction of the animal by a person listed in [V.T.C.A. Texas](#), Health and Safety Code § 822.004, as amended. This animal must be removed immediately following receipt of such an order, even if an appeal is initiated.
- (e) The owner of the animal shall be responsible for all impoundment and medical fees incurred during the impoundment period, including, but not limited to, daily impound fees, veterinarian costs and fees, or euthanasia fees as set in the city's Code of Ordinances.
- (f) If the owner or person having care, custody, or control of a vicious animal fails to remove such animal as provided in subsection (d) of this section, such animal may be impounded and/or destroyed humanely by a person listed in [V.T.C.A. Texas](#), Health and Safety Code § 822.004, as amended.
- (g) The owner or person having car, custody, or control of a vicious animal must report the disposition and relocation of such animal to the chief of police in writing, within ten days after the expiration date for removal of such animal from the city. Each day thereafter such information is not provided shall constitute a separate offense.
- (h) The chief of police or his deputy shall be authorized to obtain a search and seizure warrant if there is reason to believe that an animal ordered removed from the city for being vicious has not been so removed.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~9~~ 32. Dangerous dog.

- (a) A dangerous dog means a dog that:

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- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog is being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; or
 - (2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.
 - (b) Any dangerous dog found running at large may be destroyed in the interest of public safety by a peace officer or animal control officer.
 - (c) On receipt of a written, sworn complaint by any person charging that a particular dog is dangerous, the animal control officer, or his or her designee, shall investigate the animal to determine whether the dog is, in fact, dangerous as described in subsection 14-9(a)
 - (d) The owner of the dog shall deliver the dog to the animal control department for impoundment within five days of being served with notice that a sworn complaint has been filed and that the owner is required to deliver the dog to the animal control department.
 - (e) The owner of the dog shall be served with notice in one or more of the following ways:
 - (1) Hand-delivery to the owner in person by a city employee;
 - (2) Delivery to the owner by courier-receipted delivery;
 - (3) Delivery to the owner's agent or attorney of record, as the case may be, either in person or by courier-receipted delivery;
 - (4) Hand-delivery to any adult person at the owner's last known address who agrees to accept notice and deliver it to the owner;
 - (5) By certified or registered mail, return receipt requested, postage prepaid, to the owner's last known address;
 - (6) By posting notice prominently on the door of the property of the owner's last known address; or
 - (7) By first-class mail through the United States Postal Service, provided that service is also attempted by one or more of the other methods in this subsection.
 - a. A certificate or affidavit of any person showing service of notice under this provisions of this section shall be prima facie evidence of the fact of service. Nothing herein shall preclude the owner from offering proof that the notice was not received.
 - b. It shall be an offense for an owner to refuse or fail to deliver a dog to the animal control department after being served with notice that a sworn complaint has been filed under this section. Each day an owner fails or refuses to deliver the dog shall constitute a separate offense.
 - c. If the owner fails to deliver the dog to the animal control department, the municipal court may issue a warrant authorizing the seizure of the dog.
 - d. If the dog is impounded with the animal control department, the dog shall remain in the custody of the animal control department until the animal control officer has completed his or her investigation.
 - (f) Investigation of sworn complaint by the animal control officer.
 - (1) The animal control officer, or his or her designee, shall complete an investigation and determine whether the dog is to be declared a dangerous dog within ten days of the date of the sworn complaint or within ten days of the date the dog is delivered to or seized by the animal control department, whichever is later. Notwithstanding the foregoing, the animal control officer may make a determination if the owner does not deliver the dog to the animal control department.
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- (2) During the investigation, any interested person shall be given the opportunity to present evidence by sworn statement on the issue of whether the dog is to be declared dangerous.
 - (3) If the animal control officer finds that the dog is not dangerous, the dog shall be returned to the owner, provided that the dog is properly vaccinated against rabies in conformance with the Code of Ordinances and that all impoundment and medical fees have been paid.
 - (4) If the animal control officer declares the dog to be dangerous, the dog's owner shall:
 - a. Comply with the requirements for the keeping of a dangerous dog as provided in section 14-11. The dog shall remain impounded at the owner's expense until such compliance has been attained; or
 - b. Provide for the humane destruction of the dog by a person listed in ~~V.T.C.A.,~~ [Texas](#) Health and Safety Code § 822.004, as amended.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

State law reference(s)—Dangerous dogs, ~~V.T.C.A.,~~ [Texas](#) Health and Safety Code § 822.001 et seq.

Sec. 14-~~10~~ [33](#). Appeal of dangerous dog determination.

- (a) An owner of a dog that is declared to be a dangerous dog by the animal control officer may appeal that determination to the municipal court by filing a written notice with the court clerk within ten days of the date the determination is made.
 - (b) The court shall set a cash bond to secure payment of the fees for impoundment and any other reasonable costs incurred in caring for the dog during impoundment. The owner shall post the cash bond within ten days of filing the written notice of appeal. Notwithstanding the foregoing requirement, the court may waive payment of the bond for good cause shown.
 - (c) The municipal court shall hold a hearing within ten days of receiving written notice of the owner's appeal provided the owner has posted the cash bond set by the court, unless the court has waived the bond. If the owner has not posted the cash bond within ten days, and the court has not waived the requirement of bond, the appeal shall be dismissed, and the animal control officer's determination shall be final. Notwithstanding the foregoing, if the court has not held the hearing within ten days, the court shall hold the hearing as soon as practicable.
 - (d) Any interested person may provide evidence at the hearing.
 - (e) The dog shall continue to be impounded at the owner's expense during the pendency of the appeal, and, if the court finds the dog to be dangerous, until the requirements for the keeping of a dangerous dog are satisfied or provision has been made by the owner for the humane destruction of the dog.
 - (f) If the court finds that the dog is not dangerous, the dog shall be returned to the owner, provided that the dog has been properly vaccinated against rabies in conformance with the Code of Ordinances and that all impoundment and medical fees have been paid.
 - (g) If the municipal court finds the dog to be dangerous, the municipal courts shall order:
 - (1) The dog to be permanently removed from the city;
 - (2) The dog to be humanely destroyed by a person listed in ~~V.T.C.A.,~~ [Texas](#) Health and Safety Code § 822.004, as amended; or
 - (3) The dog to be allowed to remain in the city provided that the owner comply with the requirements for the keeping of dangerous dog as provided by section 14-11.
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- (h) The owner of the dog shall be responsible for all fees incurred during the impoundment period, including, but not limited to, daily impound fees, veterinarian costs and fees, or euthanasia fees as set in the city's Code of Ordinances.
 - (i) The city and an owner may appeal the decision of the municipal court to the county court in the same manner as state law provides for other appeals of similar cases from municipal court.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

Sec. 14-~~11~~ 34. Requirements for owners of dangerous dogs.

- (a) In addition to the requirements under state law applicable to the owner of a dangerous dog, the owner of a dangerous dog shall also comply with the following:
 - (1) Register the dangerous dog with the animal control department;
 - (2) Restrain the dangerous dog at all times on a leash in the immediate physical control of a person or in a secure enclosure, and post signs on all sides of the enclosure in one-inch letters warning of the presence of a dangerous dog;
 - (3) Further secure the dangerous dog with a muzzle in a manner that will not cause injury to the dog nor interfere with its vision or respiration, but shall prevent it from biting any person or dog when the dangerous dog is taken off the property of the owner for any reason;
 - (4) Obtain and maintain liability insurance coverage or show financial responsibility in an amount of at least \$100,000.00 to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person or dog and provide proof of the required liability insurance coverage or financial responsibility to the animal control department;
 - (5) Provide the dangerous dog with a fluorescent yellow collar visible at 50 feet in normal day light so that the dog can be identified and affix the registration tags to the collar to be worn at all times;
 - (6) Spay or neuter the dangerous dog;
 - (7) Have the dangerous dog microchipped for its lifetime with a national registry, and present proof to the animal control officer. The cost of this service shall be at the owner's expense; and
 - (8) Comply with any other restriction or requirement of the animal control officer or the municipal court.
- (b) If the owner or person having care, custody or control of a dangerous dog fails to remove a dog ordered to be removed by the municipal court, such dog may be impounded and humanely destroyed by a person listed in [V.T.C.A., Texas](#) Health and Safety Code § 822.004, as amended.
- (c) The owner or person having care, custody or control of a dangerous dog must report the disposition and relocation of such dog to the chief of police in writing, within ten days after the expiration date for removal of such dog from the city. Each day thereafter such information is not provided shall constitute a separate offense.
- (d) The chief of police or his deputy shall be authorized to obtain a search and seizure warrant if there is reason to believe that a dog ordered removed from the city for being dangerous has not been so removed.

(Ord. No. 1573, § 2(Exh. A), 4-14-2016)

- (1) The tying or staking is accomplished by providing an overhead cable onto which is attached a lead or leash that allows the animal to be free to travel unrestricted between the extreme terminations of the overhead cable and the lead or leash is of sufficient length to allow the animal to move about laterally from the overhead cable without the possibility of strangulation but not so long to allow it to wrap around or become entangled on any obstacles that may restrict the movement of the animal; or

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- (2) The at-grade tying and staking systems include posts or rod stakes with 360-degree swivels to which the lead is attached and cable hoop and lead wherein the lead is free to slide 360 degrees around the cable hoop which is placed around a tree or fixed post and without the possibility of strangulation but not so long to allow it to wrap around or become entangled on any obstacles that may restrict the movement of the animal.
- (b) Within the range of travel of the lead or leash, the animal shall be provided ready access to water, food, shade, and shelter.
- (Ord. No. 1573, § 2(Exh. A), 4-14-2016)

[Secs. 14-35 – 14-40 . -Reserved](#)

ARTICLE ~~III~~ IV. RABIES CONTROL³

Sec. 14-41. Rabies control authority.

