

CITY OF BAY CITY
MINUTES • SEPTEMBER 8, 2020

**COUNCIL
CHAMBERS | 1901
5th Street**

Regular Council Meeting

6:00 PM

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



Mayor

Robert K. Nelson

Councilman

William Cornman

Councilman

Brent P. Marceaux

Councilwoman

Becca Slitz

Mayor Pro Tem

Jason W. Childers

Councilwoman

Julie Estlinbaum

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

CALL TO ORDER

Mayor Robert K. Nelson called the meeting to order at 6:04pm.

INVOCATION & PLEDGE

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

Councilwoman Julie Estlinbaum

CERTIFICATION OF QUORUM**PRESENT**

Mayor Robert K. Nelson
Mayor Pro Tem Jason W. Childers
Councilman William Cornman
Councilman Brent P. Marceaux
Councilwoman Becca Sitz
Councilwoman Julie Estlinbaum

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 Julie Estlinbaum

APPROVAL OF AGENDA

Motion made by Mayor Pro Tem Childers to approve the agenda, Seconded by Councilman Marceaux.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

PUBLIC COMMENTS

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

There were no public comments.

CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

Motion made by Councilwoman Estlinbaum to approve consent agenda items, Seconded by Councilman Cornman. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

1. **DISCUSS, CONSIDER, AND TAKE NECESSARY ACTION TO RATIFY WORK ORDER #5 BETWEEN THE CITY OF BAY CITY, TEXAS AND CIVIL PE'S FOR PROFESSIONAL SERVICES RELATED TO THE CONSTRUCTION MANAGEMENT OF THE NEW ROW E HANGER AT THE BAY CITY REGIONAL AIRPORT.**
2. **MINUTES OF SPECIAL CALLED MEETING ON AUGUST 19, 2020**
3. **MINUTES OF REGULAR COUNCIL MEETING ON AUGUST 25, 2020**
4. **MINUTES OF SPECIAL CALLED MEETING ON SEPTEMBER 1, 2020 .**

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL**5. PRESENTATION ~ FINANCE TRANSPARENCY AWARD**

Scotty Jones introduced Jennifer Leverett who actively went out for the award. Ms. Leverett reviewed requirements to obtain a Finance Transparency Award. City Council, Mayor, City Manager presented award and photograph taken of them with award and Finance Director, Jennifer Leverett.

6. BUDGET ~ DISCUSS, CONSIDER AND/OR APPROVE BUDGET AMENDMENTS FOR THE BAY CITY COMMUNITY DEVELOPMENT CORPORATION AS OF JULY 27, 2020.

Motion made by Councilwoman Estlinbaum to approve the Budget Amendment for the Bay City Community Development Corporation, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried,

7. BUDGET ~ DISCUSS, CONSIDER, AND/OR APPROVE THE BAY CITY COMMUNITY DEVELOPMENT CORPORATION'S BUDGET FOR FISCAL YEAR 2021.

Motion made by Mayor Pro Tem Childers to approve the Bay City Community Development Corporation's Budget for fiscal year 2021, Seconded by Councilwoman Sitz.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion

carried.

8. RESOLUTION ~ DISCUSS, CONSIDER AND/OR APPROVE A RESOLUTION OF THE CITY OF BAY CITY, TEXAS ADOPTING THE CITY OF BAY CITY FIVE YEAR CAPITAL IMPROVEMENT PROGRAM.

Motion made by Mayor Pro Tem Childers to approve the resolution adopting the City of Bay City Five Year Capital Improvement Program, Seconded by Councilwoman Estlinbaum. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

9. ORDINANCE ~ AN ORDINANCE ADOPTING AN OPERATING BUDGET FOR THE CITY OF BAY CITY, TEXAS FOR FISCAL YEAR 2021 AND ALL DESIGNATED, SPECIFIED, NOTED, AND INDICATED LEVIES, RATES, RESERVES, REVENUE PROVISIONS, AND PLANNED EXPENDITURE INHERENT, EXPRESSED, AND INCLUDED THEREIN; PROVIDING FOR A CUMULATIVE CLAUSE: PROVIDING FOR SEVERABILITY: AND PROVIDING FOR AN EFFECTIVE DATE.

Motion made by Councilwoman Estlinbaum to approve the the Ordinance adopting an Operating Budget for the City of Bay City, Texas for fiscal year 2021. Second by Councilwoman Becca Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Council was polled, all voting "yea". Motion carried.

