

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, FEBRUARY 15, 2023- 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM - CITY HALL
1801 9th Ave. N.
Texas City, TX 77590

PLEASE NOTE: Public comments and matters from the floor are generally limited to 3 minutes in length. If you would like to request to speak, please do so in advance of the meeting by filling out a Request To Address Commission form. 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

(3) PLEDGE OF ALLEGIANCE

(4) PROCLAMATIONS AND PRESENTATIONS

(a) Service Awards

Corbin Ballast	Water	02/04/2013	10 years
Stacy Abraham	Public Works	02/18/2008	15 years
Jose Saldivar	Police	02/11/1993	30 years

(5) REPORTS

(a) Texas City's Annual Financial Report for FY 2021-2022

(6) PUBLIC COMMENTS

(7) CONSENT AGENDA

(a) Approve City Commission Minutes for February 1, 2023 meeting. (City Secretary)

(b) Consider and take action on Resolution No. 2023-023, authorizing the purchase of a new replacement fuel system for Pump Station A in the amount of \$214,438.00. (Public Works)

- (c) Consider and take action on Resolution No. 2023-024, approving and awarding Commission Grant funds in the amount of \$2,500.00 to assist The Salvation Army - Boys & Girls Club of Texas City. (Mayor Pro Tem Thelma Bowie)
- (d) Consider and take action on Resolution No. 2023-025, authorizing the Texas City Economic Development Corporation to allocate \$100,000.00 from the TCEDC Budget for the purpose of residential demolition projects, in accordance with Bid No. 2023-002. (Economic Development)
- (e) Consider and take action on Resolution No. 2023-026, approving the annual Galveston County Mosquito Control Program contract. (Management Services)

(8) REGULAR ITEMS

- (a) Consider and take action on Ordinance No. 2023-03, amending and rewording Texas City Code of Ordinance, Chapter 122, Utilities, Sections 122-141, Backflow. (Utilities)

(9) COMMISSIONERS' COMMENTS

(10) MAYOR'S COMMENTS

(11) ADJOURNMENT

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

NOTICE: The City of Texas City will furnish free transportation to handicapped individuals via a 4-door sedan for anyone wishing to attend the City Commission meetings. Call 948-3111, City Secretary's Office before noon on Monday preceding the meeting to make arrangements.

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 FEBRUARY 10, 2023, PRIOR TO 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

RHOMARI LEIGH
CITY SECRETARY

CITY COMMISSION REGULAR MTG

(4) (a)

Meeting Date: 02/15/2023

February 2023 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Human Resources

Department: Human Resources

Information

ACTION REQUEST

Service Awards

Corbin Ballast	Water	02/04/2013	10 years
Stacy Abraham	Public Works	02/18/2008	15 years
Jose Saldivar	Police	02/11/1993	30 years

BACKGROUND (Brief Summary)

Service Award(s) for the following individual(s) for the month of February is based on their years of service with the City.

Corbin Ballast	Water	02/04/2013	10 years
Stacy Abraham	Public Works	02/18/2008	15 years
Jose Saldivar	Police	02/11/1993	30 years

RECOMMENDATION

Human Resources recommend approval of the February service awards.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(5) (a)

Meeting Date: 02/15/2023

Texas City's Annual Financial Report for FY 2021-2022

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST

Report on Texas City's Annual Financial Report for fiscal year 2021-2022.

BACKGROUND (Brief Summary)

External auditors from accounting firm, Whitley Penn, performed the annual audit and review of the City's finances for fiscal year ending September 30, 2022.

RECOMMENDATION

Report on Texas City's Annual Financial Report for fiscal year 2021-2022.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(7) (a)

Meeting Date: 02/15/2023

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST

Approve City Commission Minutes for February 1, 2023 meeting. (City Secretary)

BACKGROUND (Brief Summary)

RECOMMENDATION

Fiscal Impact

Attachments

Minutes

REGULAR CALLED CITY COMMISSION MEETING

MINUTES

WEDNESDAY, FEBRUARY 1, 2023 – 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM – CITY HALL

A Regular Called Meeting of the City Commission was held on Wednesday, FEBRUARY 1, 2023, at 5:00 P.M. in the Kenneth T. Nunn Council Room in City Hall, Texas City, Texas. A quorum having been met, the meeting was called to order at 5:00 p.m. by Mayor Dedrick D. Johnson.

