

CITY OF TEXAS CITY  
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, SEPTEMBER 16, 2020 - 5:00 P.M.  
KENNETH T. NUNN COUNCIL ROOM - CITY HALL  
1801 9th Ave. N.  
Texas City, TX 77590

PLEASE NOTE:

Due to the COVID 19 Disaster and the CDC's recommendation regarding social distancing measures the City Commission will meet in person and electronically. Texas Governor Greg Abbott waived on a temporary basis certain sections of the Texas Open Meetings Act. The meeting will be audible to members of the public and allow for two-way communications for those desiring to participate.

Any person who calls in and is interested in speaking on any item on the Agenda must call the number below and sign in to the conference then wait for the Board President to request any public comments. Public comments may not apply to all items on the agenda.

Those who attend in person may sign a "Request to Address City Commission" form and give it to the City Secretary prior to the beginning of the meeting.

To join the telephone audio conference and to give public comment please use the following instructions.

**(888) 475-4499 (Toll Free)**

**Webinar ID: 957 8895 1733**

You will automatically be muted when joining the conference. To raise your hand or notify the call manager for attention, please dial \*9 on your phone during the call. When appropriate the call manger will unmute your line and the system will notify you that you can now speak.

To view the web presentation or listen to audio without participating, please visit <http://commission.texascitytx.gov>

You will then be redirected to the conference and given instructions to enable viewing. We ask that if you will be joining the telephone conference to speak, please mute your computer audio. When using telephone audio with computer audio on, a feedback loop can be created causing disruptive echoing or a loud static. Disruptive audio will cause your line to be muted by the call manager.

After the meeting, a recording of this meeting's audio will be made available to the public, upon request.

All in attendance are required to remove hats and/or sunglasses (dark glasses) during meetings and to also silence all cell phones and electronic devices.

(1) ROLL CALL

(2) INVOCATION AND PLEDGE OF ALLEGIANCE

(3) PROCLAMATIONS AND PRESENTATIONS

(a) Service Awards

Randell Ramirez	Library	09/13/2010	10 years
Tina Lambert	Sanitation	09/07/2010	10 years
Wendell Wiley	Fire	09/23/2005	15 years

Tina Krenek	Fire	09/23/2005	15 years
Patrick Fitzmartin	Public Works	09/18/1995	25 years

(b) Promotion: Firefighter Julio Campana promoted to Engineer

(4) PUBLIC COMMENTS

(5) CONSENT AGENDA

(a) Approve City Commission Minutes for September 2, 2020 meeting. (City Secretary)

(b) Consider and take action on Resolution No. 20-086 approving the City of Texas City Investment Policy. (Finance)

(c) Consider and take action on Resolution No. 20-087, authorizing the Mayor to execute a one-year agreement between the County of Galveston and the City of Texas City for Mutual Aid. (Fire Department)

(d) Consider and take action on Resolution No. 20-88, approving a revised contract between the Galveston Health District and the City of Texas City for water pollution and abatement services. (Public Works)

(e) Consider and take action on Resolution No. 20-089, approving the appointments and/or re-appointments to various Boards, Commissions, and Committees. (Management Services)

(f) Consider and take action on Resolution No. 20-090, approving the purchase and installation of new carpet tile at the Charles T. Doyle Convention Center from Texans Floor Service through BuyBoard (Contract No. 561-18), Local Government Purchasing Cooperative. (Recreation and Tourism)

(g) Consider and take action on Resolution No. 20-091, authorizing the submission of a Community Block Grant-Mitigation (CDBG-MIT) Application to the Texas General Land Office and Authorizing the Mayor to act as the Chief Executive Officer and City's representative pertaining to the City's participation into the CDBG-MIT Program. (Emergency Management)

(h) Consider and take action on Resolution No. 20-092, authorizing the submission of a Community Block Grant-Mitigation (CDBG-MIT) HMGP Supplemental Application to the Texas General Land Office and Authorizing the Mayor to act as the Chief Executive Officer and City's representative pertaining to the City's participation into the CDBG-MIT HMGP Supplemental Program. (Emergency Management)

(6) REGULAR ITEMS

(a) Consider and take action, by record vote, on Ordinance No. 20-36, levying an ad valorem tax for the year 2020 for the City of Texas City. (Finance)

(b) Consider and take action on Ordinance No. 20-37, amending the City's fiscal year 2019-2020 budget to appropriate funding for design and construction of the Public Safety Training Facility.

- (c) Consider and take action on Resolution No. 20-093, accepting and approving the 2020 Certified Tax Roll. (Finance)
  
- (7) MAYOR AND COMMISSIONERS' COMMENTS
  
- (8) ADJOURNMENT

NOTICE OF ANY SUBJECT APPEARING ON THIS AGENDA REGARDLESS OF HOW THE MATTER IS STATED MAY BE ACTED UPON BY THE CITY COMMISSION.

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE BULLETIN BOARDS AT CITY HALL, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS, AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AND ON THE CITY'S WEBSITE ON SEPTEMBER 11, 2020, PRIOR TO 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

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RHOMARI D. LEIGH  
CITY SECRETARY

**CITY COMMISSION REGULAR MTG**

**(3) (a)**

**Meeting Date:** 09/16/2020

September 2020 Service Awards

**Submitted For:** Jennifer Price, Human Resources

**Submitted By:** Susan Sensat, Administration

**Department:** Administration

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**Information**

**ACTION REQUEST (Brief Summary)**

Service Awards

Randell Ramirez	Library	09/13/2010	10 years
Tina Lambert	Sanitation	09/07/2010	10 years
Wendell Wiley	Fire	09/23/2005	15 years
Tina Krenak	Fire	09/23/2005	15 years
Patrick Fitzmartin	Public Works	09/18/1995	25 years

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**CITY COMMISSION REGULAR MTG**

**(3) (b)**

**Meeting Date:** 09/16/2020

Promotion: Firefighter Julio Campana promoted to Engineer

**Submitted For:** David Zacherl, Fire Department

**Submitted By:** Cindy Baker, Fire Department

**Department:** Fire Department

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**Information**

**ACTION REQUEST (Brief Summary)**

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**CITY COMMISSION REGULAR MTG**

**(5) (a)**

**Meeting Date:** 09/16/2020

**Submitted By:** Rhomari Jackson, City Secretary

**Department:** City Secretary

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**Information**

**ACTION REQUEST (Brief Summary)**

Approve City Commission Minutes for September 2, 2020 meeting. (City Secretary)

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Minutes

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REGULAR CALLED CITY COMMISSION MEETING

MINUTES

WEDNESDAY, SEPTEMBER 2, 2020 – 5:00 P.M.  
KENNETH T. NUNN COUNCIL ROOM – CITY HALL

A Regular Called Meeting of the City Commission was held on Wednesday, SEPTEMBER 2, 2020, at 5:00 P.M. Virtually via Zoom. A quorum having been met, the meeting was called to order at 5:03 p.m. by Mayor Matthew T. Doyle.

1. ROLL CALL

Present: Matthew T. Doyle, Mayor  
Phil Roberts, Mayor Pro Tem, Commissioner At-Large  
Bruce Clawson, Commissioner At-Large  
Earl Alexander, Commissioner District 1  
Abel Garza, Jr., Commissioner District 2  
Dorthea Jones, Commissioner District 3  
Jami Clark, Commissioner District 4

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was led by Mayor Pro Tem Phil Roberts.  
Pledge of Allegiance was led by Commissioner At-Large Bruce Clawson.

3. PROCLAMATIONS AND PRESENTATIONS

- a. Presentation of Promotion- Rhomari Leigh to City Secretary.

4. PUBLIC HEARING

- a. A public hearing to hear citizens' opinions in favor of or in opposition to the City of Texas City's proposed 2020/2021 Fiscal Year Budget. (Finance)

Motion by Commissioner District 4 Jami Clark, Seconded by Commissioner At-Large Bruce Clawson

**Vote:** 7 - 0 CARRIED

5. PUBLIC COMMENTS

6. CONSENT AGENDA

Motioned by Commissioner Abel Garza, Jr., Seconded by Commissioner Jami Clark to approve Consent Agenda items a, b, and c.