The animal control officer is the rabies control authority for the city.

State law reference(s)—Designation of rabies control authority required, ~~V.T.C.A., Texas~~ Health and Safety Code § 822.017.

Sec. 14-42. Vaccination of dogs and cats.

- (a) The owner of each dog or cat shall have the dog or cat vaccinated against rabies by the time it is four months of age and within each subsequent 12- to 36-month interval thereafter whichever is applicable. All dogs or cats vaccinated at four months of age or older shall be revaccinated at one year of age and at regular intervals thereafter as prescribed by the state board of health rules. Any person moving into the city from a location outside of the city shall comply with this section within ten days after having moved into the city.
- (b) Upon vaccination, the veterinarian shall execute and furnish to the owner of the dog or cat as evidence thereof, a certificate upon a form furnished by the veterinarian. The veterinarian shall retain a duplicate copy. Such certificate shall contain the following information:
- (1) The name, address and telephone number of the owner of the vaccinated dog or cat.
 - (2) The date of vaccination.
 - (3) The type of rabies vaccine used.
 - (4) The year and number of rabies tag.
 - (5) The breed, age, color and sex of the vaccinated dog or cat.
- (c) Concurrent with the issuance and delivery of the certificate of vaccination, the owner of the dog or cat shall cause to be attached to the collar or harness of the vaccinated dog or cat a metal tag, serially numbered to correspond with the vaccination certificate number, and bearing the year of issuance and the name of the issuing veterinarian and his address. The owner shall cause the collar or harness, with the attached metal tag, to be worn by his dog or cat at all times.

³State law reference(s)—Rabies Control Act of 1981, ~~V.T.C.A., Texas~~ Health and Safety Code § 826.001 et seq.

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- (d) In the event of loss or destruction of the original tag provided in subsection (c) of this section, the owner of the dog or cat shall obtain a duplicate tag. Vaccination certificates and tags shall be valid only for the animal for which it was originally issued.
 - (e) It shall be unlawful for any person who owns or harbors a vaccinated dog or cat to fail or refuse to exhibit his copy of the certificate of vaccination upon demand to any person charged with the enforcement of this chapter.
 - (f) It shall be unlawful for any person to harbor any dog or cat which has not been vaccinated against rabies, as provided herein, or which cannot be identified as having a current vaccination certificate.

(Code 1985, § 4-26; Code 2000, § 14-46)

State law reference(s)—Vaccination of dogs and cats required, ~~V.T.C.A., Texas~~ Health and Safety Code § 826.021.

Sec. 14-43. Animals exposed to a rabid animal.

Not currently vaccinated animals which have been bitten by, directly exposed by physical contact with, or directly exposed to the fresh tissues of a rabid animal shall be:

- (1) Humanely killed; or
- (2) Immediately vaccinated against rabies, placed in confinement for 90 days, and given booster vaccinations during the third and eighth weeks of confinement. For young animals, additional vaccinations may be necessary to ensure that the animal receives at least two vaccinations at or after the age prescribed by the United States Department of Agriculture (USDA) for the vaccine administered.
 - a. Currently vaccinated animals which have been bitten by, directly exposed by physical contact with, or directly exposed to the fresh tissues of a rabid animal shall be:
 - 1. Humanely killed; or
 - 2. Immediately given a booster rabies vaccination and placed in confinement for 45 days.
 - b. These provisions apply only to domestic animals for which a USDA-licensed rabies vaccine is available.
 - c. In situations where none of the requirements of this section are applicable, the recommendations contained in the latest edition of the publication titled Compendium of Animal Rabies Prevention and Control, published by the National Association of State Public Health Veterinarians, should be followed. The administration of a rabies vaccine in a species for which no licensed vaccine is available is at the discretion of the veterinarian; however, an animal receiving a rabies vaccine under these conditions will not be considered to be vaccinated against rabies virus in potential rabies exposure situations.

State law reference(s)—Quarantining of animals exposing humans to rabies, ~~V.T.C.A., Texas~~ Health and Safety Code § 826.041 et seq.; domestic animals exposed to rabies, 25 TAC § 169.30.

Sec. 14-44. Animals exposed to rabies.

Any person having knowledge of the existence of any animal known to have been, or suspected of being, exposed to rabies must immediately report such knowledge to the rabies control officer or animal control officer, giving any information which may be required. For any animal known to have been, or suspected of being, exposed to rabies, the following rules shall apply:

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- (1) Animals having a current vaccination must be confined as provided in section 14-47 according to the method prescribed by the rabies control officer or animal control officer.
 - (2) Animals not having a current vaccination should be humanely destroyed in such a manner that the brain is not damaged and a suitable specimen (head with brain intact or brain) submitted to a state department of health services-designated laboratory for rabies testing as specified in state law. However, if the owner of such an animal elects, the owner may, at the owner's expense and in a manner prescribed by the rabies control officer or animal control officer, confine the animal as provided in section 14-47.

(Code 1985, § 4-27; Code 2000, § 14-47)

State law reference(s)—Rabies control, animal exposed to rabies, [V.T.C.A., Texas](#) Health and Safety Code § 826.041.

Sec. 14-45. Animals biting humans.

- (a) Any person having knowledge of an animal bite to a human will report the incident to the police department and rabies control officer or animal control officer as soon as possible, but not later than 24 hours from the time of the incident.
- (b) The owner of the biting animal will place that animal in quarantine as prescribed in this article under the supervision of the Bay City, Matagorda County Animal Impound Manager.
- (c) The rabies control officer or animal control officer will investigate each bite incident, utilizing standardized reporting forms provided by the state department of health services.
- (d) Human bites from Didelphimorphia, Insectivora, Rodentia, Lagomorpha and Xenarthra (rodents, rabbits, birds and reptiles) are excluded from the reporting requirements of this section.

(Code 1985, § 4-28; Code 2000, § 14-48)

State law reference(s)—Reports and quarantining of animals exposed to rabies, [V.T.C.A., Texas](#) Health and Safety Code § 826.041 et seq.

Sec. 14-46. Observation period and quarantine period.

- (a) The observation period is the time following a potential rabies exposure during which the health status of the animal responsible for the potential exposure must be monitored. The observation period for dogs, cats and domestic ferrets (only) is ten days (240 hours). The observation period for other animals, not including those defined in 25 TAC § 169.22 as high risk or low risk, is 30 days. All observation periods are calculated from the time of the potential exposure.
- (b) The quarantine period is that portion of the observation period during which an animal that has potentially exposed a human to rabies is under physical confinement for observation as provided for in section 14-47 (25 TAC § 169.27 relating to Quarantine Method and Testing).

Sec. 14-47. Quarantine procedures for animals.

- (a) When a dog, cat, or domestic ferret which has bitten a human has been identified, the custodian will place the animal in quarantine as defined in the [V.T.C.A., Texas](#) Health and Safety Code, § 826.002, until the end of the ten-day observation period. The animal must also be quarantined if there is probable cause to believe that it has otherwise exposed a human to rabies. The observation period will begin at the time of the exposure. The animal must be placed in a department of state health services-licensed quarantine facility

specified by the local rabies control authority and observed at least twice daily. However, the local rabies control authority may allow the animal to be quarantined in a veterinary clinic. As an alternative, the local rabies control authority may allow home confinement. If the potential rabies exposure occurs in a city or county other than where the animal's custodian resides, the animal may be transferred to a department-licensed quarantine facility or a veterinary clinic in the city or county of the custodian's residence or allowed home confinement, if applicable, if there is mutual agreement to do so between the local rabies control authorities for the city or county where the exposure occurred and where the custodian resides. The alternative to quarantining (to include home confining) a dog, cat, or domestic ferret is to have the animal humanely killed in such a manner that the brain is not damaged and a suitable specimen (head with brain intact or brain) submitted to a department of state health services-designated laboratory for rabies testing as specified in subsection (h) of this section. To allow home confinement, the following criteria must be met:

- (1) A secure enclosure approved by the local rabies control authority must be used to prevent escape.
 - (2) The animal has been vaccinated against rabies and the time elapsed since the most recent vaccination has not exceeded the manufacturer recommendations for the vaccine. If an unvaccinated animal is not over 16 weeks of age at the time of the potential exposure, it may be allowed home confinement.
 - (3) The local rabies control authority or a veterinarian must observe the animal at least on the first and last days of the home confinement.
 - (4) The animal was not a stray as defined in the [V.T.C.A., Texas](#) Health and Safety Code § 826.002, at the time of the potential exposure.
- (b) A domestic animal which has potentially exposed a human and has been designated by the local rabies control authority as unowned may be humanely killed. A suitable specimen shall be submitted for rabies testing as specified in subsection (h) of this section.
- (c) If the animal implicated in the potential exposure is a high-risk animal having a high probability of transmitting rabies which includes skunks, bats, foxes, coyotes, and raccoons, it shall be humanely killed and a suitable specimen submitted for rabies testing as specified in subsection (h) of this section.
- (d) If the animal implicated in the potential exposure is a low-risk animal, neither quarantine nor rabies testing will be required unless the local rabies control authority has cause to believe the animal is rabid, in which case it shall be humanely killed and a suitable specimen submitted for rabies testing as specified in subsection (h) of this section.
- (e) The local rabies control authority may require an animal which has inflicted multiple bite wounds, punctures, or lacerations to a person to be humanely killed and a suitable specimen submitted for rabies testing as specified in subsection (h) of this section.
- (f) If the animal implicated in the potential exposure is not included in subsection (a), (b), (c), (d), or (e) of this section, the animal will be humanely killed and a suitable specimen submitted for rabies testing as specified in subsection (h) of this section or the local rabies control authority may require the animal to be quarantined at a department-licensed quarantine facility or a veterinary clinic, or confined elsewhere as deemed appropriate by the local rabies control authority for the 30-day observation period as an alternative to killing and testing. If the potential rabies exposure occurs in a city or county other than where the animal's custodian resides, the animal may be transferred to a department-licensed quarantine facility or a veterinary clinic in the city or county of the custodian's residence or allowed confinement deemed appropriate if there is mutual agreement to do so between the local rabies control authorities for the city or county where the exposure occurred and where the custodian resides.
- (g) Any animal required to be quarantined under this section, which cannot be maintained in secure quarantine, shall be humanely killed and a suitable specimen submitted for rabies testing as specified in subsection (h) of this section.
- (h) All laboratory specimens referred to in subsections (a) through (g) of this section shall be submitted in accordance with 25 TAC § 169.33 relating to submission of specimens for laboratory examination).
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- (i) At the discretion of the local rabies control authority, assistance animals may not be required to be placed in quarantine (to include confinement) during the observation period.
 - (j) Police service animals are exempted from quarantine per the ~~V.T.C.A.,~~ [Texas](#) Health and Safety Code § 826.048, including confinement.
 - (k) Animals should not be vaccinated against rabies during the observation period; however, animals may be treated for unrelated medical problems diagnosed by a veterinarian. If the animal becomes ill during the observation period, the local rabies control authority must be notified by the person having possession of the animal.