1. ROLL CALL

Present: Dedrick D. Johnson, Mayor
Thelma Bowie, Commissioner At-Large, Mayor Pro Tem
Abel Garza, Jr. , Commissioner At-Large
Felix Herrera, Commissioner District 2
Jami Clark, Commissioner District 4

Absent: DeAndre' Knoxson, Commissioner District 1
Dorthea Jones Pointer, Commissioner District 3

2. INVOCATION

Led by Pastor Mark Smith of Landmark Missionary Baptist Church.

3. PLEDGE OF ALLEGIANCE

Led by Commissioner District 2 Felix Herrera.

4. PROCLAMATIONS AND PRESENTATIONS

a. Police Promotional Ceremony.

December 26, 2022

Clayton Pope	Promotion from Lieutenant to Captain
David Heckard	Promotion from Sergeant to Lieutenant
Allen Bjerke	Promotion from Senior Officer to Sergeant

February 1, 2023

Landis J. Cravens	Promotion from Captain to Assistant Chief of Police
Manuel Johnson	Promotion from Lieutenant to Captain
Carlos Alcocer	Promotion from Sergeant to Lieutenant
James Patterson	Promotion from Senior Officer to Sergeant

Promotions were presented by Police Chief Joseph Stanton.

5. REPORTS

- a. Racial Profiling Report for calendar year 2022 (Police Department)

Report was given by Police Chief Joseph Stanton.

- b. Crime Statistics for calendar year 2022 (Police Department)

Report was given by Police Chief Joseph Stanton.

- c. Quarterly Finance Report

Laura Boyd, Finance Director, gave a PowerPoint presentation.

6. PUBLIC COMMENTS

There were none.

7. CONSENT AGENDA

- a. Approve City Commission Minutes for January 18, 2023 meeting. (City Secretary)

Vote: 5 - 0 CARRIED

- b. Consider and take action on Resolution No. 2023-016, authorizing surface repairs to Rainbow Park splash pad and fall surface playground from BJ's Park and Recreation Products through Buyboard (contract no. 679-22) – local government purchasing cooperative. (Purchasing)

Vote: 5 - 0 CARRIED

- c. Consider and take action on Resolution No. 2023-017, authorizing the Mayor to enter into an Engineering Agreement for engineering, consulting, and construction phase services for the Fire Station #4 Access Road Project. (Public Works)

Vote: 5 - 0 CARRIED

- d. Consider and take action on Resolution No. 2023-018, authorizing the Mayor to enter into a contract with Catholic Charities Archdiocese of Galveston-Houston to disburse payments under the Texas City Emergency Rental Assistance Program. (Community Development)

Item pulled by Mayor Dedrick D. Johnson.

Motion by Mayor Dedrick D. Johnson, Seconded by Commissioner At-Large, Mayor Pro Tem Thelma Bowie

Vote: 5 - 0 CARRIED

- e. Consider and take action on Resolution No. 2023-019, authorizing the Mayor to enter into an Annual Contract with Texas Materials Group Inc., dba Gulf Coast for Bid No. 2023-004 Recycled Crushed Concrete Annual Contract. (Public Works)

Vote: 5 - 0 CARRIED

- f. Consider and take action on Resolution No. 2023-020, appointing Jose Boix to the Texas City Planning Board as an Alternate member. (Transportation and Planning)

Vote: 5 - 0 CARRIED

- g. Consider and take action on Resolution No. 2023-021, approving the submission of an application to the Texas Office of the Governor, Public Safety Office, for the Rifle-Resistant Body Armor Grant Program - FY 2024 on behalf of the Texas City Police Department, which names Titilayo Smith, Grants Administrator, as the authorized official of the grantee. (Mayor's Office - Grants Administration)