- a. Approve City Commission Minutes for August 19, 2020 meeting. (City Secretary)

**Vote: 7 - 0 CARRIED**

- b. Consider and take action on Resolution No. 20-084, extending the Mayor's Declaration of Disaster. (Emergency Management)

**Vote: 7 - 0 CARRIED**

- c. Consider and take action on Resolution No. 20-085, approving the Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election. (Management Services)

**Vote: 7 - 0 CARRIED**

7. REGULAR ITEMS

- a. Consider approval of Ordinance No. 20-33, requesting to amend the City of Texas City's fiscal year 2019-2020 Budget to transfer funds to the Group Insurance Fund. (Finance)

Laura Boyd, Finance Director, stated that a budget amended was needed to transfer monies to the Group Insurance Fund.

Motion by Commissioner At-Large Bruce Clawson, Seconded by Commissioner District 2 Abel Garza, Jr.

**Vote: 7 - 0 CARRIED**

- b. Consider and take action on Ordinance No. 20-34, amending the City's fiscal year 2019-20 Budget to pay for wireless internet equipment that will be installed on city water towers. (Finance)

Robert Turner, Information Technology Director, explained how the citywide wifi will work.

Motion by Commissioner District 3 Dorthea Jones, Seconded by Commissioner At-Large Bruce Clawson

**Vote: 7 - 0 CARRIED**

- c. Consider and take action, by record vote, on Ordinance No. 20-35, to adopt the City of Texas City's 2020-2021 Fiscal Year Budget. (Finance)

By Record Vote to adopt the City of Texas City's 2020-2021 Fiscal Year Budget:

Matthew T. Doyle, Mayor---Yes  
Phil Roberts, Mayor Pro Tem, Commissioner At-Large--- Yes  
Bruce Clawson, Commissioner At-Large--- Yes  
Earl Alexander, Commissioner District 1--- Yes  
Abel Garza, Jr. Commissioner District 2--- Yes  
Jami Clark, Commissioner District 4--- Yes

Motion by Commissioner District 3 Dorthea Jones, Seconded by Commissioner District 2 Abel Garza, Jr.

**Vote: 7 - 0 CARRIED**

8. MAYOR AND COMMISSIONERS' COMMENTS

Many staff members congratulated Rhomari Leigh on her promotion to City Secretary.

Jennifer Price, Human Resource Director, stated that there will be an Employee Appreciation Lunch on Thursday, September 3rd.

Darcie Valenzuela, Marketing Coordinator, updated the Commissioners about the next City Event, Cant Touch A Truck, scheduled for October 24th.

Commissioner Earl Alexander gave Kudos to George Fuller and Mike Stump for there swift responses to a trash incident.

Every Commissioner gave kudos to Laura, Robert and Kyle for there intent to give TC Residents WiFi.

9. ADJOURNMENT

Having no further business, Commissioner Dorthea Jones made a MOTION to ADJOURN at 5:36 p.m.; the motion was SECONDED by Commissioner Jami Clark. All present voted AYE. MOTION CARRIED.

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MATTHEW T. DOYLE, MAYOR

ATTEST:

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Rhomari D. Leigh, City Secretary

**CITY COMMISSION REGULAR MTG**

**Res 13-079**

**Meeting Date:** 09/16/2020

Consider approval of the City of Texas City's Investment Policy.

**Submitted For:** Laura Boyd, Finance

**Submitted By:** Laura Boyd, Finance

**Department:** Finance

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider approval of the City of Texas City Investment Policy.

**BACKGROUND**

In 1995, the City adopted an Investment Policy to comply with the Texas Public Funds Investment Act (TPFIA). The City of Texas City's Investment Policy mandates how City funds are to be managed and invested. The Policy requires annual review and approval by the City Commission.

No changes in the last year.

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

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**RESOLUTION NO. 20-086**

**A RESOLUTION APPROVING THE CITY OF TEXAS CITY'S INVESTMENT POLICY AND STRATEGIES; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

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**WHEREAS**, the Texas Public Funds Investment Act requires each home rule municipality to adopt an investment policy by rule, order, ordinance, or resolution; and

**WHEREAS**, in 1995, the City adopted an Investment Policy to comply with the Texas Public Funds Investment Act (TPFIA); and

**WHEREAS**, the City of Texas City's Investment Policy mandates how City funds are to be managed and invested; and

**WHEREAS**, the City's Investment Policy was updated in 1998, 2000, 2004, 2005, 2006 and 2009 and 2017; and

**WHEREAS**, the City's Investment Policy approved in 2017 was updated to reflect changes in the City's Investment policy and plan; and

**WHEREAS**, the 2017 Investment Policy requires no further changes and/or additions and requires annual review and approval by the City Commission; and

**WHEREAS**, the Finance Director recommends annual approval of the Investment Policy and Strategies.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That the City Commission of the City of Texas City hereby approves the City's Investment Policy, attached hereto as **Exhibit "A"**, and made a part hereof.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

**CITY COMMISSION REGULAR MTG**

**(5) (c)**

**Meeting Date:** 09/16/2020

Mutual Aid agreement between County of Galveston and the City of Texas City (Fire Department)

**Submitted For:** David Zacherl, Fire Department

**Submitted By:** Cindy Baker, Fire Department

**Department:** Fire Department

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action authorizing the Mayor to execute a one year agreement between the County of Galveston and the City of Texas City for Mutual Aid. (Fire Department)

**BACKGROUND**

New annual agreement replacing the 2019/20 Agreement between the parties.

**ANALYSIS**

City to provide mutual aid to unincorporated areas of Galveston County for \$22,500.00 from the Commissioners Court.

**ALTERNATIVES CONSIDERED**

None

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**Fiscal Impact**

**Attachments**

Resolution

Exhibit A

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**RESOLUTION NO. 20-087**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE COUNTY OF GALVESTON, TEXAS AND THE CITY OF TEXAS CITY, TEXAS, FOR MUTUAL AID; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

**WHEREAS**, the City of Texas City, Texas, wishes to formalize a FY20/21 Mutual Aid Agreement between the County of Galveston and the City of Texas City, for mutual aid; and

**WHEREAS**, Chapter 352 of the Local Government Code, "County Fire Department" and Chapter 791 of the Government Code, "Interlocal Cooperation Act," provides authority that the Commissioners' Court may contract the governing body of a municipality to provide protection services to locations outside the municipalities; and

**WHEREAS**, citizens residing within the unincorporated areas of the County of Galveston, surrounding City of Texas City, city limits are in need of obtaining the services of the City of Texas City to assist them in time of need; and

**WHEREAS**, the City of Texas City is willing to make its fire protection services available to unincorporated areas of the County of Galveston.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That the City Commission of the City of Texas City, Texas hereby approves the FY20/21 Mutual Aid Agreement between the County of Galveston and the City of Texas City, and the Mayor is authorized to execute the FY20/21 Mutual Aid Agreement, in the same or similar format attached hereto as Exhibit "A" and made a part hereof.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

\_\_\_\_\_  
Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Rhomari D. Leigh  
City Secretary