(Code 1985, § 4-29; Code 2000, § 14-49)

State law reference(s)—Quarantining of animals exposing humans to rabies, ~~V.T.C.A.,~~ [Texas](#) Health and Safety Code § 826.041 et seq., 25 TAC § 169.21 et seq.



AGENDA REQUEST BUSINESS OF THE CITY COUNCIL CITY OF BAY CITY, TEXAS

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	Christella Rodriguez	Presented By <i>(if different)</i>	Chief Rodriguez
Department:	Police	Type of Agenda Item:	Regular

ITEM TITLE: Fee Ordinance to include new Animal permits

AGENDA LANGUAGE:

Discuss, consider, and/or approve an Ordinance of the City of Bay City, Texas, revising the Fee Schedule labeled "Appendix B" in the Code of Ordinances of the City of Bay City, Texas; adopting new fees for Chapter 14 "Animals"; providing for repeal; providing for ratification; providing a penalty; providing for severability; and providing an effective date

EXECUTIVE SUMMARY/BACKGROUND

Adding Multi-Pet Permit fees and Breeding Permit fees to Appendix B Fee Schedule in support to the amended Animal Ordinance.

Strategic Plan 1.1- Animal Capacity

STRATEGIC PLAN GOALS ADDRESSED:

	☒		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

RECOMMENDATION: Approve the amended Fee Ordinance

ATTACHMENTS: Amended Fee Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF BAY CITY, TEXAS, REVISING THE FEE SCHEDULE LABELED “APPENDIX B” IN THE CODE OF ORDINANCES OF THE CITY OF BAY CITY, TEXAS; ADOPTING NEW FEES FOR CHAPTER 14 ANIMALS; PROVIDING FOR REPEAL; PROVIDING FOR RATIFICATION; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Bay City, Texas, (“City”) has adopted numerous ordinances that provide for fees and charges for various city services; and

WHEREAS, the City has determined that it would be convenient to consolidate those fees and charges into one ordinance that can be reviewed and amended as needed from time to time; and

WHEREAS, the City has determined that the fees and charges specified herein are reasonable, necessary, fair, and designed to fund the various activities to which they pertain; and

WHEREAS, the City has determined that the fees and charges specified herein will promote the health, safety, and welfare of City;

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

Section 1. The facts and recitations contained in the preamble to this Ordinance are true and correct and incorporated herein for all purposes.

Section 2. *Fees Schedule adopted.* The City hereby adopts the Fee Schedule for Chapter 14 attached hereto as Exhibit “A” and labeled “Appendix B” in the City of Bay City, Texas, Code of Ordinances and imposes the fees and charges set forth therein upon the various services to which they pertain. These fees and charges shall be collected by the City in accordance with the various City ordinances that more particularly describe each such fee or charge.

Section 3. *Repeal.* All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

Section 4. *Ratification.* The City ratifies any past action taken regarding charging of fees.

Section 5. *Penalty.* Any person who violates or causes, allows, or permits another to violate any provision of this ordinance, rule, or police regulation of the city shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine or penalty not to exceed five hundred dollars (\$500.00). Each occurrence of any violation of this ordinance, rule, or police regulation shall constitute a separate offense. Each day on which any such violation of this ordinance, rule, or police regulation occurs shall constitute a separate offense.

Section 6. *Severability.* In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Bay City, Texas, declares that it would

have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 7. *Effective Date.* This Ordinance shall be effective on _____, 2026 and may be published as required by law.

PASSED, APPROVED, AND ADOPTED on this 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary
City of Bay City

Anne Marie Odefey, City Attorney

<u>Council Member:</u>	<u>Voted Aye</u>	<u>Voted No</u>	<u>Absent</u>
Robert K. Nelson Mayor	_____	_____	_____
Benjamin Flores	_____	_____	_____
Jim Folse Mayor Pro Tem	_____	_____	_____
Bradley Westmoreland	_____	_____	_____
Susan Reardon	_____	_____	_____
Blayne Finlay	_____	_____	_____

Robert K. Nelson, Mayor
City of Bay City

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary

Anne Marie Odefey, City Attorney

EXHIBIT A

APPENDIX B – FEE SCHEDULE

<u>Chapter 14 - Animals</u>		
14-	Animal impound	\$25.00 first day, \$10.00 each additional day
<u>14-20</u>	<u>Multiple Pet Permit</u>	<u>\$25 annually</u>
<u>14-22</u>	<u>Breeder Animal Permit</u>	<u>\$25 annually</u>
<u>14-44</u>	Animal quarantine - Rabies	\$30.00 Processing fee \$15.00 per day



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/20/2026
Prepared By:	Jennifer Davis	Presented By <i>(if different)</i>	
Department:	Finance	Type of Agenda Item:	Regular

ITEM TITLE: Quarterly Financial and Investment Report for the Quarter Ending December 31, 2025

AGENDA LANGUAGE:

Discuss, Consider, and/or Approve the City's Quarterly Financial and Investment Report for the Quarter Ending December 31, 2025.

EXECUTIVE SUMMARY/BACKGROUND

BACKGROUND: Quarterly financial reports provide the most accurate reflection of the quarter activity for each major fund. Reports are provided to City Council via email with a formal presentation at the next available Council meeting. In addition, the Finance Committee meets quarterly to review the Investment Report in detail. This time also serves as an opportunity to discuss the City's finances. In the event that financial decisions or budgetary amendments need attention prior to this date-the Finance Director shall request a Special Called Meeting. All reports are posted to the City's website along with other financial information.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

Financial Implications: Timely financial data provides City Council time to make informed decisions to prevent any negative financial implications.

RECOMMENDATION: Staff recommends City Council approve the Quarterly Financial & Investment Report.

ATTACHMENTS: Quarterly Financial Report for Quarter Ending December 31, 2025.



CITY OF BAY CITY

FY 2026 1st Quarter Financial Report

As of December 31, 2025

The City of Bay City Finance Department is dedicated to excellence in local government, comprehensive fiscal management, compliance, and reporting. The Quarterly Report is used to provide our internal and external customers financial reporting with easy-to-read narratives regarding the City's financial position.

This report represents a general overview of financial operations through **December 2025**, the third month, and **25.00%** of FY 2026.

1. The **Financial Summaries** provide comparative data for revenues and expenditures by fund. Data shows current monthly and year-to-date information as it relates to budget. Beginning fund balances are estimates until the final audit is complete.
 - The **General Fund** is the general operating fund of the City. It is used to account for all financial resources except those accounted for in other specific funds. This fund includes all general tax revenues and other receipts that are not restricted by law or contractual agreement to some other fund. General operating expenditures, fixed charges and capital improvement costs not paid through other funds are paid from this fund.
 - The **Public Utility Fund** accounts for the operations costs to provide water and sewer services to the citizens of Bay City.
 - The **Airport Fund** is used to account for the operations of the Airport, and to account for the rent generated from its T-hangers and fuel sold.
 - The **Hotel/Motel Occupancy Tax Fund** was established to directly enhance and promote tourism and the convention and hotel industry, or other expenses as approved by State Law.
2. The **Investment Report** provides a description of investment activity during the quarter.

This report does not include all funds related to the City of Bay City's Operations—please refer to the City's Comprehensive Annual Financial Report & the City's Annual Budget available on the City's website (www.cityofbaycity.org).

Go to the Finance Department's Web Page for all financial transparency information. This includes audits, budgets, quarterly reports, and check registers.

General Fund Overview

Revenue Highlights

Revenues total \$3,821,089 or 19.1% of the budget.

- Property Tax. The certified value totaled \$1.2 billion. Through December, the City received \$462,456 or (7.81%) of the 5.9-million-dollar property tax maintenance and operation budget. Most property taxes are received by January to avoid penalties.
- Sales tax. First Quarter Sales Tax Allocation to the City is **down 3.36%** (\$66,124) as compared to the first quarter in prior year.
- Franchise fees are slightly over budget target due to timing of franchise tax payments.
- Licenses & Permit fees are slightly under budget target due to timing of housing activity.
- Fines and penalties (Court Fines)- \$ 50,087 (28.62% of budget).
- Charges for services represent sanitation fees - \$920,345 (25.47% of budget).
- Miscellaneous Revenue represents interest income, grant payments, interlocal agreements (i.e. County), and various park rental income- \$146,444

General Fund Expenditure Highlights

Expenditures total \$4,052,174 or 19.8% of budget.