Vote: 5 - 0 CARRIED

- h. Consider and take action on Resolution No. 2023-022, authorizing the Mayor to enter into a contract with Generocity Services Inc. for the Natatorium Metal Painting and Sound Panel Replacement. (Public Works and Recreation and Tourism)

Vote: 5 - 0 CARRIED

8. ADJOURNMENT

Having no further business, Commissioner District 4 Jami Clark made a MOTION to ADJOURN at 5:50 p.m.; the motion was SECONDED by Commissioner District 2 Felix Herrera. All present voted AYE. MOTION CARRIED.

DEDRICK D. JOHNSON, MAYOR

ATTEST:

Rhomari Leigh, City Secretary
Date Approved:

CITY COMMISSION REGULAR MTG

(7) (b)

Meeting Date: 02/15/2023

Replacement of 40-Year-Old Fuel System at Pump Station A

Submitted For: Mike McKinley, Public Works

Submitted By: Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST

Approval of the purchase of a new fuel system to replace the existing 40-year-old system at Pump Station A.

BACKGROUND (Brief Summary)

The current fuel system for Pump Station A consists of 2 - 10,000 gallon tanks and was installed when the pump station was originally constructed 40 years ago. The new system will consist of a single 25,000 gallon double wall fire rated tank, new pumps, and hardware. We are purchasing this from Liberty Equipment Sales, Inc. via the Choice Partners Purchasing Cooperative contract number 20/014MR-02 for the total sum of \$214,438.00. Liberty Equipment has been maintaining and installing our fuel systems for many years and we have found their response and expertise to be more than satisfactory. This purchase is funded through the 2022-2023 City of Texas City budget. A quotation is attached for your review.

RECOMMENDATION

It is the recommendation of the Public Works Department that this purchase be approved by the City Commission. Thank you.

Fiscal Impact

Attachments

Exhibit A
Resolution

LIBERTY EQUIPMENT SALES, INC

15115 Claypool St Houston, TX 77032

CITY OF TEXAS CITY

2/1/2023

CHOICE PARTNER Contract Number: 20/014MR-02

QTY	PART #	DESCRIPTION	LIST	TOTAL
		25,000 FIREGUARD		
		STI Fireguard double wall fire rated		
1		finished white -	\$ 94,321.00	\$ 94,321.00
1		TANK DELIVERY	\$ 4,000.00	\$ 4,000.00
1	signs	SIGNS FOR TANK	\$ 800.00	\$ 800.00
2	fe petro	2 HP 3 PH SUB PUMP	\$ 6,755.00	\$ 13,510.00
2	fe petro	3 PH CONTROL BOX	\$ 1,025.00	\$ 2,050.00
4	flexing	2" x 30 mxm flex connector w swl	\$ 490.00	\$ 1,960.00
1		overflow valves	\$ 3,950.00	\$ 3,950.00
1		overflow caps	\$ 50.00	\$ 50.00
1	baker	32 gal spill box w 3" opening stainless steel	\$ 7,218.00	\$ 7,218.00
2		3" dry disc connect w viton seals	\$ 800.00	\$ 1,600.00
2		4" alum dust plug	\$ 250.00	\$ 500.00
2		4" CAP cap for stick	\$ 199.00	\$ 398.00
8	flex	1.5" x 30" flex connector	\$ 399.00	\$ 3,192.00
4		2" caps	\$ 133.00	\$ 532.00
8		4" t-cap	\$ 299.00	\$ 2,392.00
2		2" stand vent cap	\$ 275.00	\$ 550.00
8		3" ball valves	\$ 675.00	\$ 5,400.00
6		2" ball valves	\$ 555.00	\$ 3,330.00
4		2" SWING CHECK	\$ 700.00	\$ 2,800.00
4		IN LINE FILTERS	\$ 555.00	\$ 2,220.00
4		IN LINE FILTERS	\$ 444.00	\$ 1,776.00
1	EVO200	EVO 200D	\$ 3,960.00	\$ 3,960.00
1		PRINTER	\$ 999.00	\$ 999.00
2		INSTALL KIT	\$ 425.00	\$ 850.00
2		DSL FLOAT	\$ 425.00	\$ 850.00
2		131" AST PROB	\$ 2,921.00	\$ 5,842.00
1		RK	\$ 1,475.00	\$ 1,475.00
1		RA2	\$ 994.00	\$ 994.00
2		ULS	\$ 897.00	\$ 1,794.00
500		BELDON CABLE	\$ 4.25	\$ 2,125.00
1		3" PIPING pipe & fitting	\$ 8,000.00	\$ 8,000.00
1		misc parts & electrical fittings	\$ 7,000.00	\$ 7,000.00
7		installation	\$ 3,500.00	\$ 24,500.00
1		delivery	\$ 3,500.00	\$ 3,500.00
				\$ 214,438.00

