

# CITY OF BAY CITY

MINUTES • APRIL 23, 2024

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COUNCIL  
CHAMBERS | 1901  
5th Street

City Council Regular Meeting

6:00 PM

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1901 5TH STREET  
BAY CITY TX, 77414



## Mayor

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Robert K. Nelson

## Mayor Pro Tem

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Blayne Finlay

## Councilman

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Jim Folse

## Councilman

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Bradley Westmoreland

## Councilwoman

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Becca Sitz

## Councilman

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Benjamin Flores

*Through a united and collaborative effort, we seek to grow the City of Bay City with a diverse culture that is proud to call Bay City home. We envision a thriving family-centered community where citizens are involved in the future development of our city. We desire our citizens to work, play, worship and shop in the community in which we live. Visitors are welcomed and encouraged to enjoy the friendly environment and amenities the citizens and business owners have created together.*

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**CALL TO ORDER AND CERTIFICATION OF QUORUM**

The meeting was called to order by Mayor Robert K. Nelson at 6:00 p.m.

**PRESENT**

Mayor Robert K. Nelson  
Mayor Pro Tem Blayne Finlay  
Councilman Benjamin Flores  
Councilman Jim Folse  
Councilman Brad Westmoreland  
Councilwoman Becca Sitz

**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*

**MISSION STATEMENT**

*The City of Bay City is committed to fostering future economic growth by collaborating with our citizens, employers, current and future businesses, as well as the Community and Economic Development Centers. We strive to deliver superior municipal services and to invest in quality-of-life initiatives such as housing, businesses, jobs and activities for all citizens. We make a concerted effort to respond to resident's concerns in a timely and professional manner in order to achieve customer satisfaction.*

*Councilwoman Becca Sitz*

**APPROVAL OF AGENDA**

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

**PUBLIC COMMENTS**

There were no public comments.

**AWARDS AND PROCLAMATIONS****1. National Water Safety Month Proclamation.**

Mayor Nelson read the National Water Safety Month Proclamation and presented to the Parks & Recreation Department

**2. Bay City Municipal Court recipient of the Municipal Traffic Safety Initiatives award.** Katy Plunkett, Municipal Court Administrator/Magistrate

Katy Plunkett, Municipal Court Administrator/Magistrate, presented the Municipal Traffic Safety Initiatives award that Municipal Court recognizing Bay City Municipal Court for their outstanding contributions to traffic safety.

**ACKNOWLEDGEMENT FROM CITY MANAGER**

Scotty Jones, Interim City Manager, recognized Christella Rodriguez for being the recipient of the Mike Gentry Executive Leadership Award for explementary leadership awarded to Chiefs of Police. Ms. Jones thanked Chief Rodriguez for serving our community for over 37 years.

**ITEMS / COMMENTS FROM THE MAYOR & COUNCIL MEMBERS**

Councilwoman Becca Sitz thanked Public Works for the striping on 6th street and street sweeper on highway 35. Mayor Nelson announced upcoming events. Councilman Westmoreland reminded all that early voting has begun for Bay City ISD.

**CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL**

**3. Accounts Payable, Direct Payable and Utility Refunds for January, February, and March 2024.**

Motion made by Councilman Westmoreland to approve the consent items, Seconded by Councilman Folsie. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folsie, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

Motion made by Councilman Westmoreland to approve the consent item, Seconded by Councilman Folsie.

Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folsie, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

**DEPARTMENT REPORTS**

**4. Library Quarterly Report, Updates, and FY23 Annual TSLAC Report.**

Samantha Denbow, Library Director, presented the Library quarterly report and updates.

**5. Municipal Court 2nd Quarter Report.**

Katy Plunkett, Municipal Court Administrator/Magistrate, presented the Municipal Court quarterly report.

**6. Tourism Report.**

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P. Darve Smith, Tourism Manager, provided a presentation of the Tourism Department activities, accomplishments and future projects.

## **REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL**

7. **Public Hearing ~ Discuss and recommend action to annex to the city limits of the City of Bay City the following tract of land: 5.827 acre tract of land, being a portion of all that certain GCA Ventures, LLC called 28.24 acre tract as recorded in Clerk's File No. 2007-075954 and corrected in Clerk's File No. 2007-079080 of the Matagorda County Official Records in the Reuben P.T. Stone ¼ League Abstract 92, Matagorda County, Texas for BC Development Group, LLC.**

Anne Marie Odefey, City Attorney, presented the petition to annex and the Public Hearing was opened to public comments. Ms. Odefey discussed the project and proposed apartments. Jessica Russell, Bay City Community Development Executive Director, stated that a Lift Station is imperative for the project and will be on the next one or two BCCDC agendas. There were no public comments.