\_\_\_\_\_  
Kyle L. Dickson  
City Attorney



4. It is expressly agreed and understood between the parties that the County shall have no right at any time to supervise, manage, direct or control the City and its members in the performance of their services. The City shall totally decide and be responsible for the manner, means and methods by which they operate.
5. It is further agreed and understood between the parties that in accordance with §352.004 of the Local Government Code, V.T.C.A., the acts of any person who, in the act of carrying out the County's authority to provide fire protection under this agreement, furnishes fire protection to a county resident who lives outside the municipalities in the County, including the act of person who is a regular employee or fire fighter of a municipality, is considered to be the act of an agent of the County.
6. It is further agreed that the City is not liable for the acts of its employee in fighting fires outside the City under this Contract. However, it is acknowledged that the City will continue any responsibilities it may have to provide workers' compensation, to any employees who provide firefighting services under this Contract.
7. Nothing in this Contract shall be construed to waive any provision contained within Chapter 74 of the Civil Practice and Remedies Code of the State of Texas, commonly known as the Good Samaritan Law.
8. To the extent permitted by the Constitution and laws of the State of Texas, City agrees to indemnify and save harmless the county of Galveston, its agents, Commissioners, Boards, Officers and employees from any and all suits, actions, or claims of any character, type or description brought or made for or on account of any injuries or damages received or sustained by any person or persons arising out of or occasioned by the acts of the Fire Department, its members, deputies, agents or employees.
9. During the term of this Contract, the City agrees to:
  - a) Maintain membership in the Galveston County Firefighters Association,
  - b) Comply with the Texas Commission on Fire Protection (TCFP) and any other applicable Federal and State regulatory agency, and submit an annual letter stating such compliance to the Galveston County Fire Fighters Association.
10. Equal Employment Opportunity - The City agrees that it shall not discriminate against any employee or applicant for employment because of race, color, religion, national origin, sex, disability, genetic information, or veteran status. Such action shall include, but not be limited to, the following: employment; upgrading; demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The recipient agrees to post notices, which set forth the provisions of this non-discrimination section, in conspicuous places available to employees or applicants for employment and will, in all solicitation or advertisements for employees placed by or on behalf of the recipient, state that all qualified applicants will receive consideration for employment without regard to race, color,

religion, national origin, sex, disability, genetic information, or veteran status.

11. Drug-Free Workplace – the City shall comply with the applicable provisions of the Drug-Free Work Place Act of 1988 (Public Law 100-690, Title V, Subtitle D; 41 U.S.C. § 8102, et seq.) and implementing regulations there under and maintain a drug-free work environment.
12. Americans With Disabilities Act – the City shall comply with all applicable terms, conditions, and requirements of the Americans with Disabilities Act of 1990 (Public Law 101-136) and implementing regulations there under.
13. Nondiscrimination – the City acknowledges and agrees that neither it nor its subcontractors shall discriminate on the basis of race, color, religion, national origin, sex, disability, genetic information, or veteran status. Respondent and its subcontractors shall comply with all Federal statutes relating to nondiscrimination. These laws include, but are not limited to:
  - Title VI of the Civil Rights Act of 1964
  - Title IX of the Education Amendments of 1972
  - The Rehabilitation Act of 1973, Section 503
  - The Rehabilitation Act of 1973, Section 504
  - The Age Discrimination Act of 1975
  - The Drug Abuse Office and Treatment Act of 1972
  - The Drug-Free Workplace Act of 1988
14. This Contract shall begin effective upon the execution of this document by both parties and shall terminate on September 30, 2021.
15. This Contract constitutes the only agreement of the parties hereto and supersedes any prior understanding or written or oral agreements between the parties respecting the within subject matter. The City disclaims any reliance on representations by the County that are not expressly set out in this Contract.
16. In the event any portion of this Agreement is held to be unenforceable, the unenforceable portion shall be construed in accordance with applicable law as nearly as possible to reflect the original intention of the parties. The remainder of the provisions shall remain in full force and effect.
17. Neither party's failure to enforce strict performance of any provisions of this Agreement shall be construed as a waiver of any provision or right. Neither the course of conduct between the parties nor trade practice shall act to modify any provision of this Agreement.
18. This Agreement will be governed by and construed in accordance with the laws of the State of Texas and venue shall lie in Galveston County.
19. Each signatory to this Agreement certifies that he/she has been authorized by their entity to execute this Agreement.
20. This Agreement is being executed with multiple originals signed by both parties.

GALVESTON COUNTY, TEXAS

By: \_\_\_\_\_  
Mark Henry,  
County Judge

ATTEST:

\_\_\_\_\_  
Dwight D. Sullivan,  
County Clerk

CITY OF TEXAS CITY, TEXAS

By: \_\_\_\_\_  
City Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

**CITY COMMISSION REGULAR MTG**

**(5) (d)**

**Meeting Date:** 09/16/2020

Contract for Water Pollution Control and Abatement

**Submitted For:** Mike McKinley, Public Works      **Submitted By:** Mike McKinley, Public Works

**Department:** Public Works

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action approving a revised contract between the Galveston County Health District and the City of Texas City for water pollution and abatement services.

**BACKGROUND**

The City of Texas City is a member of the Galveston County Health District and responsible for the quality of the water within it's jurisdiction, and has elected to contract for water quality services with the Galveston County Health District.

Contract and cover letter attached for your review

**ANALYSIS**

The City of Texas City will agree to pay the Performing Party an annual fee of \$34,857.00 for the services set forth in the attached agreement and that the Mayor is authorized to execute a contract on behalf of the City.

Thank you.

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

Exhibit A

Exhibit B

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**RESOLUTION NO. 20-088**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REVISED CONTRACT WITH THE GALVESTON COUNTY HEALTH DISTRICT FOR WATER POLLUTION CONTROL AND ABATEMENT SERVICES; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

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**WHEREAS**, the Interlocal Cooperation Act of the State of Texas provides that political subdivisions of the State may contract or agree with another local government to perform governmental functions and services in accordance with the provisions of the Act; and

**WHEREAS**, the Galveston County Health District and the City of Texas City have agreed to contract water pollution control and abatement services in the amount of \$34,857.00; and

**WHEREAS**, the Galveston County Health District organized the Water Pollution and Abatement Control program in 1972 and is charged with performing water quality monitoring and pollution abatement activities for Galveston County and its contracted political subdivisions, and is supported through the county general fund and contracted political subdivision contributions; and

**WHEREAS**, the City of Texas City is a member of the Galveston County Health District and responsible for the quality of the water within its jurisdiction and has elected to contract for water quality services with the Galveston County Health District.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That the City Commission of the City of Texas City, Texas, hereby approves the revised contract for Water Pollution Control and Abatement Services with the Galveston County Health District.

**SECTION 2:** That the Mayor is authorized to execute a revised agreement in substantially the same form as attached as **Exhibit "A"**, attached hereto and made a part hereof for all intents and purposes.

**SECTION 3:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

Contractual Agreement  
For the  
City of Texas City

THE STATE OF TEXAS	§
	§
COUNTY OF GALVESTON	§
	§
CITY OF TEXAS CITY	§

THIS AGREEMENT is made and entered into by and between the City of Texas City (hereinafter "CITY"), with its principal office at 1801 9<sup>th</sup> Avenue North, Texas City, Galveston County, Texas 77592 and the Galveston County Health District, Office of Environmental Health Programs (hereinafter "PERFORMING PARTY"), with its principal office at 9850-D Emmett F. Lowry Expressway, Texas City, Texas 77591.

WITNESSETH

WHEREAS, the Interlocal Cooperation Act of the State of Texas provides that political subdivisions of the State may contract or agree with another local government to perform governmental functions and services in accordance with the provisions of the Act; and

WHEREAS, the PERFORMING PARTY and the CITY have agreed to contract water pollution control and abatement services; and

WHEREAS, the PERFORMING PARTY organized the Water Pollution Control and Abatement Program in 1972 and is charged with performing water quality monitoring and pollution abatement activities for Galveston County and its contracted political subdivisions, and is supported through the county general fund and contracted political subdivision contributions; and

WHEREAS, the CITY is a member of the Galveston County Health District and responsible for the quality of the water within its jurisdiction and has elected to contract for water quality services with the PERFORMING PARTY.

NOW, THEREFORE, for and in consideration of the mutual covenants expressed herein, the parties agree as follows:

## ARTICLE I

### STATEMENT OF SERVICES

The PERFORMING PARTY agrees to perform the following services for the CITY as indicated by a check mark for each activity:

**Investigations** - Complaint Response

- (1) The PERFORMING PARTY will respond to all water quality related complaints within jurisdictional limits of the CITY whether received from a citizen or referred by employees of the CITY, as expeditiously as possible.
- (2) The PERFORMING PARTY will document each and every complaint received. Documentation will include information relative to the nature of the complaint, investigative findings, corrective actions taken, and enforcement actions, if necessary.
- (3) The PERFORMING PARTY will protect from disclosure information regarding the identity of a complainant to the extent allowed by the Texas Public Information Act, Govt. Code Chapter 552. In the event that information, which tends to identify a complainant, is requested pursuant to the Texas Public Information Act, the PERFORMING PARTY will seek to protect that information through a request for opinion from the Legal Services Division of the County of Galveston.
- (4) The PERFORMING PARTY will immediately coordinate with the CITY as necessary, in regards to action to when responding to any complaints deemed reasonably substantial in terms of concentration, duration, or potential health impacts.
- (5) In cases posing or potentially posing imminent and substantial danger to the health and welfare of persons or the environment, the PERFORMING PARTY may utilize its authority to seek enforcement action(s) through the court systems in Galveston County.
- (6) The PERFORMING PARTY will cooperate with both state and federal agencies, as necessary; however, the PERFORMING PARTY will function independently under the scope of this AGREEMENT and will not serve as state or federal agents.

