

CITY OF BAY CITY

MINUTES • APRIL 26, 2022

**COUNCIL
CHAMBERS | 1901
5th Street**

City Council Regular Meeting

6:00 PM

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



Mayor

Robert K. Nelson

Councilman

Jim Folse

Mayor Pro Tem

Jason W. Childers

Councilman

Bradley Westmoreland

Councilwoman

Becca Sitz

Councilwoman

Floyce Brown

***Bay City is committed to developing and enhancing the long-term prosperity,
sustainability, and health of the community.***

CALL TO ORDER

The Regular Council meeting was called to order by Mayor Robert K. Nelson at 6:00 pm.

INVOCATION & PLEDGE

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

Councilwoman Becca Sitz

CERTIFICATION OF QUORUM

Quorum certified.

PRESENT

Mayor Robert K. Nelson
Mayor Pro Tem Jason W. Childers
Councilwoman Floyce Brown
Councilman Jim Folse
Councilwoman Becca Sitz
Councilman Brad Westmoreland

MISSION STATEMENT

The City of Bay City is a community that fosters future economic growth, strives to deliver superior municipal services, invests in quality of life initiatives and is the gateway to the great outdoors. We encourage access to our unique historical and eco-cultural resources while maintaining our small-town Texas charm.

Councilwoman Becca Sitz

APPROVAL OF AGENDA

Motion made by Mayor Pro Tem Childers to approve the agenda, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried.

PUBLIC COMMENTS

There were no public comments.

CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

1. **City Council Regular Meeting minutes of March 22, 2022.**
2. **Accounts Payable, Direct Payable and Utility Refunds for January, February, and March 2022.**

Motion made by Mayor Pro Tem Childers to approve consent items, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried.

DEPARTMENT REPORTS

3. Public Works Reports and Updates

Barry Calhoun, Public Works Director, provided presentation reviewing stats and project updates. Challenged his staff to come up with ideas to increase speed of closing orders. Public works currently has 7 vacancies. Mr. Calhoun stated that they have been making corrections as they are found during the meter replacement. Brian Geier and Nick Huerta with Quiddity Engineering, formerly Jones and Carter, provided updates to the Hamman Road drainage project. Mr. Huerta gave status of contractor and difficulties they have had. Mr. Calhoun reviewed drainage work in Del Norte as well as assistance from the County Drainage and Maxim Farms extending up Skelly Road. Mr. Calhoun reviewed the bridge closure on Ave I and 12th. Council request stats on number of closed work orders to be added to Mr. Calhoun's report next time.

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

4. Policy ~ Discuss, consider, and/or approve a change to the Civic Center policy regarding decorations.

Mitch Thames, Chamber of Commerce, stated that the City's Civic Center is the only civic center that allows tenants to attach decorations to ceiling tiles. It appears that tenants are just pulling off the decorations rather than getting ladder and properly removing. Would like to prohibit tenants from attaching items to ceiling tiles. Mayor Pro Tem Childers recommended a walk thru prior to event and a post walk thru. Councilwoman Brown suggested that clips be installed by professional, inspection done prior and after. Councilwoman Sitz would just increase the deposit to cover it? Mayor suggested that Thames take all the suggestions and do some research and come back with a plan.

5. Bylaws ~ Discuss, consider, and/or approve an amendment to the Main Street Board Bylaws as approved by the Main Street Board.

Tina Israel, Main Street Manager, presented the proposed amendments to the Main Street By Laws.

Motion made by Mayor Pro Tem Childers to approve the By Laws with changes to Section 2.1 change "Mayor" to "City Manager", Section 3.3 change "Mayor" to "City Manager", Section 3.4 to read "subject to confirmation by Council", Section 3.9 remove "upon Mayor recommendation", Section 5.1 remove "and powers", Section 6.1 remove "Mayor", Section 6.2 re-instate "Staff Liaison" and remove "City Secretary", Section 6.4 change "six (6)" to "50%", Section 6.8 removing "recording or", Section 6.10 change

"February" to "September", Section 7.2 change "Mayor" to "City Manager", and Section 8.1 change "six (6)" to super majority or 67%".

Seconded by Councilman Folse. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried.

6. Insurance ~ Discuss, consider and/or approve Windstorm Insurance Policy renewal and take any action deemed necessary.

Scotty Jones, Finance Director, stated that the City has been with same carrier but after dropping non-essential savings wasn't enough to not cover. Ms. Jones stated that she does not have firm confirmation from FEMA on their expectation on insurance. Ms. Jones added that the insurance has not paying out on claims. Mayor Pro Tem Childers recommended going with the suggestions of Ms. Jones but the Mayor suggested keep all since the cost was not significant. Mayor Pro Tem Childers asked if we can you go higher on the deductible. Council agreed on higher plan and go back over when Ms. Jones gets addition information from FEMA and the insurance company.

Motion made by Councilwoman Brown approve the policy renewal with the higher plan, Seconded by Councilman Folse. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse. Motion carried.
Voting Nay: Councilwoman Sitz, Councilman Westmoreland

7. Resolution ~ Discuss, Consider, and/or approve the Resolution of Denial of AEP's application for approval of a distribution cost recovery factor.

Motion made by Mayor Pro Tem Childers to approve the Resolution deny of AEP's application, Seconded by Councilwoman Brown. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried.

8. Report ~ Discuss, consider, and/or approve the City's Quarterly Investment Report for the quarter ending March 31, 2022.

Scotty Jones, Finance Director, reviewed the Financial Report and Investment Report with Council.

Motion made by Councilwoman Brown to approve the Quarterly Investment Report, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried.

CLOSED / EXECUTIVE SESSION

Council adjourned the regular meeting to convened into an executive session at 8:07 pm.

9. **Legal ~ Executive Session pursuant to Section 551.071 of the Texas Government code (Consultation with Counsel on legal matters).**
10. **Pursuant to the Texas Government Code Section 551.074 (To discuss appointment, employment, evaluation, responsibilities and duties, reassignment, discipline or dismissal of an officer or employee, or to hear a complaint or charge against an officer or employee: City Manager.**

OPEN SESSION

Council reconvened the regular session at 9:24 pm. and took no actions on items 9 and 10.

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

Councilman Westmoreland stated that there is a water leak on 6th between Park and Le Tulle.

Councilwoman Sitz gave "kudos" to Oscar Garcia and his crew for getting the striping done, adding that specifically ask to get by Stones Market is supposed to be angled parking not parallel parking. Councilwoman Sitz asked that Tourism appointments be on next meeting and added that the Girl Scout house needs to be vacant.

Councilwoman Brown wanted to know why there are trucks parked in the compact parking locations, adding that we need more enforcement.

Mayor Pro Tem Childers stated that he has had an exciting 5 years serving and has learned a lot about the city and people. He is grateful for all the citizens. Mayor Pro Tem Childers stated that he still see Council all every other Tuesday for public comments. He believes the city is in good hands with the Council and management adding that we've made the right moves and will continue. Mayor Pro Tem Childers thanked Council for working with him.

Councilwoman Sits added that she will sponsor a gathering for Jason Childers.

ADJOURNMENT

Motion made by Mayor Pro Tem Childers to adjourn, Seconded by Councilwoman Brown. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilwoman Brown, Councilman Folse, Councilwoman Sitz, Councilman Westmoreland. Motion carried and the meeting adjourned at 9:33 pm.

PASSED AND APPROVED, this 10th day of May 2022.



ROBERT K. NELSON, MAYOR
CITY OF BAY CITY, TEXAS



JEANNA THOMPSON
CITY SECRETARY