RESOLUTION NO. 2023-023

A RESOLUTION AUTHORIZING THE PURCHASE OF A REPLACEMENT FUEL SYSTEM FOR PUMP STATION A, FROM LIBERTY EQUIPMENT SALES, INC. THROUGH CHOICE PARTNERS PURCHASING COOPERATIVE CONTRACT NUMBER 20/014MR-02 IN THE AMOUNT OF \$214,438.00; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, this request is for the purchase of a new replacement fuel system for Pump Station A from Liberty Equipment Sales, Inc. through Choice Partners Purchasing Cooperative (contract no. 20/014MR-02) – local government purchasing cooperative; and

WHEREAS, the Texas City Public Works Department requests authorization to process a payment through Choice Partners Purchasing Cooperative Contract No. 20/014MR-02 in the amount of \$214,438.00. Funds are available in the FY22/23 Annual Budget.

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 authorizes the payment for the purchase of a new replacement fuel system for Pump Station A from Liberty Equipment Sales, Inc. through Choice Partners Purchasing Cooperative (contract no. 20/014MR-02) in the amount of \$214,438.00, as set out on the quotes 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 15th day of February 2023.

Dedrick D. Johnson, Sr., Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Rhomari D. Leigh
City Secretary

Kyle L. Dickson
City Attorney

CITY COMMISSION REGULAR MTG

(7) (c)

Meeting Date: 02/15/2023

TC Commissioners Community Grant to The Salvation Army - Boys & Girls Club of Texas City

Submitted For: Titilayo Smith, Community Development/ Grant Admin

Submitted By: Titilayo Smith, Community Development/ Grant Admin

Department: Mayor's Office

Information

ACTION REQUEST

Consider and approve the application from Commissioner At-Large Bowie to award The Salvation Army - Boys & Girls Club of Texas City \$2,500 from the Commissioners Community Grant Fund. The grant will benefit Texas City families by supporting academic, sports, and music activities which increase self-confidence and self-discipline.

BACKGROUND (Brief Summary)

The Salvation Army Boys & Girls Club serves families by providing a structured safe environment for children after school and during the summer. Most of these families have no resources to provide quality care for their children while they work.

RECOMMENDATION

It is the recommendation of the Mayor and Grants Administrator that the Commission approve this application to provide funding to The Salvation Army - Boys & Girls Club of Texas City.

Fiscal Impact

Funds Available Y/N: Y

Amount Requested: \$2,500

Source of Funds: Commission Community Grant Fund

Account #:

Fiscal Impact:

Commissioner Bowie has \$2,500 remaining to award from the Commissioners Community Grant Fund for FY' 23.

Attachments

Grant Fund Application

Solicitation Letter.