**☒ Source Inspections - Publicly Owned Treatment Works (POTW)**

- (7) The PERFORMING PARTY will conduct a scheduled comprehensive compliance inspection(s) at any or all POTWs within the jurisdictional boundaries of the CITY. The inspection will be consistent with the most current version of the POTW inspection protocol currently used by the Region 12 Texas Commission on Environmental Quality (TCEQ) Water Quality Section. The comprehensive inspection will include the collection of an influent and effluent sample. The collected samples will be split with the appropriate wastewater treatment plant personnel and the contracted NELAC accredited laboratory.
- (8) The PERFORMING PARTY will conduct a scheduled non-comprehensive compliance inspection(s) at any or all POTWs within the jurisdictional boundaries of the CITY. This non-comprehensive inspection will include the collection of an influent and effluent sample. The collected samples can be split amongst the appropriate wastewater treatment plant personnel and the contracted NELAC accredited laboratory for testing.
- (9) The PERFORMING PARTY will immediately coordinate with the CITY, when responsive action through the inspection process yields test results substantial in terms of concentration, duration, and/or potential health impacts.

**☒ Source Inspections - Grease Traps and Grit Traps**

- (10) The PERFORMING PARTY will conduct one (1) unannounced inspection at identified grease traps associated with Galveston County Health District permitted food establishments and one (1) unannounced inspection at identified grit traps associated with car washes within the jurisdictional boundaries of the CITY.
- (11) The PERFORMING PARTY will immediately coordinate with the REPONSIBLE PERSON, as necessary, on action to respond to any problems identified during the inspection process that are substantial in terms of concentration, duration, or potential health impacts.

(12) In cases which violate any rule, regulation, law or ordinance or any case which may present an imminent and substantial danger to the health and welfare of persons or the environment, the PERFORMING PARTY may utilize their authority to seek enforcement action(s) through the court system.

**☒ Sample Local Waterways (Surface Water Sampling)**

(13) The PERFORMING PARTY will assure routine monitoring stations are sampled. Routine sampling typically includes field measurements, routine water chemistry and bacteriological analysis. The objectives of monitoring these parameters are to determine impacts of point and nonpoint sources, and detect and describe spatial and temporal changes. The monitoring of field measurements also provides complementary information necessary for evaluating chemical and biological data.

(14) The PERFORMING PARTY will provide, upon request, a map to the CITY specifying the locations of all of the surface water sampling sites located within the jurisdictional boundaries of the CITY.

(15) The PERFORMING PARTY will submit all surface water samples to laboratories performing analysis that are routinely audited by their primary National Environmental Laboratory Accreditation Program (NELAP) accrediting body to evaluate the laboratory's compliance with the current The NELAC Institute (TNI) Standard.

(16) The PERFORMING PARTY will conduct investigations based upon results of surface water sampling results. The PERFORMING PARTY will review all sampling results to identify waterways that may be adversely impacted. The purpose of such investigations is to detect and eliminate sources of water pollution.

ARTICLE II

REPORTING

The PERFORMING PARTY agrees to provide reports to the CITY pertaining to investigations, inspections, surface water testing

at known or potential sources of water pollution located within the jurisdictional boundaries of the CITY.

A. Monthly Reports

A summary report of progress specifying the number and type of activities conducted for the month and a list of activities approved for the month to include sources investigated by name and type of investigation. The PERFORMING PARTY will submit the monthly report to the CITY by the seventh (7<sup>th</sup>) calendar day following the end of the month.

B. Annual Reports

The PERFORMING PARTY shall submit an annual summary of its activities within the CITY's jurisdiction completed during the fiscal year. A final draft of said summary will be due no later than the last day of January. A draft will be submitted to representative of the CITY for review prior to finalization. The annual report will provide a summary of all activities listed in this contract. Upon request, the PERFORMING PARTY will provide to the CITY a list of all facilities with state permitted discharges within the CITY's jurisdictional boundaries.

ARTICLE III

MEETINGS AND COMMUNICATION

Either party may request an "ad-hoc" meeting throughout the contract term, as necessary. The meeting can be the forum used to distribute and discuss annual summaries, contracts, other pertinent information, and to discuss any concerns identified by the PERFORMING PARTY. Communication can be conducted via email, phone, virtual meeting, etcetera.

ARTICLE IV

EMPLOYEE TRAINING

The PERFORMING PARTY agrees to assure the proper training of its staff and shall remain responsible for ensuring that staff is sufficiently qualified to perform any and all designated tasks that could foreseeably arise under the scope of this AGREEMENT.

## ARTICLE V

### COMPENSATION

For and in consideration of the services (Article I) to be rendered by the PERFORMING PARTY, the CITY shall pay, and the PERFORMING PARTY shall receive, compensation as hereinafter negotiated based on the amount of services chosen in Article I, Statement of Services (see Attachment A, Contract Pricing). All remittance by the CITY for such compensation shall either be mailed or delivered to the PERFORMING PARTY's principle office.

Compensation for all services rendered by the PERFORMING PARTY under the scope of this AGREEMENT shall be made to the PERFORMING PARTY by the CITY in accordance with the following terms:

Partial payments for services rendered by the PERFORMING PARTY shall be submitted quarterly to the PERFORMING PARTY and within thirty (30) days of the CITY's receipt of their quarterly statement. Final payment for services shall be due upon completion of these services.

## ARTICLE VI

### TERMINATION

In connection with all the services outlined under the scope of this AGREEMENT, the CITY or the PERFORMING PARTY by providing written notice to the other party at least thirty (30) days prior to the date of the desired termination. Upon receipt of the contractual termination to the other party, all work being performed under this AGREEMENT shall immediately cease, unless such work can be completed within the thirty (30) days prior to the official date of termination.

Further, the PERFORMING PARTY shall be compensated in accordance with this AGREEMENT for all work provided to the date of the AGREEMENT's official termination.

All completed or partially completed reports prepared under this AGREEMENT shall be delivered to the CITY, which the CITY may subsequently use without constraint.

All rights, duties, liabilities and obligations accrued prior to such termination shall survive termination.

## ARTICLE VII

### ASSIGNMENT AND SUBCONTRACTS

This AGREEMENT shall not be assigned or subcontracted in whole or in part without the written consent of the CITY.

## ARTICLE VIII

### NOTICES

All notices and communications under this AGREEMENT to be delivered to the CITY shall be sent via traditional postage, unless otherwise notified:

*Attention: Corbin Ballast*  
City of Texas City  
PO Box 2608  
Texas City, Texas 77592-2608

All notices and communications under this AGREEMENT to be delivered to the PERFORMING PARTY shall be sent traditional postage, unless otherwise notified:

*Attention: Katie Wilson*  
Water Pollution Services Manager  
Galveston County Health District  
Office of Environmental Health Programs  
PO Box 939  
La Marque, Texas 77568

## ARTICLE IX

### INSURANCE

During the entirety of this AGREEMENT, the PERFORMING PARTY shall maintain, and shall require its subcontractors to maintain:

- (1) Adequate general liability insurance for bodily injury and property damage in amounts satisfactory to the CITY; and,
- (2) Worker's compensation coverage for all of the PERFORMING PARTY'S employees.

The PERFORMING PARTY agrees to indemnify and hold the CITY harmless from and against any and all courses of legal action resulting from or arising out of the PERFORMING PARTY'S failure to maintain adequate general liability insurance or worker's compensation coverage as required by this AGREEMENT or as required by governing law.

