

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AMENDED AGENDA

WEDNESDAY, MARCH 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

Chria McCall	Parks & Recreation	03/25/2013	10 years
Gayla Martinez	Police	03/11/2013	10 years
Wanda Turner	Police	03/24/2008	15 years
Ramirez Bookman	Public Works	03/13/2008	15 years
David Zacherl	Fire	03/25/1988	35 years

(b) Recognize Connie Hayley for achieving her Level II Court Clerk Certification.

(5) REPORTS

(a) Annual Bayou Golf Course Report.

(6) PUBLIC COMMENTS

(7) CONSENT AGENDA

- (a) Approve City Commission Minutes for March 1, 2023 meeting. (City Secretary)
 - (b) Consider and take action on Resolution No. 2023-036, approving the submission of the 2021 CDBG Consolidated Annual Performance Evaluation Report (CAPER) to HUD. (Community Development)
 - (c) Consider and take action on Resolution No. 2023-037, authorizing the payment of \$64,545.47 to the Dickinson Independent School District for a sanitary sewer easement. (Transportation and Planning)
 - (d) Consider and take action on Resolution No. 2023-038, authorizing the purchase of an inventory replacement of Firefighting Protective Equipment (PPE), for fire department use, from DOOLEY TACKABERRY, INC. through the HGAC Buy Program in the amount of \$55,169.00. (Fire Department)
 - (e) Consider and take action on Resolution No. 2023-039, approving the Court Administrator to administratively close all cases older than December 31, 2009, that meet certain criteria. (Municipal Court)
 - (f) Consider and take action on Resolution No. 2023-040, suspending the May 1, 2023, effective Date of the proposal by CenterPoint Energy to implement Interim Grip Rate Adjustments to residential Gas users in Texas City due to the Gas Utility Investments incurred by CenterPoint Energy in 2022. (Management Services)
 - (g) Consider and take action on Resolution No. 2023-041, approving repairs to the water slide stairs and platforms at the Nessler Park Family Aquatic Center from Jamail & Smith Construction, LP through Buyboard (contract no. 581-19), a local government purchasing cooperative. (Purchasing)
 - (h) Consider and take action on Resolution No. 2023-042, approval of a new proposed five (5) year contract for police tasers from Axon in the amount of \$88,716.58 per year. (Police Department)
- (8) REGULAR ITEMS
- (a) Consider and take action on Ordinance No. 2023-06, amending the 2022-2023 Fiscal Year Budget to account for a grant from Keep Texas Beautiful through the H-E-B Community Recycling Grant Program. (Finance)
 - (b) Consider and take action on Ordinance No. 2023-07, amending the 2022-2023 Fiscal Year budget to create an Economic Development Project Manager position and to appropriate funds the for salary and benefits of this position. (Finance)
- (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 MARCH 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: 03/15/2023

March 2023 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Human Resources

Department: Human Resources

Information

ACTION REQUEST

Service Awards

Chria McCall	Parks & Recreation	03/25/2013	10 years
Gayla Martinez	Police	03/11/2013	10 years
Wanda Turner	Police	03/24/2008	15 years
Ramirez Bookman	Public Works	03/13/2008	15 years
David Zacherl	Fire	03/25/1988	35 years

BACKGROUND (Brief Summary)

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

Chria McCall	Parks & Recreation	03/25/2013	10 years
Gayla Martinez	Police	03/11/2013	10 years
Wanda Turner	Police	03/24/2008	15 years
Ramirez Bookman	Public Works	03/13/2008	15 years
David Zacherl	Fire	03/25/1988	35 years

RECOMMENDATION

Human Resources recommend approval of the March service awards.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(4) (b)

Meeting Date: 03/15/2023

Municipal Court Clerk Certification Presentation

Submitted For: Tammy Odom, Municipal Court

Submitted By: Tammy Odom, Municipal Court

Department: Municipal Court

Information

ACTION REQUEST

Recognize Connie Hayley for achieving her Level II Court Clerk Certification.

BACKGROUND (Brief Summary)

Connie Hayley earned her Level II Court Clerk Certification in January 2023.

RECOMMENDATION

Recognize Connie Hayley for achieving her Level II Court Clerk Certification.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(5) (a)

Meeting Date: 03/15/2023

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST

Annual Bayou Golf Course Report.

BACKGROUND (Brief Summary)

RECOMMENDATION

Fiscal Impact

Attachments

Staff Report

Bayou Golf Course Annual Golf Report



City Commission
March 15, 2023

Revenue/Rounds Report

2022-2023	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YEAR TOTAL
REVENUE	\$118,227.5	\$42,205.75	\$51,364.00	\$50,664.00	\$55,477.00								\$317,938.25
ROUNDS	3,121	1,424	1,790	1,756	1,853								9,944
RAIN FALL	2.5	12.5	7	8.5	2								32.50
DAYS OPEN	31	24	29	27	28								139

2021-2022	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YEAR TOTAL
REVENUE	\$63,030.50	\$58,342.25	\$84,728.20	\$40,333.50	\$34,476.67	\$66,755.00	\$103,271.25	\$90,087.05	\$87,452.25	\$105,167.80	\$71,553.00	\$74,810.25	\$880,007.72
ROUNDS	2,042	1,964	2,062	1,445	1,173	2,195	2,817	2,672	2,786	3,304	2,507	2,233	27,200
RAIN FALL	7.5	3.5	4	3.5	2	2.2	1.3	4	2	1.6	8	1.4	41.00
DAYS OPEN	31	29	30	30	28	31	29	31	30	31	31	30	361