Most departments are under the 25% budget target. Budgets that are above the budget target are primarily due to timing of payments and will most likely require amendments.

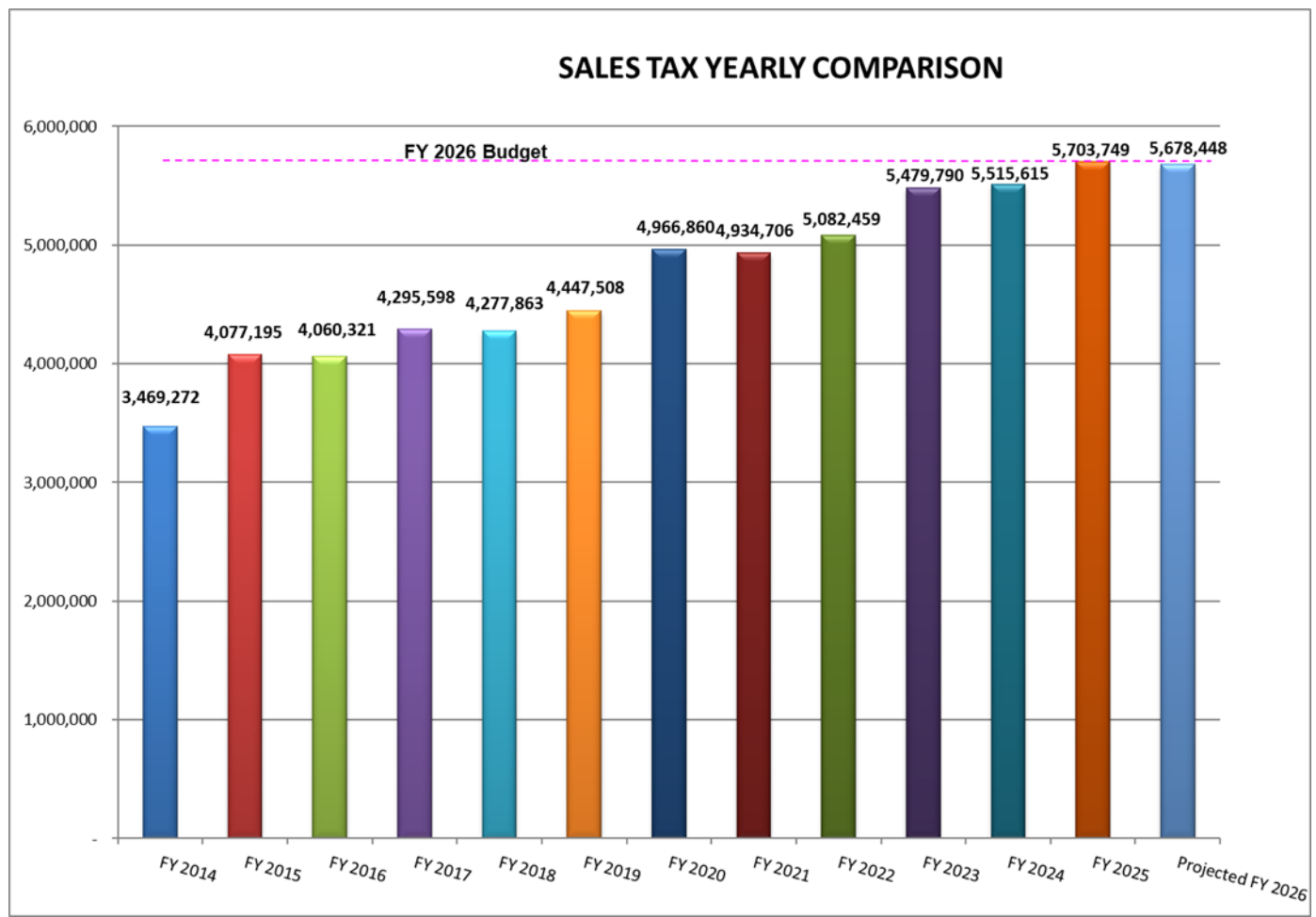
- Main Street
- Human Resources
- Recycling Center
- Recreational Programs

Fund Balance

The General Fund's fund balance is budgeted to remain flat. **The City's reserve level currently is above the minimum policy of 25%.** See bottom of page 3 for more clarification. The unaudited beginning cash position (October 1, 2025) was 5.6 million which represents approximately 30% of operating expenditures including transfers. Transfers include funding for departments/funds such as Information Technology, Facilities/Equipment Maintenance, and the Bay City Regional Airport. The City plans to maintain reserves between 90 days (policy) and 120 days (goal) or 25% and 32% of operating expenditures. Reserves above 25% may be used to fund non-reoccurring expenditures (i.e. capital projects).

GENERAL FUND FINANCIAL SUMMARY

City of Bay City					
Financial Statement					
As of December 31, 2025					
General Fund (Fund 11)					
Percent of Fiscal Year Complete	25%				
	Total Budget	YTD Actual*	(Over)Under Budget to Date	% FY 2026 Budget	
Beginning Fund Balance	\$ 5,560,727	\$ 5,560,727	Unaudited		
REVENUES					
Property Taxes	5,924,000	462,459	(5,461,541)		7.8%
Sales Tax	5,812,500	1,424,878	(4,387,623)		24.5%
Other Local Taxes (Franchise)	1,505,000	395,027	(1,109,973)		26.2%
Charges for Services (Sanitation)	3,613,000	920,345	(2,692,655)		25.5%
Fines & Penalties	193,000	55,089	(137,911)		28.5%
Licenses & Permits	399,500	85,598	(313,902)		21.4%
Miscellaneous	1,213,000	146,444	(1,066,557)		12.1%
Transfers (Hotel/Motel & Utility)	1,390,000	331,250	(1,058,750)		23.8%
Total Revenues	\$ 20,050,000	\$ 3,821,089	\$ (16,228,911)		19.1%
EXPENDITURES					
Administrative Council	363,003	88,403	274,600		24.4%
City General Services	3,386,348	757,005	2,629,343		22.4%
City Secretary	228,097	44,830	183,267		19.7%
Main Street	156,481	44,401	112,080		28.4%
Human Resources	264,076	66,565	197,511		25.2%
Municipal Court	533,596	119,700	413,896		22.4%
Finance	345,934	85,019	260,915		24.6%
Planning & Development	1,122,045	216,099	905,946		19.3%
Police	5,966,506	1,332,543	4,633,963		22.3%
Animal Impoundment	260,000	49,601	210,399		19.1%
Fire Department	544,508	48,392	496,116		8.9%
Recycling Center	269,428	68,930	200,498		25.6%
Street and Bridge	4,438,898	518,063	3,920,835		11.7%
Parks	1,257,777	311,721	946,056		24.8%
Riverside Park	273,431	55,388	218,043		20.3%
Recreational Programs	95,844	40,407	55,437		42.2%
Pool Operations	69,300	15,999	53,301		23.1%
Library	668,067	138,355	529,712		20.7%
Communications	256,661	50,753	205,908		19.8%
Total Expenditures	\$ 20,500,000	\$ 4,052,174	\$ 16,447,826		19.8%
*YTD does not includes encumbrances					
Net Revenue (Expenditures)	\$ (450,000)	\$ (231,085)			
Ending Fund Balance	\$ 5,110,727	\$ 5,329,642			
% of Operating Reserves	30%	32%			
Fund Balance Target 90 days (25%)	\$ 4,137,409				
Over/(Under) min Policy Level (25%)	\$ 973,318				



	1st Quarter		% Change from	
	Fiscal Year 2025	Fiscal Year 2026	Prior Year	Variance
October	592,571.85	618,023.11	4.30%	25,451.26
November	675,691.03	647,064.33	-4.24%	(28,626.70)
December	697,697.34	634,749.25	-9.02%	(62,948.09)
Total	1,965,960.22	1,899,836.69	-3.36%	(66,123.53)
City General Fund (75%)	1,474,470.17	1,424,877.52		(49,592.65)
BCCDC (25%)	491,490.06	474,959.17		(16,530.88)
	1,965,960.22	1,899,836.69		(66,123.53)

Budget FY 2026	Projected Sales Tax	Variance
5,812,500	5,678,448	(134,052)

This considers future months are same as last year. (Conservative)

Public Utility Fund Overview

Revenue Highlights

- As a percentage of budget, total Water & Sewer Revenue is 24% slightly below budget expectations.
- Charges for Services (water & sewer taps) is 24.40% slightly below the budget mark.
- Miscellaneous Income is above the budget mark due to interest income.

Expenditure Highlights

Total expenditures for the Utility Fund are 18% of budget.

Budget target is 25%. Each departmental budget is within the budget parameters.

The Utility reserve is budgeted to be approximately 38% of operating expenditures by year-end due to various projects crossing fiscal years. Reserves may be used to take care of any emergency repairs and/or needed capital projects.