## ARTICLE X

### EMPLOYMENT PRACTICES

The PERFORMING PARTY agrees not to discriminate against any employee or applicant for employment on the basis of race, religion, color, sex, age, disability or national origin. The PERFORMING PARTY agrees to comply with the Immigration Reform and Control Act of 1986 and the Americans with Disabilities Act of 1990. The CITY encourages the PERFORMING PARTY to provide equal opportunity to historically disadvantaged business enterprises if and when the PERFORMING PARTY is to subcontract services under the scope of this AGREEMENT.

## ARTICLE XI

### REPRESENTATION

The PERFORMING PARTY represents that no CITY officer, employee or agent has been compensated in any way with respect to this AGREEMENT and its consideration by the CITY. In no event will the PERFORMING PARTY pay a fee or provide any other form of compensation to any CITY officers, employees or agents in connection with the approval or performance of this AGREEMENT or terms herein. A breach of this ARTICLE shall result in automatic termination of the AGREEMENT and in accordance with this AGREEMENT. The CITY may use all reports prepared under this AGREEMENT as provided in ARTICLE VI, TERMINATION. Additionally, the PERFORMING

PARTY shall be liable for all damages to the CITY occasioned by a termination under this Article.

## ARTICLE XII

### PRIOR AGREEMENTS SUPERSEDED

This AGREEMENT constitutes the sole terms and conditions permissible of the parties hereto in regards to pertinent matter and supersedes any prior understanding, oral or written agreements between the parties regarding the subject matter of this AGREEMENT.

## ARTICLE XIII

### GOVERNING LAW

The validity of this AGREEMENT and any terms or provisions, as well as the rights and duties hereunder, shall be governed by the laws of the State of Texas.

## ARTICLE XIV

### LAWS AND ORDINANCES

The PERFORMING PARTY shall at all times observe and comply with all federal, state and local laws, ordinances, rules, regulations and orders of any public authority, which in any manner affect this AGREEMENT.

## ARTICLE XV

### VENUE

In the event that any legal proceeding is brought to enforce this AGREEMENT, or any provision hereof, Galveston County is the venue for said action.

ARTICLE XVI

AMENDMENT

This AGREEMENT shall not be amended without the written consent of the other party. The Mayor or designee has the authority to make amendments to this AGREEMENT without subsequent City Council approval.

ARTICLE XVII

TERM OF AGREEMENT

This AGREEMENT shall be effective October 1, 2020 and shall continue in full force until September 30, 2021, but upon the CITY's determination, may be extended by written agreement. All payments and liabilities accrued prior to termination shall survive the termination.

IN WITNESS WHEREOF, the parties acting under the authority of their respective governing bodies have caused this AGREEMENT to be executed in several counterparts, each of which is deemed to be an original and as of the day and date first written above.

**GALVESTON COUNTY HEALTH  
DISTRICT**

**CITY OF TEXAS CITY**

\_\_\_\_\_  
Kathy Barroso, CPA  
Chief Executive Officer

\_\_\_\_\_  
Matthew T. Doyle  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**Attachment A: Contract Pricing**

City of Texas City October 1, 2020 - September 30, 2021			
<b>Activity</b>	<b>Number of Units</b>	<b>Cost per Unit</b>	<b>Total Cost</b>
Complaint Investigations Flat Rate-Per Capita 2010 Census	44,881	\$0.31	\$13,913
Wastewater Treatment Plant Inspection (Spot)	0	\$0	\$0
Wastewater Treatment Plant Inspection (CCI)	1	\$406	\$406
Source Inspections - Grease Traps	122	\$94	\$11,468
Source Inspections - Grit Traps	10	\$94	\$940
Surface Water Sampling (collect and lab testing)	6	\$1,355	\$8,130
<b>Total</b>			<b>\$34,857</b>

July 7, 2020

Mr. Corbin Ballast  
Public Utilities Director  
City of Texas City  
911 Highway 146 North  
Texas City, Texas 77590

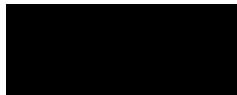
Dear Mr. Ballast:

Enclosed please find the FY2021 Water Pollution Control and Abatement Contract between the City of Texas City and the Galveston County Health District. Should you wish to propose revisions to this Contract, please notify me by phone or via email. Please note that the total amount of the Contract has **decreased** for the 2021 fiscal year.

Following your review and approval, please have your municipality's designated official sign the contract and remit an original copy by mail to: Galveston County Health District, Environmental Services, PO Box 939, La Marque, Texas 77568 or via email to [kwilson@gchd.org](mailto:kwilson@gchd.org)

Once we receive the signed original copy, we will fully execute the contract and return a copy for your records. Should you have any additional questions or concerns, please feel free to contact me at 409-938-2310.

Sincerely,



Katie Wilson  
Water Pollution Services Manager  
Galveston County Health District

/KW

Enclosures

**Public Health Services · Coastal Health & Wellness · Emergency Medical Services · Animal Resource Center**

*The Galveston County Health District (GCHD) is the local public health agency for Galveston County, Texas. GCHD provides services and programs that protect the everyday health and well-being of Galveston County.*

P.O. Box 939 La Marque, Texas 77568 • (409) 938-7221

[www.gchd.org](http://www.gchd.org)



**CITY COMMISSION REGULAR MTG**

**(5) (e)**

**Meeting Date:** 09/16/2020

**Submitted By:** Rhomari Jackson, City Secretary

**Department:** City Secretary

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Resolution No. 20-089, approving the appointments and/or re-appointments to various Boards, Commissions, and Committees. (Management Services)

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

Exhibit A

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**RESOLUTION NO. 20-089**

**A RESOLUTION APPOINTING AND/OR REAPPOINTING MEMBERS TO THE VARIOUS CITY BOARDS, COMMISSIONS AND COMMITTEES; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

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**WHEREAS**, on September 16, 2019, the City Commission of the City of Texas City met in a Regular City Commission Meeting and acted on the Appointment of various Boards, Commissions and Committees; and

**WHEREAS**, on September 30, 2020, the terms of various members of the City of Texas City's Boards, Commissions and Committees expire; and

**WHEREAS**, in order to continue the uninterrupted and efficient operation of the City through its Boards, Commissions and Committees, it is necessary to appoint or reappoint members to fill these positions.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That the City Commission of the City of Texas City, Texas, hereby appoints or reappoints the individuals named on the attached **Exhibit "A"** to the various Boards, Commissions and Committees for the terms as stated therein.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh

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Kyle L. Dickson

City Secretary

City Attorney

**BOARDS, COMMISSIONS, COMMITTEES, AND CORPORATION APPOINTEES**

<b>Boards</b>	<b>Appointee Name</b>	<b>Appointed</b>	<b>Date Reappointed</b>	<b>Term Expires</b>	<b>Notes</b>
Animal Service Advisory Committee- Mayor Only apt. made by Aug. 1st of each term. Committee consists of a minimum of 11 and not more than 18 members to represent each city who is party to the Animal Service Interlocal					
Animal Services Advisory Committee	Abel Garza, Jr. -Representative			9/30/2021	
Animal Services Advisory Committee	Jennifer Price- Alternate			9/30/2021	
Audit Committee- Three (3) members-- City Commissioners. Two year term. Meets on as needed basis, at least once a year					
Audit Committee	Jami Clark			10/1/2022	
Audit Committee	Phil Roberts			10/1/2022	
Audit Committee	Earl Alexander			10/1/2022	
Bayou Golf Course Advisory Board- Seven (7) members. Two year term. Meetings are held on the 2nd Wednesday of each month at the Golf Course.					
Bayou Golf Course Advisory Board	Morris Wisdom			9/30/2021	
Bayou Golf Course Advisory Board	Abel Garza Jr.			9/30/2022	
Bayou Golf Course Advisory Board	Daryl Stewart			9/30/2022	
Bayou Golf Course Advisory Board	Amos Foreman			9/30/2022	
Bayou Golf Course Advisory Board	Don Van Alstyne			9/30/2021	
Bayou Golf Course Advisory Board	Robin Rossman			9/30/2022	
Bayou Golf Course Advisory Board	Paul Gonzalez			9/30/2021	
Board of Adjustments Building & Structure- Five (5) members, One (1) member may be a member of the City Planning Board or Zoning Commission, provided that the appointment of any member of the City Planning Board or Zoning Commission shall be for his term of offices as such only. Two (2) years. Second (2nd) and Fourth (4th) Tuesdays at 5:15pm					
Board of Adjustments B & S	Aric Owens			9/30/2021	
Board of Adjustments B & S	James McWhorter			9/30/2022	
Board of Adjustments B & S	George W. Faust			9/30/2022	
Board of Adjustments B & S	Patrick Tarpey			9/30/2021	
Board of Adjustments B & S	Harvey Cappel			9/30/2022	