501c3 Determination Letter

Resolution



Texas City Commissioners Community Grant Fund Application

**This grant application is to be completed and submitted to the Mayor by a member of the Texas City Commission.*

Commissioner Thelma Bowie

Name of Sponsoring Commissioner

District

The Salvation Army - Boys & Girls Club of Texas City

Name of Benefitting Organization

58-0660607

Tax Exempt / 501c3 Nonprofit Status Number

Amount Requested: \$2,500

Date: 01/12/2023

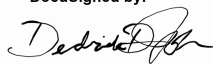
Statement of Purpose and benefit to the Citizens of Texas City: The Salvation Army Boys & Girls Club serves families by providing a structured safe environment for children after school and during the summer. Most of these families have no resources to provide quality care for their children while they work. This grant will benefit these families by supporting academic, sports and music activities which increase self confidence and self discipline.

The Boys & Girls Club of Texas City is committed to overcoming the developmental setbacks resulting from the pandemic. Through these programs children improve academically and in their social skills.

Other Sources of Funding This Organization is Currently Receiving: Valero Benefit for Children, Frank K.

Webb, Moody Foundation, TL Williams Grant.

**Please note that the submission of this application does not guarantee an allocation of funds. The awarding of this grant is contingent upon several factors, including, but not limited to those it being a qualifying organization, funds availability, purpose of funds requested, and final commission approval.*

DocuSigned by:
 2/6/2023
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DOING
THE MOST
GOOD®

William Booth, *Founder*
Brian Peddle, *General*
Commissioner Kelly Ingleheart, *Territorial Commander*
Lieutenant Colonel Art Penhale, *Divisional Commander*
Majors Nathanael & Lucila Doria, *Galveston County Commanding Officers*

January 12, 2023.

Commissioner Thelma Bowie
City of Texas City

Dear Ms. Bowie,

Thank you for the opportunity to apply for the Texas City Commissioners Community Grant. We would like to request \$2,500.00 to support the work of our Boys & Girls Club of Texas City. The parent contribution for our Boys & Girls Club is \$30 per child per month. Some parents are not always able to pay their contribution. These funds can be used to provide limited assistance for those families who cannot pay.

Like any other time, The Salvation Army has always shaped itself to fit the community's needs, which remained true even during the Covid-19 global pandemic. So, while many community resources closed their doors and our school districts faced uncertainty, The Salvation Army Boys & Girls Club of Texas City opened its doors in November 2020.

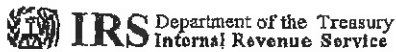
Initially serving about seventeen students, our staff faced various obstacles, from behavior issues to learning disabilities aggravated by the pandemic. With these issues in mind, our team set out to address these needs head-on, creating programs to promote positive social growth, tutoring, music, and sports programs.

Today, we are proud to say that our program has grown, serving an average of 36 children daily. In addition, we have positive changes in the behavior of our club members and an increase in their self-confidence. While we know there will continue to be a need, we are thankful for our progress with our members and families. We are grateful to provide peace of mind to working parents with little to no other resources and owe this success to our community partners' help and support.

Best regards,

A handwritten signature in blue ink, appearing to read "N. Doria", with a horizontal line underneath it.

Major Nathanael Doria
Commanding Officer
The Salvation Army of Galveston County



CINCINNATI OH 45999-0038

In reply refer to: 0248254921
July 31, 2020 LTR 4168C 0
58-0660607 000000 00

00013274

BODC: TE

THE SALVATION ARMY
TERRITORIAL HEADQUARTERS
% LEGAL DEPARTMENT
1424 NORTHEAST EXPY NE
BROOKHAVEN GA 30329



005202

Employer ID number: 58-0660607
Form 990 required: No

Dear Taxpayer:

We're responding to your request dated July 22, 2020, about your tax-exempt status.

We issued you a determination letter in November 1994, recognizing you as tax-exempt under Internal Revenue Code (IRC) Section 501(c)(3).

We also show you're not a private foundation as defined under IRC Section 509(a) because you're described in IRC Sections 509(a)(1) and 170(b)(1)(A)(i).

Donors can deduct contributions they make to you as provided in IRC Section 170. You're also qualified to receive tax deductible bequests, legacies, devises, transfers, or gifts under IRC Sections 2055, 2106, and 2522.