PUBLIC UTILITY FUND FINANCIAL SUMMARY

City of Bay City Financial Statement As of December 31, 2025				
Utility Fund (Fund 61)				
Percent of Fiscal Year Complete	25%			
	Total Budget	YTD Actual*	(Over)Under Budget to Date	% FY 2026 Budget
Beginning Fund Balance	5,296,276	\$ 5,296,276	Unaudited	
REVENUES				
Charges for Services	14,645,000	3,574,091	(11,070,909)	24%
Fines & Penalties	170,000	44,435	(125,565)	26%
Miscellaneous	135,000	40,258	(94,742)	30%
Total Revenues	14,950,000	3,658,784	(11,291,216)	24%
EXPENDITURES				
Utility Billing	761,953	146,786	615,167	19%
Utility Maintenance	3,964,950	329,216	3,635,734	8%
Water & WWTP Division	2,614,804	431,499	2,183,305	17%
Utility Operations	9,258,293	2,127,008	7,131,285	23%
Total Expenditures	\$ 16,600,000	\$ 3,034,509	\$ 13,565,491	18%
*YTD does not include encumbrances				
Net Revenue (Expenditures)	\$ (1,650,000)	\$ 624,275		
Ending Fund Balance	\$ 3,646,276	\$ 5,920,551		
% of Operating Reserves	38%	62%		
Target 90 days (25%)	\$ 2,338,815			
Over/(Under) Target	\$ 1,307,461			
Designated for capital projects				
Some encumbered from Prior Year				

Airport Fund Overview

Revenue Highlights

- As a percentage of budget, overall Airport revenues (primarily fuel sales) is 26%, above budget target
- T-Hanger rentals slightly over budget mark (30.47%).
- Other revenue is 26.68% slightly over budget mark primarily due to fuel sales.
- General Fund (Transfers In) subsidizes the Airport by \$225,000-\$250,000 each year.

Expenditure Highlights

- As a percentage of budget, total expenditures are 49%.

AIRPORT FUND FINANCIAL SUMMARY

City of Bay City				
Financial Statement				
As of December 31, 2025				
Municipal Airport Fund (Fund 64)				
Percent of Fiscal Year Complete	25%			
	Total Budget	YTD Actual*	(Over)Under Budget to Date	% FY 2026 Budget
Beginning Fund Balance	\$ 209,979	\$ 209,979	Unaudited	
REVENUES				
Charges for Services	1,000	2,122	1,122	212%
Miscellaneous (Rentals, Grants)	248,000	59,709	(188,291)	24%
Transfers (General Fund & BCCDC)	270,000	67,500	(202,500)	25%
Other Revenue (Fuel Sales)	276,000	73,625	(202,375)	27%
Total Revenues	\$ 795,000	\$ 202,956	\$ (592,044)	26%
EXPENDITURES				
Personnel	306,075	60,078	245,997	20%
Supplies & Materials	218,875	52,417	166,458	24%
Other Charges & Services	105,500	40,742	64,758	39%
Repairs & Maintenance	158,000	57,252	100,748	36%
Capital Expenditures	11,550	179,584	(168,034)	1555%
Total Expenditures	\$ 800,000	\$ 390,073	\$ 409,927	49%
*YTD does not include encumbrances				
Net Revenue (Expenditures)	\$ (5,000)	\$ (187,117)		
Ending Fund Balance	\$ 204,979	\$ 22,862		
No minimum Fund Balance Policy				
General Fund subsidizes approx.				
\$225,000-250,000 each year				
FY 26 GF- \$270,000				

Civic & Cultural Arts Fund (Hotel /Motel Fund) Overview

Revenue Highlights

- As a percentage of budget, total Hotel/Motel Fund is under budget target (20%).
- Hotel revenues are under the budget target by 8%. Most hotels remit tax on a monthly or quarterly basis. First quarter (Oct-Dec.) receipts will not be remitted until January.
- Interest income is \$8,918 over budget expectations.
- Other Income- Special events relate to the Day of the Dead Festival and Camofest.
- Miscellaneous Income: Civic Center rentals are over the budget target and will continue to pick up during Spring and Summer.

Expenditure Highlights

- As a percentage of budget, total expenditures are at 24%.

HOTEL/MOTEL FUND FINANCIAL SUMMARY

City of Bay City				
Financial Statement				
As of December 31, 2025				
Civic & Cultural Arts Fund (Fund 25)				
Percent of Fiscal Year Complete	25%			
	Total Budget	YTD Actual*	(Over)Under Budget to Date	% FY 2026 Budget
Beginning Fund Balance	\$ 866,951	\$ 866,951	Unaudited	
Revenues				
Hotel Occupancy Tax	785,000	133,433	\$ 651,567	17%
Interest Income	17,000	8,082	\$ 8,918	48%
Rental Fees- Civic Center	90,000	14,790	\$ 75,210	16%
Other Income- Special Events	25,000	16,690	\$ 8,310	67%
Other Income- Camofest	50,000	16,875	\$ 33,125	34%
Other Income	5,000	415	\$ 4,585	8%
Total Revenues	\$ 972,000	190,285	\$ 781,715	20%
Expenditures				
Hotel General	151,500	37,500	114,000	25%
Tourism Department	368,800	129,831	238,969	35%
Civic Center	386,700	58,209	328,491	15%
Bay City Theatre	-	381	(381)	0%
Camofest	75,000	11,778	63,222	16%
Total Expenditures	\$ 982,000	\$ 237,699	\$ 744,301	24%
*YTD does not include encumbrances				
Net Revenue (Expenditures)	\$ (10,000)	\$ (47,414)		
Ending Fund Balance	\$ 856,951	\$ 819,537		
Proposed to maintain \$50,000				

OTHER FINANCIAL NOTES

Governmental Funds

[General Fund](#)

Reserve – maintaining minimum levels required by policy

CPI up 2.7 % (December – Year % Change)

Municipal Cost Index (MCI)- up 3.23% (Nov– Year % Change)- This index was developed by American City & County and is designed to show the effects of inflation on the cost of providing municipal services.

Proprietary Funds

[Public Utility Fund](#)

Emergency water and sewer infrastructure repairs are ongoing.

[Airport](#)

Monitoring:

Sales Tax

Hotel Tax Revenue

Investment Report 1st Quarter Fiscal Year 2026

The City has a weighted average portfolio of 114.55 days with an average book yield of 3.88%. The City is liquid with 88% of the portfolio in a 0-1-year maturity. Average interest rates have remained relatively flat since prior quarter except for fixed term investments. Investment earnings are \$339,454 for the quarter and down \$2,332 as compared to the same quarter last year. The investment strategy currently is to diversify & structure a somewhat laddered portfolio (Checking, Investment Pools, and Securities less than 5 years to maturity) to minimize interest rate risk in the future.

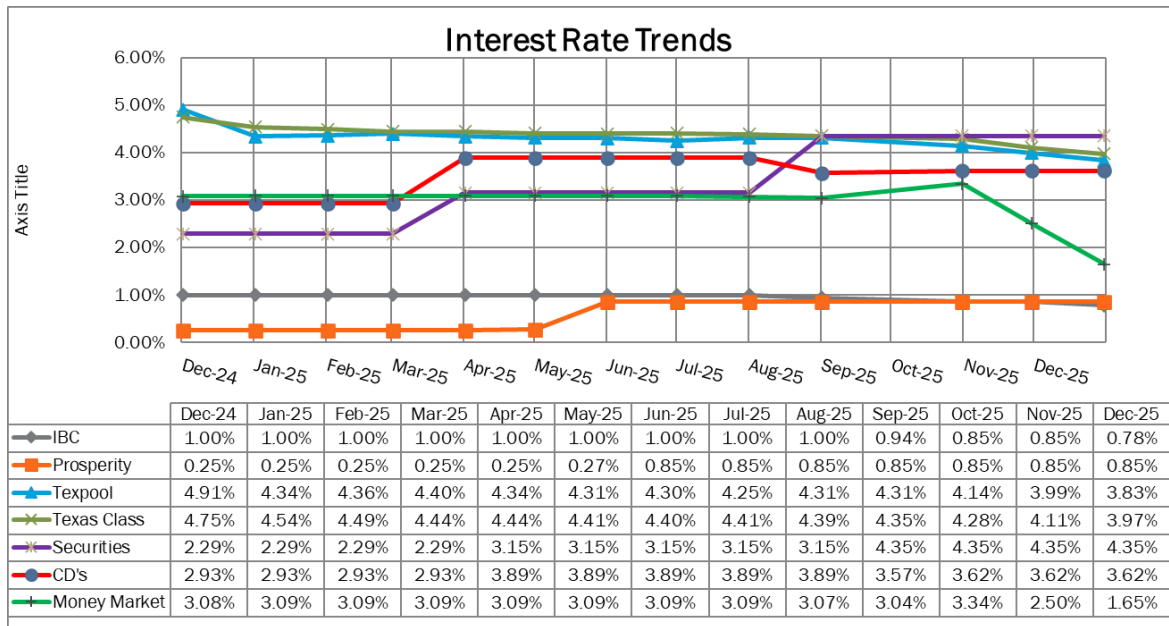
December 31, 2025 Balances

	Total Bal by Type	% of Portfolio
IBC	\$ 466,607.42	2%
Prosperity Bank	\$ 705,161.55	3%
Prosperity Bank- Money Market	\$ 10,439.27	0%
Petty Cash/Cash Drawers	\$ 2,221.73	0%
Texpool	\$ 4,917,495.26	17%
Texas Class	\$ 16,441,398.70	60%
CD's	\$ 4,192,507.81	15%
Securities	\$ 749,787.50	3%
	\$ 27,45,619.24	100 %