Civil Service- Three (3) members appointed by Mayor and confirmed by City Commission. Members must have resided in City for a period in excess of three years and not held and public office within the preceding three years. Three (3) years terms. (Members shall serves staggered three (3) year terms with the term of one (1) member expiring each year. A memeber may be re-appointed for a new three year term. Meetings are held every January and as required.					
Civil Service	Amanda Johnson			9/30/2023	
Civil Service	Harold Fattig			9/30/2022	
Civil Service	Russell Plackemeier			9/30/2021	
Civil Service	Jennifer Price- Director				
Civil Service	Anete Schmidt- ALT Director				
Civil Service	Kyle Dickson- City Attorney				
Houston- Galveston Area Council- General Assembly and Board of Directors- 1 year term					
Houston- Galveston Area Council	Phil Roberts, Representative			1/1/2021	
Houston- Galveston Area Council	Jami Clark, Alternate			1/1/2021	
Housing Authority- Five (5) members. Staggerd terms; Reappointments are for terms of 2 years. Meetings are held on the 2nd Tuesday of each month at 6:59 pm. (The meeting date change from 3rd Thursday of each month to the 2nd Thursday was made because of change in by-laws in 1996/1997.)					
Housing Authority	Joyce Dunn			9/30/2021	
Housing Authority	Elida Matthews			9/30/2022	
Housing Authority	VACANT				page michael's husban
Housing Authority	Felix Herrea			9/30/2022	
Housing Authority	Thelma Bowie			9/30/2021	

Library Board- Nine (9) members appointed by Mayor and confirmed by City commission. Three (3) years, to be staggered; 3 members to be appointed for 1 year: 3 members to be appointed 2 years and 3 to be appointed 3 years. After the 1st year appointments will be for 3 years. Meetings will be held bi-monthly, (Feb., April, June, Aug., Oct., and Dec.). The meetings are held the 4th Monday.				
Library Board	Brandon Johnson			9/30/2022
Library Board	Joanne Hackbarth			9/30/2023
Library Board	Shirley Mapps			9/30/2022
Library Board	Deana Rack			9/30/2021
Library Board	Stephanie Doyle			9/30/2021
Library Board	Elizabeth Blackburn			9/30/2023
Library Board	Karen Ivory			9/30/2023
Library Board	Dr. Lynn Ellison			9/30/2022
Library Board	Bridgett Buffa			9/30/2021
Planning Board- Five (5) members. One of the members of the planning board shall be the Mayor, another shall be a member of the Commission designated by the Commission upon recommendation of the Mayor. Each member appointed shall be appointed for a term of four (4) years. meets 2nd and 4th Mondays at 5:00pm				
Planning Board	Bruce Clawson			9/30/2021
Planning Board	Perry O'Brien			9/30/2023
Planning Board	Summer Chapman			9/30/2022
Planning Board	R.D. "Dickey" Campbell			9/30/2023
Planning Board	Phil Roberts			9/30/2024
Public Facilities Development Corporation- Five (5) directors will serve three (3) year staggered terms. No limit on number of terms. Each director shall hold office for the term for which he is appointed and until his successor shall have appointed and qualified unless sooner removed. Meetings are held as required.				
Public Facilities Development Corp.	Genie Jennings			9/30/2021
Public Facilities Development Corp.	Randy Dietel			9/30/2023
Public Facilities Development Corp.	William T. Etheredge			9/30/2022
Public Facilities Development Corp.	John Hackbarth			10/1/2023
Public Facilities Development Corp.	Rev. Jerry Lee			10/1/2023

Recreation & Tourism Board- Nine (9) members; three shall be appointed for a term of one year, three for a term of two years, and three for a term of three years. Each member appointed after the first year shall be appointed for a term of three years. Three (3) years, staggered terms.					
Recreation & Tourism Board	Frank Mistretta			9/30/2022	
Recreation & Tourism Board	Teri O'Brien			9/30/2022	
Recreation & Tourism Board	Brenda Williams			9/30/2021	
Recreation & Tourism Board	Paul Bland			9/30/2023	
Recreation & Tourism Board	Susan "Sam" Myers			9/30/2021	
Recreation & Tourism Board	Josh Chapman			9/30/2023	
Recreation & Tourism Board	Chris Delesandri			9/30/2021	
Recreation & Tourism Board	Winifred Gilmore			9/30/2023	
Recreation & Tourism Board	Hortensia "Tish" Hart			9/30/2021	
Texas City Cultural Arts Foundation- The number of directors constituting the initial Board of Directors is five (5), and the terms of office shall be three (3) years.					
Texas City Cultural Arts Foundation	Mary Dickson			9/30/2022	
Texas City Cultural Arts Foundation	Mark Lyon			9/30/2021	
Texas City Cultural Arts Foundation	Leslie Henderson			9/30/2023	
Texas City Cultural Arts Foundation	Joann Hackbarth			9/30/2023	
Texas City Cultural Arts Foundation	Dayna Perren			9/30/2021	

Texas City Economic Development- Meetings are held as needed; at a minimum, there will be an annual meeting (with no specific month set). That each member of the Board of Directors shall serve for all 3-year staggered terms. That there are no limits to the number of terms Board Members may serve. Allow for Mayor and the City Commission to appoint non-voting advisors to serve on the board.				
Texas City Economic Development	Matthew T. Doyle			9/30/2021
Texas City Economic Development	Mark Ciavaglia			9/30/2022
Texas City Economic Development	Randy Dietel			9/30/2023
Texas City Economic Development	Mitchell Chuoke			9/30/2023
Texas City Economic Development	Phil Roberts			9/30/2022
Texas City Economic Development	Page Michell (Advisory)			
Texas City Economic Development	Melissa Duarte (Advisory)			
Texas City Economic Development	Stephen Holmes (Advisory)			
Texas City Economic Development	VACANT (Advisory)			
Texas City Harbour Foreign Trade Zone Corporations- The number of directors constituting the initial Board of Directors is five (5), and the terms of office shall be three (3) years staggered. There are no limits to the number of consecutive Board members may serve.				
Texas City Harbour Foreign Trade Zone (TCHFTZ)	Genie Jennings			9/30/2021
Texas City Harbour Foreign Trade Zone (TCHFTZ)	Randy Dietel			9/30/2023
Texas City Harbour Foreign Trade Zone (TCHFTZ)	William T. Etheredge			9/30/2022
Texas City Harbour Foreign Trade Zone (TCHFTZ)	John Hackbarth			9/30/2023
Texas City Harbour Foreign Trade Zone (TCHFTZ)	Rev. Jerry Lee			9/30/2023

