

RESOLUTION R-2022-\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS CONSENTING TO THE MAYOR'S APPOINTMENT OF COUNCILMEMBER JIM FOLSE, SAMANTHA DENBOW, PRECINCT 2 COMMISSIONER (NOW SERVING-KENT POLLARD), PRECINCT 1 COMMISSIONER (NOW SERVING-EDWARD "BUBBA" COOK), BRYAN PROCHNOW, RENEE SAVAGE, CRAIG HLAVINKA, TINA ISRAEL, AND JESSICA RUSSELL AS DIRECTORS TO REINVESTMENT ZONE NUMBER FOUR, CITY OF BAY CITY, TEXAS' BOARD OF DIRECTORS, CONSENTING TO THE APPOINTMENT OF JESSICA RUSSELL AS THE CHAIRPERSON OF THE BOARD OF DIRECTORS; AND ESTABLISHING THE POSITIONS (NUMERICAL) AND INITIAL TERMS OF THE BOARD OF DIRECTORS.**

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

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

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

**WHEREAS** City Ordinance number 1689 requires four of the directors to be initially appointed for two-year terms and five of the directors to be initially appointed to a one-year term with all subsequent terms being two-year terms; and

**WHEREAS** City Ordinance umber 1689 requires that if a taxing unit received two directors positions the terms of the position shall not expire in the same year; and

**WHEREAS** City Ordinance number 1689 requires the Mayor to annually appoint a chairperson on to the Board to serve for a term of one year; and

**WHEREAS** City Ordinance umber 1689 was amended to allow more time for the taxing units to appoint directors to the Board; and

**WHEREAS**, Matagorda County (County) has appointed Precinct 1 and Precinct 2 Commissioners as its director to the Board (whomever serves in the position of Commissioner so that if the person changes, the new Commissioner would be automatically substituted); and

**WHEREAS** Matagorda Regional Medical Center (Hospital) has appointed Bryan Prochnow and Renee Savage as its directors to the Board; and

**WHEREAS** the Port of Bay City Authority of Matagorda County Texas (Port Authority) has appointed Craig Hlavinka to the Board; and

**WHEREAS** the City of Bay City shall have four directors on the Board and

**WHEREAS** the Mayor appoints Councilmember Jim Folse, Samantha Denbow, Tina Israel, and Jessica Russell to be the City's directors on the Board and

**WHEREAS** the Mayor appoints Jessica Russell to be the Chairperson of the Board and

**WHEREAS** the Mayor establishes the Director Positions and Initial Term as follow: County: (1) 1-year term and (2) 2-year term. Hospital: (3) 1-year term and (4) 2-year term. Port Authority: (5) 1-year term. City: (6) 1-year term, (7) 2-year term, (8) 2-year term and (9) 1-year term; and

**WHEREAS**, the Mayor appoints the Mayor and the City Manager of the City of Bay City, Texas to be the Ex-Officio Members of the Board of Director; and

**WHEREAS**, City Council consents to the Mayor's appointment of Councilmember Jim Folse, Samantha Denbow, Tina Israel, and Jessica Russell to the Board to represent the City, consents to the Mayor's appointment of Jessica Russell as the Chairperson of the Board, approves the creation of the Director Positions (numerical) and the allocation of the Directors Initial Term and consents to the Mayor's appointment of the Mayor and the City Manager of the City of Bay City, Texas as the Ex-Officio Members of the Board of Directors.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS THAT:**

**Section 1. Findings.** The foregoing recital are hereby found to be true and correct and hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2. Board of Directors.** In accordance with City Ordinance 1689 as amended, the City Council hereby consents to the Mayor's appointment of the following to the Board of Directors:

Councilmember Jim Folse  
Samantha Denbow  
Tina Israel  
Jessica Russell

**Section 3. Chairperson of the Board of Director.** In accordance with City Ordinance 1689 as amended the City Council hereby consents to the Mayor's appointment of Jessica Russell as Chairperson of the Board of Directors.

**Section 4. Directors Positions (Numerical) and Initial Terms.** In accordance with City Ordinance 1689, as amended, the City Council hereby approves the following Director Positions (Numerical) and Initial Terms:

Position No.	Director	Taxing Unit	Initial Term
1	Precinct 2 Commissioner	County	1 - year
2	Precinct 1 Commissioner	County	2 - year
3	Bryan Prochnow	Hospital	1 - year
4	Renee Savage	Hospital	2 - year
5	Craig Hlavinka	Port Authority	1 - year
6	Jim Folse	City	1 - year
7	Samantha Denbow	City	2 - year
8	Tina Israel	City	2 - year
9	Jessica Russell	City	1 - year

**Section S. Ex-Officio Member of the Board.** The City Council hereby consents to the Mayor's appointment of the Mayor and the City Manager of the City of Bay City, Texas to be the Ex-Officio Members of the Board of Directors. The Ex-Officio Member shall have no authority to vote. The Ex-Officio Member have no term but once an individual is no longer the Mayor or the City Manager of the City of Bay City, Texas, as the case may be, that person immediately ceases to be an Ex-Officio Member of the Board of Directors.

**APPROVED AND ADOPTED on this \_\_\_\_\_ day of \_\_\_\_\_ 2022.**

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

**ATTEST**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Jeanna Thompson, City Secretary

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City Attorney