Interest Earnings

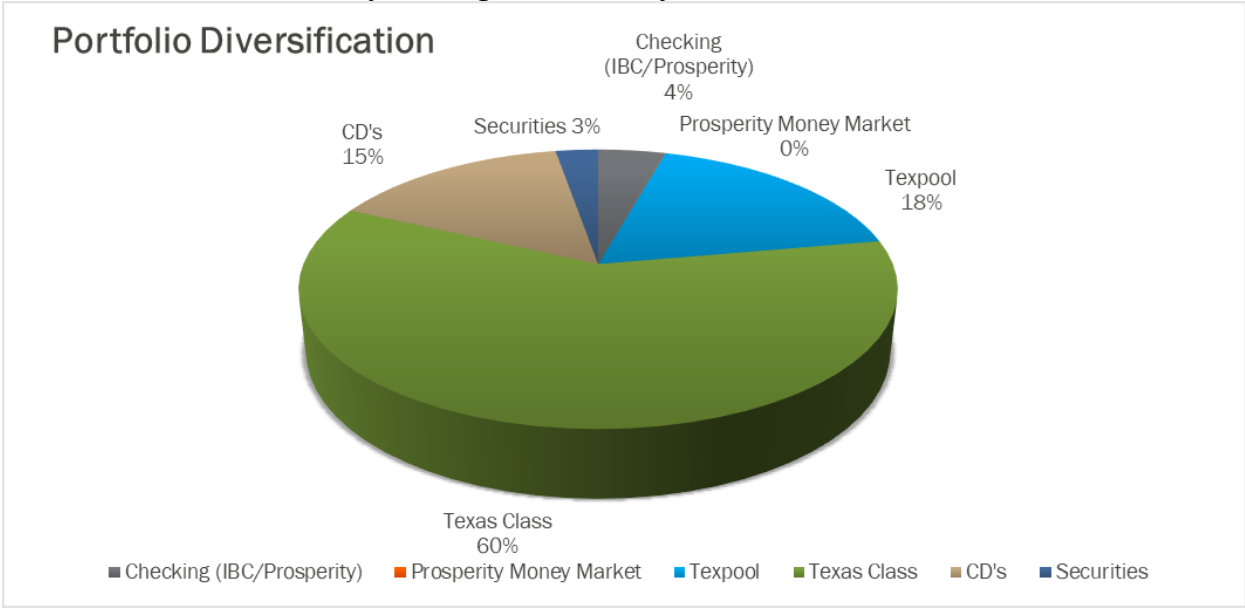
Interest received during the 1st quarter totaled \$339,454 and represents interest paid on checking accounts and investments.

Portfolio	Qtr 12-31-24	Qtr 12-31-25	Over Prior Year
Interest Received	\$341,785.97	\$339,453.72	\$(2,332.25)



Portfolio Diversification

Portfolio Diversification is used to create a structure to reduce investment risks and a portfolio that will experience minimal volatility during economic cycles.



Portfolio Maturity Schedule

The goal is to ladder the City’s portfolio. Due to some economic uncertainty and low interest rates, staying short for investment purposes is the strategy for any investments.

Years to Maturity	Face Value	% Total
0-1	\$ 24,269,324	88%
1-2	\$ 0	0%
2-3	\$ 1,485,000	5%
3-4	\$ 1,731,295	7%
4-5	\$ 0	0%
Total	\$ 27,485,619	100%

	City of BAY CITY vs. Benchmarks					
	for Quarter Ending December 31, 2025					
	BOOK VALUE	MARKET VALUE	Unrealized Gain/<Loss>	Average Book Yield	Benchmark Pools	Benchmark 90 Day T-Bill
	\$ 27,487,155	\$ 27,485,619	(1,535.69)	3.88%	4.06%	3.76%
Weighted Average						
Maturity	114.55 Day(s)		3.88%	Yield		



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	Gabriel Lopez	Presented By <i>(if different)</i>	
Department:	Public Works	Type of Agenda Item:	Consent

ITEM TITLE: Amendment No. 1 to Task Order #DR-4485-0221-01 for the Storm Water Management Plan

AGENDA LANGUAGE:

Consider and/or approve Amendment No. 1 to Task Order #DR-4485-0221-01 for the Storm Water Management Plan under the Professional Services Agreement between the City of Bay City and GrantWorks Inc.

EXECUTIVE SUMMARY/BACKGROUND

The City previously approved Task Order #DR-4485-0221-01 with GrantWorks Inc. for grant administration services related to the Storm Water Management Plan under HMGP DR 4485.

Following coordination with TDEM regarding reimbursement processing, it was identified that the task order should explicitly state the total not to exceed amount in a single line for documentation purposes.

Amendment No. 1 to the task order clarifies the total not to exceed amount that corresponds to the already approved milestone amounts.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☒		☐		☐
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES
There is no change to scope, milestones, or cost. The total not to exceed amount remains \$31,500 and is funded from the HMGP subrecipient management cost line at one hundred percent federal share.

RECOMMENDATION: City Staff recommends approval of Amendment No. 1 to Task Order #DR-4485-0221-01 for the Storm Water Management Plan.

ATTACHMENTS:

- Task Order #DR-4485-0221-01
- Amendment No.1

TASK ORDER #DR-4485-0221-01 AMENDMENT NO. 1
FOR GRANT ADMINISTRATIVE SERVICES
CITY OF BAY CITY
PROFESSIONAL SERVICES AGREEMENT

This Amendment No. 1 is made to Task Order #DR-4485-0221-01 issued in accordance with Amendment No. 1 to the Agreement dated October 10, 2024, between the City of Bay City, hereinafter referred to as the "CLIENT", and GrantWorks Inc., hereinafter referred to as the "CONSULTANT". This Task Order Amendment No. 1 is governed and subject to the terms and conditions of the Agreement, which is fully incorporated herein by reference. All provisions required under 2 CFR 200 and Appendix II to Part 200 are applicable to this Task Order Amendment No. 1.

1. Unchanged Terms:

Except as expressly stated in this Amendment No. 1, all other terms and conditions of the original Task Order remain unchanged and in full force and effect.

2. Amendment:

This Amendment clarifies the total for the entire Task Order to be \$31,500.00 as shown in the table below:

Post-Award Cost Based on Level of Effort:

Milestones – Drainage Plan/Study	Not-to-Exceed Amount
Client Kick Off Meeting	\$4,725.00
Establish record keeping, reporting and financial management systems	
Engineering procurement and contract review	\$6,930.00
Plan/study 50% complete	\$4,095.00
Plan/study complete	\$11,025.00
Adoption/acceptance of plan/study, if applicable	
Closeout paperwork submitted	\$4,725.00
Total for Task Order #DR-4485-0221-01 (Not-to-Exceed Fixed Fee)	\$31,500.00

The above costs are subject to change based on any budget modifications necessary for cost underruns or overruns during the Period of Performance. Such changes will be codified in a Task Order Amendment, numbered in sequential order, and agreed to by both parties.

City of Bay City

By:

Robert K. Nelson, Mayor

Date

GrantWorks, Inc.

By:



Bruce J. Spitzengel, President

January 21, 2026

Date



AGENDA REQUEST BUSINESS OF THE CITY COUNCIL CITY OF BAY CITY, TEXAS

Meeting Date:	1/27/2026	Date Submitted:	1/13/26
Prepared By:	Jeanna Thompson	Presented By <i>(if different)</i>	
Department:	City Secretary	Type of Agenda Item:	Regular

ITEM TITLE: General Election Ordinance

AGENDA LANGUAGE:

Discuss, consider, and/or approve an Ordinance of the City Council of the City of Bay City, Texas, ordering a General Municipal Election to be held on May 2, 2026; authorizing the Mayor, or designee, to enter into an agreement with Matagorda County to conduct the General Municipal Election on behalf of the City of Bay City; designating the places and manner of holding the election; providing for the posting and publication of notice; providing a savings clause; providing an open meetings clause; and, providing an effective date.

EXECUTIVE SUMMARY/BACKGROUND

Ordinance to call for the annual General Election, to elect Council Position #1 and #2. To be held May 2nd at the Service Center and conducted by the Matagorda County Clerk. The County Contract goes before Commissioners Court on January 26th and will be brought to Council on February 24th.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

This section should include information such as:

- *Amount Budgeted: \$12,000*
- *Fund / Account: 11-115-4320*
- *Amount includes County Contract; publications, supplies*

RECOMMENDATION: To approve the ordinance.

ATTACHMENTS: Agenda Request, Ordinance

ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS, ORDERING A GENERAL MUNICIPAL ELECTION TO BE HELD ON MAY 2, 2026; AUTHORIZING THE MAYOR, OR DESIGNEE, TO ENTER INTO AN AGREEMENT WITH MATAGORDA COUNTY TO CONDUCT THE GENERAL MUNICIPAL ELECTION ON BEHALF OF THE CITY OF BAY CITY; DESIGNATING THE PLACES AND MANNER OF HOLDING THE ELECTION; PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; PROVIDING A SAVINGS CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of Bay City (the “City”) will hold a General Municipal Election for the election of a City Councilmember positions designated as Councilmember Position 1 and Councilmember Position 2, on May 2, 2026 (the “General Election”); and

WHEREAS, The City Council of the City (the “Council”) finds that it is in the public interest that the City enter into an election services contract with Matagorda County in order to provide the most efficient and convenient voting opportunities for the City’s General Election, with voting available in all Matagorda County polling locations and the potential for extended hours for early voting; **NOW THEREFORE,**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAY CITY:

SECTION 1. THAT the recitals to this Ordinance are true and correct and are hereby incorporated into this Ordinance for all intents and purposes.

SECTION 2. THAT the general municipal election (the “General Election”) of the City of Bay City, Texas (the “City”), for election of members of the City Council of the City (the “Council”) as prescribed by the City Charter, shall be held between seven o’clock (7:00) a.m. and seven o’clock (7:00) p.m. on the 2nd day of May 2026, in the corporate limits of the City, for the purpose of electing Councilmember Position 11 and Councilmember Position 2 as established with Matagorda County and in accordance with the election laws of the State of Texas, all such arrangements for which are authorized by the adoption of this Ordinance and the election services contract with Matagorda County.