In the heading of this letter, we indicated whether you must file an annual information return. If you're required to file a return, you must file one of the following by the 15th day of the 5th month after the end of your annual accounting period:

- Form 990, Return of Organization Exempt From Income Tax
- Form 990EZ, Short Form Return of Organization Exempt From Income Tax
- Form 990-N, Electronic Notice (e-Postcard) for Tax-Exempt Organizations Not Required to File Form 990 or Form 990-EZ
- Form 990-PF, Return of Private Foundation or Section 4947(a)(1) Trust Treated as Private Foundation

According to IRC Section 6033(j), if you don't file a required annual information return or notice for 3 consecutive years, we'll revoke your tax-exempt status on the due date of the 3rd required return or notice.

You can get IRS forms or publications you need from our website at www.irs.gov/forms-pubs or by calling 800-TAX-FORM (800-829-3676).

If you have questions, call 877-829-5500 between 8 a.m. and 5 p.m.,

0248254921
July 31, 2020 LTR 4168C 0
58-0660607 000000 00
00013275

THE SALVATION ARMY
TERRITORIAL HEADQUARTERS
% LEGAL DEPARTMENT
1424 NORTHEAST EXPY NE
BROOKHAVEN GA 30329

local time, Monday through Friday (Alaska and Hawaii follow Pacific time).

Thank you for your cooperation.

Sincerely yours,



Kim A. Billups, Operations Manager
Accounts Management Operations 1

RESOLUTION NO. 2023-024

A RESOLUTION APPROVING THE RELEASE OF COMMISSION GRANT FUNDS AVAILABLE ON BEHALF OF COMMISSIONER AT-LARGE THELMA BOWIE, IN THE AMOUNT OF \$2,500.00 TO THE SALVATION ARMY – BOYS AND GIRLS CLUB OF TEXAS CITY; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, Commissioner At-Large Thelma Bowie requests the approval and release of Commission Grant funds in the amount of \$2,500.00 to be awarded to The Salvation Army – Boys & Girls Club of Texas City.

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, approves the release of Commission Grant funds in the amount of \$2,500.00 to be awarded to The Salvation Army – Boys & Girls Club of Texas City.

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

PASSED AND ADOPTED this 15th day of February 2023.

Dedrick D. Johnson, Sr. Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Rhomari D. Leigh
City Secretary

Kyle L. Dickson
City Attorney

CITY COMMISSION REGULAR MTG

(7) (d)

Meeting Date: 02/15/2023
Submitted By: Rhomari Leigh, City Secretary
Department: City Secretary

Information

ACTION REQUEST

Consider and take action on Resolution No. 2023-025, authorizing the Texas City Economic Development Corporation to allocate \$100,000.00 from the TCEDC Budget for the purpose of residential demolition projects, in accordance with Bid No. 2023-002. (Economic Development)

BACKGROUND (Brief Summary)

The City of Texas City's Neighborhood Improvement Services Department has been working over the last two years to beautify the city through abating abandoned residences and commercial structures. In November 2022, the City issued a Notice to Bidders for Code Compliance Abatement for Residential Substandard Structure Demolitions. Bids were opened on December 9, 2022, and the two lowest bidders were Inland Environments, LTD and Grant Mackay. After reviewing the submitted bids, Fire Chief David Zacherl and Community Development Director George Fuller recommended the execution of two contracts for the residential demolitions included in the bid. City Commission approved this action during their regular meeting on January 4, 2023. To move forward, staff is seeking funding approval for a \$100,000, blanket purchase order, which will encumber funds for previously completed demolitions as well as, upcoming projects. Funds are appropriated for the demolition of substandard structures in the Texas City Economic Development Corporation budget.

RECOMMENDATION

Staff recommends approval of the use of \$100,000 from the Texas City Economic Development Corporation budget to fund a blanket purchase order for the completion of the demolition projects described above.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(7) (e)

Meeting Date: 02/15/2023

Mosquito Control Program

Submitted For: Rhomari Leigh, City Secretary

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST

Consider and take action on Resolution No. 2023-026, approving the annual Galveston County Mosquito Control Program contract. (Management Services)

BACKGROUND (Brief Summary)

The Federal Aviation Administration requires the Galveston County Mosquito Control District to make a yearly request to authorize the Mosquito Control Program to service Texas City. Galveston County funds this program.