Texas City Historical Preservation Corporation- The number of directors constituting the initial Board of Directors is seven (7) and the terms of office shall be three (3) years staggered.					
Texas City Historical Preservation Corp.	Margaret Tuma			9/30/2023	
Texas City Historical Preservation Corp.	Irma Moreno			9/30/2023	
Texas City Historical Preservation Corp.	Teri O'Brien			9/30/2021	
Texas City Historical Preservation Corp.	Jose Boix			9/30/2023	
Texas City Historical Preservation Corp.	Ridawna Sneed			9/30/2022	
Texas City Historical Preservation Corp.	JoAnn Hackbarth			9/30/2023	
Texas City Historical Preservation Corp.	Lacey Fleshman			9/30/2021	
Texas City Housing Finance Corporation- Five (5) directors shall serve for a term of three (3) years staggered.					
Texas City Housing Finance Corp.	Genie Jennings			9/30/2021	
Texas City Housing Finance Corp.	Randy Dietel			9/30/2023	
Texas City Housing Finance Corp.	William T. Etheredge			9/30/2022	
Texas City Housing Finance Corp.	John Hackbarth			9/30/2023	
Texas City Housing Finance Corp.	Rev. Jerry Lee			9/30/2023	
Texas City Industrial Development- Five (5) members; three (3) year terms, or until a successor appointed. That there are no limits to the number of consecutive terms Board members may serve.					
Texas City Industrial Development	Genie Jennings			9/30/2021	
Texas City Industrial Development	Randy Dietel			9/30/2023	
Texas City Industrial Development	William T. Etheredge			9/30/2022	
Texas City Industrial Development	John Hackbarth			9/30/2023	
Texas City Industrial Development	Rev. Jerry Lee			9/30/2023	

TIRZ Number One Board- Seven (7) member panel; two (2) year staggered terms. Position 1 serves as Chair; must be appointed annually.					
TIRZ Number One Board- Lago Mar Dev. Au	Chris Doyle, Pos. 1 Chairman	COTC Designee		9/30/2021	
TIRZ Number One Board- Lago Mar Dev. Au	Kyle Dickson, Pos. 2	COM Designee		9/30/2022	
TIRZ Number One Board- Lago Mar Dev. Au	James Torres, Pos. 3	COTC Designee		9/30/2021	
TIRZ Number One Board- Lago Mar Dev. Au	Carlos Garza, Pos. 4	COTC Designee		9/30/2022	
TIRZ Number One Board- Lago Mar Dev. Au	Rick Wilkenfeld, Pos. 5	GC Designee		9/30/2021	
TIRZ Number One Board- Lago Mar Dev. Au	Genie Jennings, Pos. 6	COTC Designee		9/30/2022	
TIRZ Number One Board- Lago Mar Dev. Au	Stephen Holmes, Pos. 7	GC Designee		9/30/2021	
Lago Mar Dev. Authority- Seven (7) member panel. Automatic to match TIRZ #1 Board					
Lago Mar Dev. Authority	Chris Doyle, Pos. 1 Chairman	COTC Designee		9/30/2021	
Lago Mar Dev. Authority	Kyle Dickson, Pos. 2	COM Designee		9/30/2022	
Lago Mar Dev. Authority	James Torres, Pos. 3	COTC Designee		9/30/2021	
Lago Mar Dev. Authority	Carlos Garza, Pos. 4	COTC Designee		9/30/2022	
Lago Mar Dev. Authority	Rick Wilkenfeld, Pos. 5	GC Designee		9/30/2021	
Lago Mar Dev. Authority	Genie Jennings, Pos. 6	COTC Designee		9/30/2022	
Lago Mar Dev. Authority	Stephen Holmes, Pos. 7	GC Designee		9/30/2021	
Zoning Commission- Five (5) members. Initially two (2) members shall be appointed for a term of one (1) year and three (3) members for a term of two (2) years. Thereafter, all appointments shall be for a term of two (2) years. (Meets 1st and 3rd Tuesday) (City Hall Annex)					
Zoning Commission	Perry O'Brien			9/30/2021	
Zoning Commission	Thelma Bowie			9/30/2021	
Zoning Commission	Bruce Clawson			9/30/2021	
Zoning Commission	Aric Owens			9/30/2023	
Zoning Commission	Gary Potter			9/30/2023	
Southeast Texas Housing Finance Corporation- the City appoints a representative to serve on the Board of Directors for a term of three (3) years					
SE Texas Housing Finance Corp	Georgia Meyer			10/1/2021	Res. 18-107

Galveston Central Appraisal District- the City will nominate and cast votes in the election to appoint members to the Galveston Central Appraisal District Board of Directors. Appointments shall serve two (2) year terms.					
Galveston Central Appraisal District	Bruce Clawson- Nominee			12/31/2021	Res 19-117
Gulf Coast Transit District Board of Directors- the City appoints a representative and alternate to serve on the Board of Directors for a term of two (2) years					
GC Transit Board of Directors	Mayor Matthew Doyle- Representative			12/31/2022	Res 20-054
GC Transit Board of Directors	Phil Roberts- Alternate			12/31/2022	

**CITY COMMISSION REGULAR MTG**

**(5) (f)**

**Meeting Date:** 09/16/2020

**Submitted By:** Rhomari Jackson, City Secretary

**Department:** City Secretary

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Resolution No. 20-090, approving the purchase and installation of new carpet tile at the Charles T. Doyle Convention Center from Texans Floor Service through BuyBoard Contract No. 561-18, Local Government Purchasing Cooperative. (Recreation and Tourism)

**BACKGROUND**

Due to the high volume of events and wear and tear on the existing carpet over the past 10 years it is our recommendation to replace the old carpet tile in the 14,000 square foot Convention Center Ballroom.

**ANALYSIS**

It is recommended of the Parks, Recreation & Tourism Department to award the purchase and installation of new carpet in the Convention Center Ballroom. Buyboard Contract #561-18 in the amount of \$83,685.80. Funds are available in the FY 2019-2020 budget.

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

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**RESOLUTION NO. 20-090**

**A RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF NEW CARPET TILE AT THE CHARLES T. DOYLE CONVENTION CENTER FROM TEXANS FLOOR SERVICE THROUGH BUYBOARD (CONTRACT NO. 561-18), A LOCAL GOVERNMENT PURCHASING COOPERATIVE PROGRAM; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

**WHEREAS**, the Texas City Recreation and Tourism Department requests the approval of purchase and installation of new carpet tile for the Charles T. Doyle Convention Center; and

**WHEREAS**, funds for this purchase are available through the 2019/2020 Fiscal Year Budget; and

**WHEREAS**, it is the recommendation of the Recreation and Tourism Department to award the above mentioned item to Texans Floor Service through BuyBoard (Contract No. 561-18) for the approximate purchase price of \$83,685.80.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That the City Commission of the City of Texas City, Texas, hereby approves the purchase and installation of new carpet tile from Texans Floor Service through BuyBoard (Contract No. 561-18), for an approximate price of \$83,685.80, as set out on the quote attached hereto as **Exhibit "A"** and made a part hereof for all intents and purposes.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

---

Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

**CITY COMMISSION REGULAR MTG**

(5) (g)

**Meeting Date:** 09/16/2020

**Submitted By:** Rhomari Jackson, City Secretary

**Department:** City Secretary

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Resolution No. 20-091, authorizing the submission of a Community Block Grant-Mitigation (CDBG\_MIT) Application to the Texas General Land Office and Authorizing the Mayor to act as the Chief Executive Officer and City's representative pertaining to the City's participation into the CDBG-MIT Program.

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

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**RESOLUTION NO. 20-091**

**A RESOLUTION OF THE CITY COUNCIL OF TEXAS CITY, TEXAS, AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT-MITIGATION (CDBG-MIT) APPLICATION TO THE TEXAS GENERAL LAND OFFICE AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE CDBG-MIT PROGRAM; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

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**WHEREAS**, the City of Texas City desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

**WHEREAS**, certain conditions exist related to disastrous events, which represent a threat to the public health, safety and welfare; and

**WHEREAS**, it is necessary and in the best interests of to apply for funding under the CDBG-MIT Program.

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

**SECTION 1:** That a CDBG-MIT application is hereby authorized to be filed with the Texas General Land Office for funding consideration under the Community Development Block Grant-Mitigation.

**SECTION 2:** That the application be for up to \$49,990,000 of grant funds to provide drainage improvements.

**SECTION 3:** That the Mayor is designated as the Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and participation in the CDBG-MIT Program.

**SECTION 4:** That the Mayor is designated to oversee all grant activities so as to ensure there are no Conflicts of Interest.