SECTION 3. THAT the present boundaries of the City constitute one (1) election precinct. The polling places for this election precinct shall be as designated by Matagorda County.

SECTION 4. THAT the General Election shall be held in accordance with, and shall be governed by, the election laws of the State of Texas. The Council, pursuant to Chapter 271 of the Texas Election Code, authorizes the City Manager to enter into an election agreement with Matagorda for this election. The City Secretary, the Mayor, and the City Manager are hereby authorized to perform all duties and take all actions as required by any election services contracts related to the General Election.

SECTION 5. THAT any eligible and qualified person may have his or her name placed upon the official ballot of the General Election as a candidate by submitting an application in accordance with

Section 141.031 of the Texas Election Code (the “Application”). The Application must be in writing, signed, and sworn to by the candidate and it must indicate that the candidate swears to the Application. The Application may be filed with the City Secretary beginning on January 14, 2026, but not later than 5:00 p.m. on February 13, 2026. Candidate filings will be accepted in person from 8 a.m. to 5 p.m. Monday through Friday at the Office of the City Secretary, 1901 5th Street, Bay City, Texas 77414; by mail at the Office of the City Secretary, 1901 5th Street, Bay City, Texas 77414; by fax at 979-323-1681; or, by email at citysecretary@cityofbaycity.org

SECTION 6. THAT Matagorda County shall designate the Main Early Voting Location for early voting for the General Election and shall appoint the Early Voting Clerk and Deputy Early Voting Clerk for early voting in person and voting by mail, who shall, upon approval of an application for ballot by mail related to the General Election, provide balloting materials to the voter in accordance with the election laws of the State of Texas. Applications for ballot by mail (the “ABBM”) shall be mailed, faxed, emailed, or delivered by common or contract carrier to:

By Regular Mail:

Stephanie Wurtz

1700 7th St., Room 202

Bay City, Texas 77414

Phone (979) 244-7680

Email: coclerk@co.matagorda.tx.us

SECTION 7. THAT the deadline to hand-deliver an ABBM is Tuesday, April 22, 2025. The last day for the early voting clerk to receive applications for a ballot to be voted by mail via mail (regardless of postmarked date), fax, common or contract carrier, or email, is Tuesday, April 20, 2026, in accordance with Section 84.007(c) of the Texas Election Code. If a voter submits an ABBM via fax or email, the Early Voting Clerk must receive an original or a copy with a wet signature via mail within four (4) business days of the submission of the fax or email, in accordance with Section 84.007(b-1) of the Texas Election Code.

SECTION 8. THAT the places at which Early Voting by personal appearance shall be conducted shall be designated by Matagorda County. During the lawful early voting period, the Early Voting Clerk shall keep such locations for early voting open for early voting as required by the Texas Election Code, at a minimum.

SECTION 9. THAT voting at the General Election, including early voting, shall be by the use of voting machines; and the ballots of the General Election shall conform to the election laws of the State of Texas, as amended. Matagorda County, via an election services contract with the City shall obtain, or cause to be obtained, the necessary electronic tabulating equipment, to arrange for the testing thereof as provided by law and to employ a duly qualified manager and a duly qualified tabulation supervisor to perform the duties respectively imposed on them by law with respect to the processing and tabulation of ballots at the Central Counting Station.

SECTION 10. The City Secretary shall issue notice of the General Election to be published in a newspaper of general circulation in the City of Bay City at least one (1) time, not more than thirty (30) days nor less than ten (10) days before the election, and that the said City Secretary is hereby directed to post or cause to be posted in a public place within the City of Bay City limits, said proclamation at least twenty-one (21) days before said election.

SECTION 11. THAT the City Secretary are hereby authorized to execute and issue, for and on behalf of the City, such orders, documents, and forms as may, from time to time, be promulgated by the Secretary of State of the State of Texas in conjunction with the General Election.

SECTION 12. THAT each and every provision, paragraph, sentence, and clause of this Ordinance has been separately considered and passed by the Council, and each provision would have been separately passed without any other provision; and, if any provision hereof shall be ineffective, invalid, or unconstitutional, for any cause, it shall not impair or affect the remaining portion, or any part thereof, but the valid portion shall be in force just as if it had been passed alone.

SECTION 13. THAT the Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place, and subject of the meeting of the Council during which it considered this Ordinance was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by Chapter 551 of the Texas Government Code; and, that said meeting was open to the public as required by law at all times during which this Ordinance and the subject matter thereof was discussed, considered, and formally acted upon. The Council further ratifies, approves, and confirms the contents and posting of such written notice.

SECTION 14. THAT this Ordinance shall be in effect immediately upon its passage and approval.

PASSED, APPROVED, AND ADOPTED this 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

Jeanna Thompson, City Secretary

APPROVED AS TO FORM:

Anne Marie Odefey, City Attorney.

COUNCIL MEMBER	VOTED AYE	VOTED NO	ABSENT
James Folse Mayor Pro Tem	_____	_____	_____
Benjamin Flores	_____	_____	_____
Brad Westmoreland	_____	_____	_____
Susan Reardon	_____	_____	_____
Blayne Finlay	_____	_____	_____
Robert K. Nelson Mayor	_____	_____	_____

Robert K. Nelson, Mayor
City of Bay City, Texas



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	01/16/2026
Prepared By:	Jeanna Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #1 Board Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Bryan Prochnow and DC Dunham to the Board of Directors to Reinvestment Zone Number One, City of Bay City, Texas.

EXECUTIVE SUMMARY/BACKGROUND

Appointing one new member, Susan Reardon, representing the City and re-appointing Jim Folse (City) Bryan Prochnow (Hospital District) and DC Dunham (Hospital District) serving two year terms.

STRATEGIC PLAN GOALS ADDRESSED:

Safety & Community Appearance	☐	Community & Civic Engagement	☒	Infrastructure	☐	Planning & Development	☐	Culture & recreation	☒	Operational Excellence	☒

FINANCIAL NOTES

NA

RECOMMENDATION: To approve the appointments of Board members.

ATTACHMENTS: Resolution

TIRZ #1 Board

Last Name	Fist Name	Term_End	Posistion	Comments	Status
Israel	Tina	2/13/26	Board Member	City	Susan Reardon
Folse	Jim	2/13/26	Vice-Chair	City	re-appt
Pronchnow	Bryan	2/13/26	Board Member	Hospital	re-appt
Dunham	DC	2/13/26	Board Member	Hospital	re-appt
Estlinbaum	Mike	1/1/27	Board Member	County	
Cook	Bubba	1/1/27	Board Member	County	
Cornman	Bill	2/13/27	Board Member	City	
Hlavinka	Craig	2/13/27	Board Member	Port Authority	
Sitz	Becca	2/13/27	Chair	City	

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE APPOINTMENT OF SUSAN REARDON, THE RE-
APPOINTMENT OF JIM FOLSE, BRYAN PROCHNOW, AND D C DUNHAM TO
THE BOARD OF DIRECTORS TO REINVESTMENT ZONE NUMBER ONE,
CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Reinvestment Zone Number One, City of Bay City, Texas (Zone) on November 19, 2015 under City Ordinance Number 1556; and

WHEREAS, City Ordinance Number 1556 created a nine (9) member Board of Directors (Board) for the Zone; and

WHEREAS City Ordinance Number 1556 allows each taxing unit that levies taxes on real property in the Zone and contribute tax increment to the Zone to appoint a member to the Board per Chapter 311 of the Texas Tax Code (Act); and

WHEREAS, it is the desire of the City to appoint Susan Reardon to serve a term of two (2) years; and

WHEREAS, it is the desire of the City to re-appoint Jim Folse to serve a term of two (2) years; and

WHEREAS, the City Council recognizes the Hospital district's re-appointment of Bryan Prochnow and D C Dunham to serve a term of two (2) years; and

NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson,
City Secretary

Anne Marie Odefey
City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	J Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #1 Board Chair

AGENDA LANGUAGE:

Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #1 Board to serve a one (1) year term

EXECUTIVE SUMMARY/BACKGROUND

Per Ordinance, Board Chairs are appointed by the Mayor for one year terms. The Board selects the Vice Chair.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- n/a

RECOMMENDATION: Approve Jim Folse as Chair

ATTACHMENTS: None



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	01/16/2026
Prepared By:	Jeanna Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #2 Board Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Bryan Prochnow and DC Dunham to the Board of Directors to Reinvestment Zone Number Two, City of Bay City, Texas.

EXECUTIVE SUMMARY/BACKGROUND

Appointing one new member representing the City, Susan Reardon, and re-appointing Jim Folse (City), and Bryan Prochnow (Hospital District) and DC Dunham (Hospital District) serving two year terms.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☒		☒
Safety & Community Appearance	☐	Community & Civic Engagement	☒	Infrastructure	☐	Planning & Development	☐	Culture & recreation	☒	Operational Excellence	☒

FINANCIAL NOTES

NA

RECOMMENDATION: To approve the appointments of Board members.