RECOMMENDATION

Fiscal Impact

Attachments

Resolution
attachment

RESOLUTION NO. 2023-026

A RESOLUTION APPROVING THE AERIAL SPRAYING OVER THE TERRITORY OF THE CITY OF TEXAS CITY, TEXAS, FOR THE ABATEMENT OF MOSQUITOES BY THE GALVESTON COUNTY MOSQUITO CONTROL DISTRICT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Galveston County Mosquito Control District is responsible for the operation of the county-wide Mosquito Control Program; and

WHEREAS, the Federal Aviation Administration has indicated that governmental approval is necessary to provide aerial spraying services over the territories of general-purpose governments.

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

SECTION 1: That the City Commission hereby approves the aerial spraying over its territory for the abatement of mosquitoes, provided such spraying is conducted within the regulations and constraints of the Federal Aviation Administration, The Environmental Protection Agency, and other authoritative federal and state agencies.

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

PASSED AND ADOPTED this 15th day of February 2023.

Dedrick D. Johnson, Jr., Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Rhomari D. Leigh
City Secretary

Kyle L. Dickson
City Attorney



GALVESTON COUNTY MOSQUITO CONTROL DISTRICT

5115 HWY 3
DICKINSON, TEXAS 77539

JOHN G. MARSHALL, JR
DIRECTOR
281-337-4289

ADVISORY BOARD
Jerry Valentine, Chairman
James Frederickson, Vice Chairman
Barbara Hutchinson, Secretary
Leo Bookman
Keith A. Dill

February 2, 2023

Rhomari Leigh, City Secretary
City of Texas City
1801 9th Ave. North
Texas City, TX 77590


Dear Ms. Leigh:

As providers of the county funded Mosquito Control Program, we are requesting your approval of the enclosed resolution authorizing the aerial spraying for mosquitoes. The Federal Aviation Administration requires us to make a request on a yearly basis. This request does not imply any change in our operations.

I would appreciate it if you would send a copy of the resolution after it has been approved, to my office. You may mail it to 5115 Hwy. 3, Dickinson, TX 77539 or fax it to (409)-621-7973 and you can also e-mail it to gerrie.elmore@co.galveston.tx.us.

If you have any questions or concerns please do not hesitate to contact my office at (281) 337-4289.

Sincerely,



Gerrie Elmore, Administrative Assistant
Galveston County Mosquito Control

Enclosure

CITY COMMISSION REGULAR MTG

(8) (a)

Meeting Date: 02/15/2023

Backflow Ord.

Submitted For: Corbin Ballast, Utilities

Submitted By: Rhomari Leigh, City Secretary

Department: Utilities

Information

ACTION REQUEST

To approve the rewording of the Backflow Ordinance and code.

BACKGROUND (Brief Summary)

The rewording segments are designed to improve communications between the Inspections Department, the Utilities Department, the Backflow Program Coordinator, and the customer. The amendment encompasses several important factors. Vaults have the potential to create cross-connection issues. A cross connection is a physical connection between the City's water system and a water source containing contaminating and polluting elements. Vaults have the potential to create very dangerous cross-connection scenarios. Furthermore, vaults may create dangerous work environments for maintenance workers, and vaults promote premature deterioration problems for backflow devices and other mechanical parts.

RECOMMENDATION

It is the recommendation of the Utilities and Legal departments to reword and update this ordinance.

Fiscal Impact

Attachments

attachment

ORDINANCE NO. 11-42

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF TEXAS CITY, CHAPTER 122 (UTILITIES) ARTICLE III, RATES, CHARGES AND SPECIAL CONSIDERATIONS, SECTION 122-141, BACKFLOW PREVENTION ASSEMBLY INSTALLATION, TESTING, AND MAINTENANCE, TO PROVIDE FOR UNDERGROUND INSTALLATION IN A VAULT; TO BE READILY ACCESSIBLE FOR TESTING AND MAINTENANCE; TO BE WELL DRAINED, CONSTRUCTED OF SUITABLE MATERIAL AND SIZED FOR APPROPRIATE CLEARANCES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; DISPENSING WITH THE 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.

