

BAY CITY

REVISED AGENDA • APRIL 27, 2017

Service Center

Regular Meeting

7:00 PM

2107 AVENUE M
BAY CITY, TX 77414



Mayor

Mark Bricker

Mayor Pro-Tem

Chrystal Folse

Councilman

William Cornman

Councilwoman

Julie Estlinbaum

Councilman

Steven Johnson

Councilwoman

Carolyn Thames

Phrase or additional picture or information here

1. CALL TO ORDER**2. INVOCATION & PLEDGE OF ALLEGIANCE - COUNCILWOMAN JULIE ESTLINBAUM**

Texas State Flag Pledge:

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

3. CERTIFICATION OF QUORUM**4. APPROVAL OF AGENDA****5. 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.

6. CONSENT AGENDA ITEMS FOR CONSIDERATION AND/OR APPROVAL

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless requested by a member of the City Council. Public comment on consent agenda items may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

1. Report DISCUSS ACCOUNTS PAYABLE, DIRECT PAYABLES AND UTILITY REFUNDS FOR QUARTERS ENDING DECEMBER 31, 2016 AND MARCH 31, 2017.

Scotty Jones, Director of Finance

7. REGULAR ITEMS FOR DISCUSSION, CONSIDERATION AND/OR APPROVAL:

1. Proclamation PRESENTATION OF WATER SAFETY PROCLAMATION FOR THE MONTH OF MAY.

Mayor Mark Bricker

2. Resolution DISCUSS, CONSIDER AND/OR APPROVE THE CITY OF BAY CITY APPLYING FOR A CRIME VICTIM AND LIAISON GRANT WITH THE OFFICE OF THE ATTORNEY GENERAL, CRIME VICTIM SERVICES DIVISION.

Captain Robert Lister

3. Budget DISCUSS, CONSIDER, AND/OR APPROVE TH BAY CITY ROTARY CLUB'S REQUEST FOR \$15,000 FOR SPONSORSHIP OF THE BAY CITY ROTARY CLUB'S ANNUAL CONCERT FUNDRAISER TO BE FUNDED FROM CITY HOTEL OCCUPANCY TAX

Brandon Cox

4. Audit DISCUSS, CONSIDER AND/OR APPROVE THE COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2016

Scotty Jones, Director of Finance

5. Report DISCUSS, CONSIDER, AND/OR APPROVE THE CITY'S QUARTERLY FINANCIAL AND INVESTMENT REPORT FOR THE QUARTER ENDING MARCH 31, 2017.
Scotty Jones, Director of Finance
6. Agreement DISCUSS, CONSIDER AND/OR APPROVE THE AGREEMENT WITH MUNISERVICES, LLC TO PERFORM A SALES TAX COMPLIANCE AND RECOVERY REVIEW.
Scotty Jones, Director of Finance
7. Planning / Plat DISCUSS, CONSIDER AND/OR APPROVE A TOWER FEE IN ACCORDANCE WITH SECTION 106-234(b) OF THE BAY CITY CODE OF ORDINANCES.
Marla Jasek, Assistant Director of Public Works
8. Property DISCUSS, CONSIDER, AND/OR APPROVE AN ORDINANCE RENAMING SHOWBOAT ROAD AS COOPERATIVE WAY FROM 7TH STREET TO THE SOUTH CITY LIMITS.
Marla Jasek, Assistant Director of Public Works
9. Property DISCUSS A REQUEST FROM JIMMY MARTIN HUBBARD, SR. TO DISANNEX FROM THE CITY THE FOLLOWING PROPERTY - PARCELS 8117, 21334, 21335, JOHN DUNCAN SURVEY, ABSTRACT 150, W.J. MAYNARD SURVEY, ABSTRACT 356, MATAGORDA COUNTY, TEXAS.
Mayor Mark A. Bricker
10. Resolution DISCUSS, CONSIDER, AND/OR APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS APPROVING THE CENSURE OF THE MAYOR.
Councilman Bill Cornman

8. EXECUTIVE SESSION

1. Report PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH CITY ATTORNEY), CITY COUNCIL WILL CONSULT WITH THE CITY ATTORNEY REGARDING COMPENSATION AND GROUP HEALTH INSURANCE BENEFITS OF MAYOR PRO TEM CHRYSTAL FOLSE UNDER SECTION 4.04 OF THE CITY CHARTER AND TO DISCUSS A SETTLEMENT AND COMPROMISE AGREEMENT.
Mayor Mark A. Bricker

9. OPEN SESSION

1. Report DISCUSS, CONSIDER, AND/OR APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS APPROVING THE COMPROMISE AND SETTLEMENT AGREEMENT WITH COUNCILMEMBER CHRYSTAL FOLSE.
Mayor Mark A. Bricker

10. ITEMS / COMMENTS & MAYOR AND COUNCIL MEMBERS

11. ADJOURNMENT

AGENDA NOTICES:

Action by Council Authorized:

The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

Attendance By Other Elected or Appointed Officials:

It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be Agenda City Council August 8, 2013 in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

Executive Sessions Authorized:

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

This is to certify that the above notice of a Regular Called Council Meeting was posted on the front window of the City Hall of the City of Bay City, Texas on Friday, April 21, 2017 before 7:00 p.m. Any questions concerning the above items, please contact Mayor Mark A. Bricker at (979) 245-2137.

Rhonda Clegg
City Secretary