**SECTION 5:** That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

**SECTION 6:** That contributing funds in the amount of up to \$499,900 in cash are committed by the City of Texas City toward application activities;

**PASSED AND ADOPTED this 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

**CITY COMMISSION REGULAR MTG**

**(5) (h)**

**Meeting Date:** 09/16/2020

**Submitted By:** Rhomari Jackson, City Secretary

**Department:** City Secretary

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Resolution No. 20-092, authorizing the submission of a Community Block Grant-Mitigation (CDBG-MIT) HMGP Supplemental Application to the Texas General Land Office and Authorizing the Mayor to act as the Chief Executive Officer and City's representative pertaining to the City's participation into the CDBG-MIT HMGP Supplemental Program. (Emergency Management)

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

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**RESOLUTION NO. 20-092**

**A RESOLUTION OF THE CITY COUNCIL OF TEXAS CITY, TEXAS, AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT-MITIGATION (CDBG-MIT) HMGP SUPPLEMENTAL APPLICATION TO THE TEXAS GENERAL LAND OFFICE AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE CDBG-MIT HMGP SUPPLEMENTAL PROGRAM; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

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**WHEREAS**, the City of Texas City desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

**WHEREAS**, certain conditions exist related to disastrous events, which represent a threat to the public health, safety and welfare; and

**WHEREAS**, it is necessary and in the best interests of to apply for funding under the CDBG-MIT Program.

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

**SECTION 1:** That a CDBG-MIT application is hereby authorized to be filed with the Texas General Land Office for funding consideration under the Community Development Block Grant-Mitigation HMGP Supplemental.

**SECTION 2:** That the application be for up to \$18,000,000 of grant funds to provide drainage improvements.

**SECTION 3:** That the Mayor is designated as the Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and participation in the CDBG-MIT HMGP Supplemental Program.

**SECTION 4:** That the Mayor is designated to oversee all grant activities so as to ensure there are no Conflicts of Interest.

**SECTION 5:** That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

**SECTION 6:** That contributing funds in the amount of \$\_0.00\_ in cash are committed by the City of Texas City toward application activities;

**PASSED AND ADOPTED this 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

**CITY COMMISSION REGULAR MTG**

**(6) (a)**

**Meeting Date:** 09/16/2020

Levy Ad Valorem Tax

**Submitted For:** Laura Boyd, Finance

**Submitted By:** Laura Boyd, Finance

**Department:** Finance

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Ordinance No. 20-36, levying an ad valorem tax for the year 2020 for the City of Texas City. (Finance)

**BACKGROUND**

Consider approval of an Ordinance levying an ad valorem tax for the year 2020 for the City of Texas City, Texas, at a rate of \$0.51 per \$100 valuation of said property; at the rate of \$0.446496 per \$100 valuation of said property for the current Maintenance and Operations (M&O) expenses of said City; and, at a rate of \$0.063504 per \$100 valuation of said property for Interest and Sinking (I&S) expenses of said City.

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Ordinance

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**ORDINANCE NO. 20-36**

**AN ORDINANCE LEVYING AN AD VALOREM TAX, BY RECORD VOTE, FOR THE YEAR 2020 FOR THE CITY OF TEXAS CITY, TEXAS, AT A RATE OF \$0.51 PER ONE HUNDRED DOLLAR (\$100.00) VALUATION OF SAID PROPERTY AT THE RATE OF \$0.446496 PER ONE HUNDRED DOLLAR VALUATION OF SAID PROPERTY FOR THE CURRENT MAINTENANCE AND OPERATIONS (M&O) EXPENSES OF SAID CITY AND AT A RATE OF \$0.063504 PER ONE HUNDRED DOLLAR (\$100.00) VALUATION OF SAID PROPERTY FOR INTEREST AND SINKING (I&S) FUND EXPENSES, AND PROVIDING FOR PENALTIES AND INTEREST ON DELINQUENT TAXES. DISPENSING WITH THE CHARTER REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

**BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That there be and there is hereby levied for the year 2020 on all property, real, personal, and mixed, situated within the territorial limits of the City of Texas City, Texas, on the 1st day of January, 2021, and not exempt by laws from taxation by said City, an ad valorem tax of and at a rate of \$0.51 (51¢) on each one-hundred-dollar (\$100) valuation of said property, which is comprised of the rate of \$0.446496 (44.64¢) on each one-hundred-dollar (\$100) valuation of property for the current general operating expenses of said city and the rate of \$0.063504 (6.35¢) on each one-hundred-dollar (\$100) valuation of property for interest and sinking fund.

The total tax of \$0.51 (14¢) on each one-hundred-dollar (\$100) valuation of said property levied by this Ordinance is levied at the following respective rates for the purposes hereinabove stated and is to be divided and used accordingly, namely:

At the rate of \$0.446495 (44.64¢) on each one-hundred-dollar (\$100) valuation of property for the current general operating expenses of said City.

At the rate of \$0.063504 (6.35¢) on each one-hundred-dollar (\$100) valuation of property for payment of General Obligation Bonds, Certificates of Obligation, and Qualified Lease Purchase Obligations of said City and the interest of said bonds and obligations.

**SECTION 2:** Taxes for the year 2020 shall become due and payable upon receipt of the tax bill and penalties and interest for delinquent payment shall be assessed in accordance with the Texas Property Tax Code.

**SECTION 3:** That taxes are to be calculated on the basis of one hundred percent (100%) of assessed value for the 2020 tax year.

**SECTION 4:** That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

**SECTION 5:** That this Ordinance shall be passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption.

**PASSED AND ADOPTED the 16th day of September 2020.**

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Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

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Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney

**CITY COMMISSION REGULAR MTG**

**(6) (b)**

**Meeting Date:** 09/16/2020

Amend fiscal year 2019-2020 budget

**Submitted For:** Laura Boyd, Finance

**Submitted By:** Laura Boyd, Finance

**Department:** Finance

**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action to amend the City's fiscal year 2019-2020 budget to appropriate funding for design and construction of the Public Safety Training Facility.

**BACKGROUND**

City Commission, under Resolution No. 20-060, approved GAMMA Construction as the City's Construction Manager At Risk for the public safety training facility and GAMMA has finalized their GMP (Guaranteed Maximum Price). It is shown to be \$8,099,122. The group will design and build the various facilities.

Texas City Economic Development Corporation (TCEDC) will fund this project by transferring funds from its unrestricted fund balance to the City's construction fund 401.

**ANALYSIS**

Budget Amendment is as follows:

**TCEDC (Fund 801):**

Transfer to Construction Fund 401	\$8,099,122
Unrestricted fund balance	(\$8,099,122)

**Construction Fund (Fund 401):**

Land and Building Improvements-Training Facility Project	\$8,099,122
Transfer from TCEDC (Fund 801)	(\$8,099,122)

**ALTERNATIVES CONSIDERED**

**Fiscal Impact**

**CITY COMMISSION REGULAR MTG**

**(6) (c)**

**Meeting Date:** 09/16/2020

Accept and Approve 2020 Certified Tax Roll

**Submitted For:** Laura Boyd, Finance

**Submitted By:** Laura Boyd, Finance

**Department:** Finance

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**Information**

**ACTION REQUEST (Brief Summary)**

Consider and take action on Resolution No. XX-XXX, accepting and approving the 2020 Certified Tax Roll. (Finance)

**BACKGROUND**

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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**Fiscal Impact**

**Attachments**

Resolution

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**RESOLUTION NO. 20-093**

**A RESOLUTION ACCEPTING THE 2020 CERTIFIED TAX ROLL; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

**WHEREAS**, in accordance with Section 26.09(e) of the Texas Property Tax Code the 2020 certified Appraisal Roll net tax value for the City of Texas City is \$xxxxxx.xx

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:**

**SECTION 1:** That, pursuant to the Calculation of Tax, Section 26.09(e) of the Property Tax Code, V.T.C.A., the City Commission of the City of Texas City accepts the 2020 Certified Tax Roll, a copy of which shall be available for inspection in the office of the Galveston County Tax Office.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 16th day of September 2020.**

\_\_\_\_\_  
Matthew T. Doyle, Mayor  
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Rhomari D. Leigh  
City Secretary

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Kyle L. Dickson  
City Attorney