8. **Resolution ~ Discuss, consider, and/or approve a resolution of the City Council of the City of Bay City, Texas authorizing the Bay City Community Development Corporation to enter into an Interlocal Cooperation Agreement with the City of Bay City for a project to provide Public Safety Facilities (Second Reading).** Jessica Russell, Executive Director BCCDC

Councilman Folsie motioned to approve the resolution of the City Council of the City of Bay City, Texas authorizing the Bay City Community Development Corporation to enter into an Interlocal Cooperation Agreement with the City of Bay City for a project to provide Public Safety Facilities, Seconded by Councilman Flores. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folsie, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

9. **Resolution ~ Discuss, consider, and/or approve a resolution of the City Council of the City of Bay City, Texas authorizing the Bay City Community Development Corporation to enter into an Interlocal Cooperation Agreement with the City of Bay City for a project to obtain a Quiet Zone Study (First Reading).** Jessica Russell, Executive Director BCCDC

Motion made by Councilman Folsie to approve a resolution of the City Council of the City of Bay City, Texas authorizing the Bay City Community Development Corporation to enter into an Interlocal Cooperation Agreement with the City of Bay City for a project to obtain a Quiet Zone Study, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Folsie, Councilman Westmoreland, Councilwoman Sitz. Voting Nay: Councilman Flores. Motion carried.

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- 10. Resolution ~ Discuss, consider, and/or approve a resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Celeste Cash, Octavio Fernandez, and Amanda Garcia to the Bay City Tourism Advisory Council.** Robert K. Nelson, Mayor

Motion made by Councilman Flores to approve a resolution of the City Council of the City of Bay City, Texas recognizing the appointment of Celeste Cash, Octavio Fernandez, and Amanda Garcia to the Bay City Tourism Advisory Council, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

- 11. Contract ~ Discuss, consider, and/or approve the Solid Waste Collection Services contract between the City of Bay City and Waste Corporation of Texas, L.P. DBA GFL Environmental.**

Krystal Mason, Assistant Public Works Director, presented the contract stating that there were no changes to services and schedule and they added language to illegal dumping.

Motion made by Mayor Pro Tem Finlay to approve the Solid Waste Collection Services contract between the City of Bay City and Waste Corporation of Texas, L.P. DBA GFL Environmental, Seconded by Councilman Flores. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

- 12. Policy ~ Discuss, consider, and/or approve Windstorm Insurance Policy Renewal and take any action deemed necessary.** Ashley Girlinghouse, Accounting Specialist

Councilwoman Sitz motion to approve option #3 as recommended by the Ad Hoc Committee at cost of \$178,771.00 and to continue to self fund \$100,000.00 each year, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Voting Nay: Councilman Flores. Motion carried.

- 13. Report ~ Discuss, consider, and/or approve the City's Quarterly Financial and Investment Report for quarter ending March 31, 2024.** Jennifer Leverett, Finance Manager

Motion made by Councilman Flores to approve the City's Quarterly Financial and Investment Report for quarter ending March 31, 2024, Seconded by Councilman Folse. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores,

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Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

## **CLOSED / EXECUTIVE SESSION**

Mayor Nelson removed item #15 from the closed/executive session. Council adjourned and went into executive session at 7:22 p.m.

- 14. Executive Session pursuant to Texas Government Code Section 551.072 (Deliberation regarding Real Property).**
- ~~**15. Personnel – Closed meeting to discuss personnel matters in accordance with Title 5, Section 551.074 of the Texas Government Code (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.**~~
- 16. Executive Session pursuant to Section 551.071(1) of the Texas Government Code (Consultation with Counsel on Legal Matters)**

## **RECONVENE AND ACTION**

Council reconvened into regular session at 8.38 p.m.

Motion made by Councilman Flores on Item #14 to authorize the Interim City Manager to counter the proposed offer on the Public Safety facility, Seconded by Mayor Pro Tem Finlay. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Motion carried.

There was no action taken on Item #16.

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

Mayor Nelson was recognized as Marquis Who's Who.

## **ADJOURNMENT OF REGULAR COUNCIL MEETING**

Motion made by Mayor Pro Tem Finlay to adjourn, Seconded by Councilman Westmoreland. Voting Yea: Mayor Nelson, Mayor Pro Tem Finlay, Councilman Flores, Councilman Folse, Councilman Westmoreland, Councilwoman Sitz. Motion carried and Council adjourned at 8:40 p.m.

**PASSED AND APPROVED**, this 11th day of June 2024.

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

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JEANNA THOMPSON  
CITY SECRETARY

