

CITY OF BAY CITY
MINUTES • SEPTEMBER 10, 2024

**COUNCIL
CHAMBERS | 1901
5th Street**

City Council Regular Meeting

6:00 PM

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



Mayor

Robert K. Nelson

Mayor Pro Tem

Becca Sitz

Councilman

Jim Folse

Councilman

Bradley Westmoreland

Councilman

Blayne Finlay

Councilman

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.

CALL TO ORDER AND CERTIFICATION OF QUORUM

The meeting was called to order at 6:00 p.m.

PRESENT

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

ABSENT

Councilman Brad Westmoreland

INVOCATION & PLEDGE

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

Councilman Bradley Westmoreland

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.

Councilman Bradley Westmoreland

APPROVAL OF AGENDA

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

PUBLIC COMMENTS

Chief Christella Rodriguez shared a September 11, 2001, commentary and announced two commemoration events in the city, asking for city personnel and citizens to join to remember 9/11 victims.

ACKNOWLEDGEMENT FROM CITY MANAGER

Interim City Manager, Scotty Jones, reminded council & citizens of the Parks & Recreation event, Touch a Truck, on September 14, 2024, at the Bay City Sports Complex.

ITEMS / COMMENTS FROM THE MAYOR & COUNCIL MEMBERS

Councilman Jim Folsie thanked Mayor Nelson for going to the Bay City Youth Soccer opening ceremonies and Councilman Finlay for his donation. Mr. Folsie stated the event turned out good and was a lot of fun. Councilman Finlay requested that security be increased at Hardeman Park due to vandalism. Councilman Flores addressed the calendar of department reports, stating he does not see reports from IT and Animal Control and would like to see reports from other departments also. Councilman Flores mentioned he has asked about cat control in the past and these reports would help see that progress. The Interim City Manager stated that she has information regarding the cats and will send that out to council. Mr. Flores apologized to Gabriel Lopez, Engineering Tech with Public Works for appearing to ask questions in a stronger manner than intended, in a previous meeting. Councilman Flores asked for information from a council meeting in July, regarding an ordinance to update fees for Code Enforcement. The Interim City Manager asked that he request to put that on the upcoming agenda. Councilman Flores then asked for a moment of silence for the young lives lost in Van Vleck at the beginning of September. Mayor Pro Tem Becca Sitz noticed a significant amount of gang tags around town and would like something to be done to clean them up. She also mentioned visitors that have come back and are surprised at the positive changes to the city.

CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

1. **Council Workshop meeting minutes of August 6, 2024.**
2. **Regular Council Meeting minutes of August 13, 2024**

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

REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL

3. **Resolution ~ Discuss, consider, and/or approve a resolution to authorize the Bay City Community Development Corporation to enter into a contract with BC Development Group, LLC, for a term not to exceed seven years and providing incentives not to exceed a total amount of \$250,000 over the term of the agreement (Second Reading).** Jessica Russell, Executive Director BCCDC

City Attorney, Anne Marie Odefey, stated there will be an upcoming agreement from council for contribution for the project and annexation of the project into the City of Bay City. It will come forward in an annexation agreement. She mentioned that Mayor Pro Tem Becca Sitz previously asked for information in the agreement and that she has

notes. Ms. Odefey stated that she is waiting for the agreement from the CDC before anything is finalized. Item does still need to be voted on.

Motion made by Councilman Folsie to approve a resolution to authorize the Bay City Community Development Corporation to enter into a contract with BC Development Group, LLC, for a term not to exceed seven years and providing incentives not to exceed a total amount of \$250,000 over the term of the agreement (Second Reading), Seconded by Councilman Flores. Voting Yea: Mayor Nelson, Councilman Finlay, Councilman Flores, Councilman Folsie, Mayor Pro Tem Sitz. Motion carried.

4. Ordinance ~ Discuss, consider, and/or approve an Ordinance of the City of Bay City, Texas adopting a "Budget Amendment #2" to the Annual Budget of the City of Bay City, Texas, for the Fiscal Year 2024.

