



BAY CITY

MINUTES • JULY 28, 2016

Council Chambers**Special Meeting****6:00 PM**

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

1. CALL TO ORDER & CERTIFICATION OF QUORUM

Quorum certified

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

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

1. Report

PRESENTATION CONCERNING THE APPOINTMENT OF DIRECTORS TO THE BAY CITY COMMUNITY DEVELOPMENT CORPORATION BOARD OF DIRECTORS UNDER STATE LAW AND THE CITY CHARTER.

Mayor Mark A. Bricker

This meeting was in response to the public comments from the Regular Called meeting on July 14, 2016. City Attorney, Shannon Kackley, advised that this meeting was more of a discussion. He also stated the some of the information Jerry Evans gave at the previous meeting was accurate but that some had been updated. The Mayor does make recommendations for board members but the Council has to approve or disapprove that person. The attorney for the CDC advised that the Charter is not in conflict with state law. It is how the law is interpreted. Councilman Bill Cornman stated that what is needed is a process as it is done differently each time. Mayor Mark Bricker stated the moving forward each opening would be reviewed by the HR Director, Mayor, Mayor Pro Tem, and the Chairman of that particular board. Councilman Cornman stated that having a defined process is a huge step and that this needs to be done with hiring department directors as well. Mayor Bricker stated that he would like to have a meeting in two weeks to discuss names and move forward.

3. ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Mayor Pro Tem Chrystal Folse thanked everyone for coming to the meeting.

4. ADJOURNMENT

AGENDA NOTICES:

Action by Council Authorized:

The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in

accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

Attendance By Other Elected or Appointed Officials:

It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be Agenda City Council August 8, 2013 in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

Executive Sessions Authorized:

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

This is to certify that the above notice of a Workshop Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on Monday, July 25, 2016 before 6:00 p.m. Any questions concerning the above items, please contact Mayor Mark A. Bricker at (979) 245-2137.

Rhonda Clegg
City Secretary