ATTACHMENTS: Resolution

TIRZ #2 Board

Last Name	Fist Name	Term_End	Posistion	Comments	Status
Israel	Tina	2/13/26	Board Member	City	Susan Reardon
Folse	Jim	2/13/26	Vice-Chair	City	re-appt
Pronchnow	Bryan	2/13/26	Board Member	Hospital	re-appt
Dunham	DC	2/13/26	Board Member	Hospital	re-appt
Estlinbaum	Mike	1/1/27	Board Member	County	
Cook	Bubba	1/1/27	Board Member	County	
Cornman	Bill	2/13/27	Board Member	City	
Hlavinka	Craig	2/13/27	Board Member	Port Authority	
Sitz	Becca	2/13/27	Chair	City	

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE APPOINTMENT OF SUSAN REARDON, THE RE-
APPOINTMENT OF JIM FOLSE, BRYAN PROCHNOW, AND D C DUNHAM TO
THE BOARD OF DIRECTORS TO REINVESTMENT ZONE NUMBER TWO,
CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Reinvestment Zone Number Two, City of Bay City, Texas (Zone) on November 19, 2015 under City Ordinance Number 1557; and

WHEREAS, City Ordinance Number 1557 created a nine (9) member Board of Directors (Board) for the Zone; and

WHEREAS City Ordinance Number 1557 allows each taxing unit that levies taxes on real property in the Zone and contribute tax increment to the Zone to appoint a member to the Board per Chapter 311 of the Texas Tax Code (Act); and

WHEREAS, it is the desire of the City to appoint Susan Reardon to serve a term of two (2) years; and

WHEREAS, it is the desire of the City to re-appoint Jim Folse to serve a term of two (2) years; and

WHEREAS, the City Council recognizes the Hospital district's re-appointment of Bryan Prochnow and D C Dunham to serve a term of two (2) years; and

NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson,
City Secretary

Anne Marie Odefey
City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	J Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #2 Board Chair

AGENDA LANGUAGE:

Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #2 Board to serve a one (1) year term

EXECUTIVE SUMMARY/BACKGROUND

Per Ordinance, Board Chairs are appointed by the Mayor for one year terms. The Board selects the Vice Chair.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- n/a

RECOMMENDATION: Approve Jim Folse as Chair

ATTACHMENTS: None



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	01/16/2026
Prepared By:	Jeanna Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #3 Board Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folsie, Bryan Prochnow, County Precinct 1 Commissioner and County Precinct 2 Commissioner to the Board of Directors to Reinvestment Zone Number Three, City of Bay City, Texas.

EXECUTIVE SUMMARY/BACKGROUND

Appointing one new member representing the City, Susan Reardon, serving a one year term, and re-appointing Jim Folsie (City), Bryan Prochnow (Hospital District) and County Commissioners Bubba Cook (pct. 1) and Mike Estlinbaum (pct.2); each to serve a two year term.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☒		☒
Safety & Community Appearance	☐	Community & Civic Engagement	☒	Infrastructure	☐	Planning & Development	☐	Culture & recreation	☒	Operational Excellence	☒

FINANCIAL NOTES

NA

RECOMMENDATION: To approve the appointments of Board members.

ATTACHMENTS: Resolution

TIRZ #3 Board

Last Name	Fist Name	Term_End	Posistion	Comments	Status
Folse	Jim	02/13/26	Chair	City	re-appt
Cook	Bubba	02/13/26	Board Member	County	re-appt
Estlinbaum	Mike	02/13/26	Board Member	County	re-appt
Prochnow	Bryan	02/13/26	Board Member	Hospital	re-appt
Dunham	DC	02/13/27	Board Member	Hospital	
Denbow	Samantha	02/13/27	Board Member	City/resigned	Susan Reardon, 1 yr term

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE APPOINTMENT OF SUSAN REARDON, THE RE-
APPOINTMENT OF JIM FOLSE, BRYAN PROCHNOW, MATAGORDA
COUNTY PRECINCT 1 (EDWARD “BUBBA” COOK), MATAGORDA COUNTY
PRECINCT 2 (MIKE ESTLIMBAUM) TO THE BOARD OF DIRECTORS TO
REINVESTMENT ZONE NUMBER THREE, CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Reinvestment Zone Number Three, City of Bay City, Texas (Zone) on February 23, 2017 under City Ordinance Number 1593; and

WHEREAS, City Ordinance Number 1593 created a six (6) member Board of Directors (Board) for the Zone; and

WHEREAS City Ordinance Number 1593 allows each taxing unit that levies taxes on real property in the Zone and contribute tax increment to the Zone to appoint a member to the Board per Chapter 311 of the Texas Tax Code (Act); and

WHEREAS, it is the desire of the City to appoint Susan Reardon to serve a term of one (1) year; and

WHEREAS, it is the desire of the City to re-appoint Jim Folse to serve a term of one (1) year; and

WHEREAS, the City Council recognizes the Hospital district's re-appointment of Bryan Prochnow to serve a term of two (2) years; and

WHEREAS, the Matagorda County Commissioners Court recognizes re-appointment of County Commissioner Precinct 1 (Edward “Bubba” Cook) and County Commissioner Precinct 2 (Mike Estlinbaum) to serve a term of two (2) years; and

NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson,
City Secretary

Anne Marie Odefey
City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	J Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #3 Board Chair

AGENDA LANGUAGE:

Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #3 Board to serve a one (1) year term

EXECUTIVE SUMMARY/BACKGROUND

Per Ordinance, Board Chairs are appointed by the Mayor for one year terms. The Board selects the Vice Chair.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- n/a

RECOMMENDATION: Approve Jim Folse as Chair

ATTACHMENTS: None



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	01/16/2026
Prepared By:	Jeanna Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #4 Board Appointments

AGENDA LANGUAGE:

Discuss, consider, and/or approve a Resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Susan Reardon, re-appointment of Jim Folse, Craig Hlavinka, Bryan Prochnow, Renee Savage, and Matagorda County Precinct 2 Commissioner (Mike Estlinbaum) to the Board of Directors to Reinvestment Zone Number Four, City of Bay City, Texas.

EXECUTIVE SUMMARY/BACKGROUND

Appointing one new member representing the City, Susan Reardon, at a 2 year term, and re-appointing Jim Folse (City), Bryan Prochnow (Hospital District), Renee Savage (Hospital District) and Mike Estinbaum (County) to a two (2) year term.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☒		☐		☐		☒		☒
Safety & Community Appearance	☐	Community & Civic Engagement	☒	Infrastructure	☐	Planning & Development	☐	Culture & recreation	☒	Operational Excellence	☒

FINANCIAL NOTES

NA

RECOMMENDATION: To approve the appointments of Board members.

ATTACHMENTS: Resolution

TIRZ #4 Board

Last Name	Fist Name	Term_End	Posistion	Entity	Status
Folse	Jim	2/13/26	Chair	City	re-appt
Estlinbaum	Mike	2/13/26	Board Member	County	re-appt
Russell	Jessica	2/13/26	Vice-Chair	City	Susan Reardon
Prochnow	Bryan	2/13/26	Board Member	Hospital	re-appt
Savage	Renee	2/13/26	Board Member	Hospital	re-appt
Hlavinka	Craig	2/13/26	Board Member	Port Authority	re-appt
Denbow	Samantha	12/10/26	Board Member	City	
Cook	Bubba	12/10/26	Board Member	County	
Israel	Tina	12/10/26	Board Member	City	

RESOLUTION R-2026-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS
RECOGNIZING THE APPOINTMENT OF SUSAN REARDON THE RE-
APPOINTMENT OF JIM FOLSE, CRAIG HLAVINKA, BRYAN PROCHNOW,
RENEE SAVAGE AND MATAGORDA COUNTY PRECINCT 2 COMMISSIONER
(MIKE ESTLIMBAUM) TO BOARD OF DIRECTORS TO REINVESTMENT
ZONE NUMBER FOUR, CITY OF BAY CITY, TEXAS.**

WHEREAS, the City of Bay City, Texas created Reinvestment Zone Number Four, City of Bay City, Texas (Zone) on March 22, 2022 under City Ordinance Number 1689; and

WHEREAS, City Ordinance Number 1689 created a nine (9) member Board of Directors (Board) for the Zone; and

WHEREAS City Ordinance Number 1689 allows each taxing unit that levies taxes on real property in the Zone and contribute tax increment to the Zone to appoint a member to the Board per Chapter 311 of the Texas Tax Code (Act); and

WHEREAS, it is the desire of the City to appoint Susan Reardon to serve a term of two (2) years; and

WHEREAS, it is the desire of the City to re-appoint James Folse to serve a term of two (2) years; and

WHEREAS, the City Council recognizes the Bay City Port Authority's re-appointment of Craig Hlavinka to serve a term of two (2) years; and

WHEREAS, the City Council recognizes the Hospital district's re-appointment of Renee Savage and Bryan Prochnow to serve a term of two (2) years; and

NOW, THEREFORE, BE IT RESOLVED 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 hereby adopted by the City Council and made a part hereof for all purpose a finding of fact.

APPROVED AND ADOPTED on this the 27th day of January 2026.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson,
City Secretary

Anne Marie Odefey
City Attorney



**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF BAY CITY, TEXAS**

Meeting Date:	1/27/2026	Date Submitted:	1/21/2026
Prepared By:	J Thompson	Presented By <i>(if different)</i>	Mayor
Department:	Administration	Type of Agenda Item:	Regular

ITEM TITLE: TIRZ #4 Board Chair

AGENDA LANGUAGE:

Discuss, consider, and/or approve the appointment of Jim Folse as Chair for TIRZ #4 Board to serve a one (1) year term

EXECUTIVE SUMMARY/BACKGROUND

Per Ordinance, Board Chairs are appointed by the Mayor for one year terms. The Board selects the Vice Chair.

STRATEGIC PLAN GOALS ADDRESSED:

	☐		☐		☐		☐		☐		☒
Safety & Community Appearance		Community & Civic Engagement		Infrastructure		Planning & Development		Culture & recreation		Operational Excellence	

FINANCIAL NOTES

- n/a

RECOMMENDATION: Approve Jim Folse as Chair

ATTACHMENTS: None