10. BUDGET ~ CONSIDER AND/OR APPROVE A MOTION TO RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE BUDGET FOR THE CITY OF BAY CITY FISCAL YEAR 2021.

Motion made by Mayor Pro Tem Childers to ratify the property tax increase reflected in the budget for fiscal year 2021, Seconded by Councilwoman Estlinbaum. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

11. ORDINANCE ~ AN ORDINANCE ADOPTING THE TAX RATE OF \$0.65500 PER \$100.00 OF ASSESSED VALUATION FOR THE CITY OF BAY CITY, TEXAS, FOR THE PURPOSE OF PAYING THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021, LEVYING A MAINTENANCE AND OPERATIONS RATE OF \$.48212 AND FOR THE FURTHER PURPOSE OF CREATING A SINKING FUND TO RETIRE THE PRINCIPAL AND INTEREST OF THE BOND INDEBTEDNESS OF THE CITY LEVYING A DEBT SERVICE RATE OF

\$.17288; PROVIDING FOR A LIEN ON ALL REAL AND PERSONAL PROPERTY TO SECURE PAYMENT OF TAXES DUE THEREON; PROVIDING A SEVERABILITY CLAUSE HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion made by Mayor Pro Tem Childers moved that the property tax rate be increased by the adoption of a tax rate of \$.6550, which is effectively a 2.65 percent increase in the tax rate, Seconded by Councilwoman Estlinbaum.

Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Council was polled, all voting "yea". Motion carried.

- 12. ORDINANCE ~ DISCUSS, CONSIDER AND/OR APPROVE AN ORDINANCE OF THE CITY OF BAY CITY, TEXAS, ADOPTING A FEE SCHEDULE ATTACHED HERETO AS EXHIBIT "A" AND LABELED "APPENDIX B" TO BE ADDED TO THE CODE OF ORDINANCES OF THE CITY OF BAY CITY, TEXAS; ADOPTING FEES AND CHARGES FOR VARIOUS CITY SERVICES AND CONSOLIDATING THOSE FEES AND CHARGES FOR CONVENIENCE; PROVIDING FOR REPEAL; PROVIDING FOR RATIFICATION; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

Motion made by Councilman Cornman to table the Fee Ordinance until September 22nd, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

- 13. CONTRACT ~ DISCUSS, CONSIDER AND/OR APPROVE EXTENDING THE CONTRACT WITH INTERNATIONAL BANK OF COMMERCE (IBC).**

Motion made by Councilwoman Estlinbaum to approve extending the contract with International Bank of Commerce, Seconded by Mayor Pro Tem Childers. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

- 14. ELECTION ~ DISCUSS, CONSIDER AND/OR APPROVE THE AMENDED ORDER OF GENERAL ELECTION.**

Motion made by Councilman Marceaux to approve the Amended Order of Election, Seconded by Councilman Cornman. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried.

CLOSED / EXECUTIVE SESSION

Mayor Nelson adjourned the regular session at 6:35pm and Council went into an executive session.

- 15. 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: CITY MANAGER.

OPEN SESSION

Discuss, consider and/or take action on item(s) listed in Executive/Closed Session, (if any).

Council adjourned the Executive session and reconvened the Regular session at 7:24pm. Council took not action on the item.

ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

Councilman Marceaux grateful the Bay City Black Cats are back. Councilman Cornmen stated that he would like an update on Planning Commission and fire marshal. Shawna Burkhart replied that there is a Planning Commission meeting on September 17th and it will be public. Councilman Cornman asked for email when planning meeting is. He said we are missing a lot of community events. Councilman Cornman recommended that Marissa get updates with an informal process to gather information. Councilman Cornman asked about Siemen, Anne Marie Onefey replied that getting letter and contracts together. Councilwoman Sitz, in conjunction with VFW, doing flags, we are fininshed with financial aspects, have a boy scout to assist working on his badge, getting lights fixed on streets. Mayor Nelson is excited about projects and accomplishments.

ADJOURNMENT

Motion made by Councilman Marceaux to adjourn, Seconded by Councilwoman Sitz. Voting Yea: Mayor Nelson, Mayor Pro Tem Childers, Councilman Cornman, Councilman Marceaux, Councilwoman Sitz, Councilwoman Estlinbaum. Motion carried and Council adjourned at 7:31pm.

PASSED AND APPROVED, this ____ day of _____, 2020.

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

JEANNA THOMPSON
CITY SECRETARY