Finance Manager, Jennifer Leverett reviewed the ordinance of the City of Bay City, Texas adopting a "Budget Amendment #2" to the Annual Budget of the City of Bay City, Texas, for the Fiscal Year 2024.

Motion made by Councilman Finlay made the motion to approve an ordinance of the City of Bay City, Texas adopting a "Budget Amendment #2" to the Annual Budget of the City of Bay City, Texas, for the Fiscal Year 2024. , Seconded by Councilman Folsie. Voting Yea: Mayor Nelson, Councilman Finlay, Councilman Flores, Councilman Folsie, Mayor Pro Tem Sitz. Motion carried.

5. Property – Discuss, consider, and/or approve a declaration of unusable equipment, supplies, and materials as surplus and authorize staff to sell said surplus equipment, supplies, and materials through the use of an online auction or other means. Krystal Mason, Assistant Public Works Director

Motion made by Councilman Flores to approve a declaration of unusable equipment, supplies, and materials as surplus and authorize staff to sell said surplus equipment, supplies, and materials through the use of an online auction or other means, Seconded by Councilman Finlay. Voting Yea: Mayor Nelson, Councilman Finlay, Councilman Flores, Councilman Folsie, Mayor Pro Tem Sitz. Motion carried.

6. Bids ~ Discuss, consider, and/or approve the rejection of all bids received for the FY 2024 Public Works Roadway Materials Invitation to Bid and authorize staff to rebid.

Gabriel Lopez, Engineering Tech, discussed the rejection of all bids received and stated that the department would like to change the details of the bid to attract more competition.

Motion made by Councilman Flores to approve the rejection of all bids received for the FY 2024 Public Works Roadway Materials Invitation to Bid and authorize staff to rebid., Seconded by Councilman Folse. Voting Yea: Mayor Nelson, Councilman Finlay, Councilman Flores, Councilman Folse, Mayor Pro Tem Sitz. Motion carried.

7. **Resolution ~ Discuss, consider, and/or approve a Resolution of the City of Bay City, Texas, authorizing the award of a Disaster Recovery Management Service Provider for the FEMA Public Assistance (PA) and Hazard Mitigation Assistance (HMA) Programs funded through the Texas Division of Emergency Management (TDEM) and /or Texas Water Development board (TWDB).** Gabriel Lopez, Engineering Tech

Motion made by Mayor Pro Tem Sitz to approve a resolution of the City of Bay City, Texas, authorizing the award of a Disaster Recovery Management Service Provider to Grantworks for the FEMA Public Assistance (PA) and Hazard Mitigation Assistance (HMA) Programs funded through the Texas Division of Emergency Management (TDEM) and /or Texas Water Development board (TWDB), Seconded by Councilman Flores. Voting Yea: Mayor Nelson, Councilman Finlay, Councilman Flores, Councilman Folse, Mayor Pro Tem Sitz. Motion carried.

8. **Policy ~ Discussions regarding proposed paperless processes regarding Council meeting documentation.**

Jeanna Thompson, City Secretary, discussed a proposed paperless processes regarding Council meeting documentation and pointed out that any electronic notes they take would be open for public record. Mayor Pro Tem, Becca Sitz likes the idea of retaining paper agendas for note taking, stated that touch-screen Chromebooks are \$200-\$300 each. Mayor Nelson stated that Chromebook are economical and easy to use but prefers paper. Councilman Blayne Finlay doesn't have a preference on the matter. City Attorney Ann Marie Odefey stated that council personal notes taken on paper are not required to be retained and have and are for that council member's use only. Jeanna stated that she will research Chromebooks and stay with printed agendas for council note taking. Discussion only, no motion needed.

CLOSED / EXECUTIVE SESSION

Council adjourned the regular session and went into executive session at 6:50 p.m.

9. **Executive Session pursuant to Section 551.071(1) of the Texas Government Code (Consultation with Counsel on Legal Matters)**

RECONVENE AND ACTION

Council reconvened back into a regular session at 7:11 p.m. and took no action on items in executive session.

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

There were no comments.

ADJOURNMENT

The meeting adjourned at 7:12 p.m.

PASSED AND APPROVED, this 24th day of September 2024.

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

JEANNA THOMPSON
CITY SECRETARY