WHEREAS, the City of Texas City, Texas, is a home-rule city; and

WHEREAS, the City desires to amend The Code of Ordinances of the City of Texas City, Chapter 122, Article III, Rates, Charges and Special Considerations, Division 3 – Backflow Prevention, Section 122-41, Backflow prevention assembly installation, testing, and maintenance, to provide for underground installation in a vault; to be readily accessible for testing and maintenance; and to be well drained, constructed of suitable material and sized for appropriate clearances.

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

SECTION 1: That **The Code of Ordinances of the City of Texas City, Texas**, Chapter 122, Article III, Rates, Charges and Special Considerations, Division 3 – Backflow Prevention, Section 122-41, Backflow prevention assembly installation, testing, and maintenance, is amended as follows:

“Sec. 122-141. Backflow prevention assembly installation, testing, and maintenance.

(a) All backflow prevention assemblies shall be tested upon installation by a backflow prevention tester and certified to be operating within specification enumerated in the Manual M14 or the University of Southern California Manual of Cross-Connection Control, Ninth Edition, or current. Backflow prevention assemblies which are installed to provide protection against health and non-health hazards must be tested and certified to be operating within specification at least annually by a backflow prevention assembly tester.

(b) All backflow prevention assemblies shall be installed and tested in accordance with the manufacturer's instructions, Manual M14 or the University of Southern California Manual of

Cross-Connection Control, Ninth Edition, or current. ~~Test results shall be recorded on a backflow prevention assembly test report form and submitted to the city plumbing inspector within five days of the test. When applicable with the requirements above, all backflow prevention assemblies must be located underground in a vault. The assembly shall be readily accessible with adequate room for testing and maintenance. All vaults shall be well drained, constructed of suitable material, and sized for appropriate clearances.~~

Test results shall be recorded on a backflow prevention assembly test report form and submitted to the City Plumbing Inspector and the City Water Systems Specialist within five (5) days of the test. Any backflow prevention assembly requiring a vault must be approved by the City if Texas City's Utilities Department prior to installment. If a vault is approved by the Utilities Department, the vault must be well drained, constructed of suitable material and sized for the appropriate clearances and equipment with a sump pump.

(c) Assemblies shall be repaired, overhauled, or replaced at the expense of the owner whenever said assemblies are found to be defective by a backflow prevention assembly tester. Original forms of such test, repairs, and overhaul shall be submitted to the city plumbing inspector within five working days of the test, repair, or overhaul of each backflow prevention assembly.

(d) ~~No backflow prevention assembly or device shall be removed from use, relocated, or other assembly or device substituted without the approval of the city plumbing inspector.~~

No backflow prevention assembly or device shall be removed from use, relocated or other assembly or device substituted without approval of the City Plumbing Inspector and the City Water System Specialist.

Whenever the existing assembly or device needs to be removed from the present location, the backflow assembly or device shall be replaced with a backflow prevention assembly or device that complies with this section, Manual M14, or the pertinent plumbing code, whichever is most stringent.

(Ord. No. 08-47, § 1, 11-19-2008)''

SECTION 2: It is hereby declared to be the intention of the City Commission that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable.

SECTION 3: That it is further provided that, in the event any section, clause, sentence, paragraph or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5: 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 6: That the City Secretary is hereby directed, in accordance with Article III of the City Charter, to publish this ordinance, by caption only, in one issue of the official paper,

and obtain proof of such publication made by the printer or publisher of such paper. An affidavit made by said printer or publisher before some officer authorized by law to administer oaths, and filed with the person performing the duties of city secretary shall be prima facie evidence of such publication and promulgation of such ordinance in courts of the state. The ordinance so published shall take effect, and be in force, from and after ten days after publication thereof, unless otherwise expressly provided.