2020-2021	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YEAR TOTAL
REVENUE	\$77,531.25	\$89,837.73	\$55,526.29	\$54,383.50	\$41,150.50	\$72,399.31	\$82,665.10	\$69,121.85	\$92,935.75	\$69,532.81	\$76,861.50	\$68,113.00	\$850,058.59
ROUNDS	2,409	2,293	1,999	1,866	1,385	2,394	2,537	1,933	2,129	2,304	2,550	1,982	25,781
RAIN FALL	3.1	4.8	9.1	3.5	2.2	1.3	1.8	12.2	5.5	6	1.5	9	60.00
DAYS OPEN	31	28	30	30	23	31	29	28	30	29	31	27	357



Date Range: 1/1/22 – 12/31/22

Rounds: 1,380

Revenue: \$39,545.00

Ave Rate: \$28.65



A top-down view of a golf green. A white flagstick is in the hole. A white golf ball is on the grass to the left of the hole. The background is a bright, slightly blurred green.

Major
Tournaments of
the Year

- **Chamber Golf Classic** **404 Golfers**
- **United Way Golf Classic** **286 Golfers**
- **Dow Winter Golf Classic** **188 Golfers**

16 Total Golf Tournaments
1,934 Golfers

High School Golf Tournaments

Texas City High hosted **8** Golf Tournaments
Total of **537** High School Golfers

Hitchcock High hosted **1** Golf Tournament
Total of **96** High School Golfers





Junior Golf Clinics

- Junior Golf Clinics available in the Summer . (June & July)
- June 2022 Junior Golf Clinic **22** Total Participants
- July 2022 Junior Golf Clinic **18** Total Participants

The First Tee at Bayou Golf Club

Drive, Chip & Putt

2022: Six Members from Bayou Golf Course participated in the local qualifier

Five members qualified to participate in the Regional qualifier.

School Golf Teams:

Nine high school participants on the Varsity Golf Team. Three from Clear Lake High School & six from Clear Creek High School.

Community Service Project:

The members of the First Tee gave back to Bayou Golf Course on two separate Saturdays in January/February.

The First Tee handpicked range balls, filled divots with sand on the driving range, and edged the bunkers.

The Yella Dog



 • THE TEE OFF •	
BACON & EGG SAMMICH \$11	
CAGE FREE EGG . HICKORY SMOKED BACON . BACON REMOULADE . HAM & CHEDDAR BREAD	
COCOA CAKES \$9	
FLUFFY PANCAKES . CHOCOLATE CHIPS . MASCARPONE . CHOCOLATE SAUCE . ALMOND BUTTER SYRUP	
GRILLED BRISKET BREAKFAST TACOS \$12	
ROY'S BRISKET . CAGE FREE EGGS . QUESO OAXACA . TOMATO SLAW . CILANTRO LIME CREMA	
GREEN EGGS N' HAM \$9	
CAGE FREE EGGS . FRESH SPINACH . HAM . JALAPEÑO HAVARTI	
HOLE IN ONE \$14	
STONE GROUND GRITS . CAGE FREE EGG . QUAIL PORK SAUSAGE . CHOICE OF BREAD	
THE SAUSAGE BISCUIT \$9	
CHAPEL HILL SAUSAGE . QUAIL PORK SAUSAGE . PAN SAUSAGE . CAGE FREE EGG . GOUDA	
WAFFLE SLIDERS \$14	
20 MONTH AGED HAM . CAMEMBERT . FRIED QUAIL EGG . APPLE BUTTER SYRUP	
ASSORTED BREAKFAST BREADS \$9	
MASCARPONE . SEASONAL JAM	
 BEVERAGES \$2	
COFFEE	
FRESH ORANGE JUICE	
BLOOD ORANGE RASPBERRY GINGER	
CUCUMBER LIME MINT	
APPLE HONEY LEMON	

 • THE TURN •		• UN-FORE-GETTABLE SNACKS •	
SERVED WITH FRITES		BABY GEM SALAD \$8	
GAST IRON BURGER \$15		FRESH VEGETABLES . CORNBREAD CROUTONS	
PRIME BURGER . BACON REMOULADE . CHEDDAR . ROASTED TOMATO SLAW		. CAJUN BUTTERMILK . RANCH OR SHALLOT VINAIGRETTE	
*MAKE IT A BRISKET BURGER \$17		GUMBO \$16	
CHICKEN SAMMICH \$16		NOT YOUR MAMMA'S GUMBO... MY MAMMA'S GUMBO!	
FRIED OR GRILLED CHICKEN BREAST PIMENTO . BACON REMOULADE . ARUGULA		CORNHEN . QUAIL PORK SAUSAGE . CHAPEL HILL SAUSAGE . SHRIMP . JUMBO LUMP . CRAB FINGERS	
BLT \$14		TRIO FRITES \$8	
TOASTED SOURDOUGH FRIED GREEN TOMATOES . BENTON'S BACON TOMATO SLAW		POTATO FRITES . FRIED GREEN TOMATOES . PICKLED FRIED OKRA . REMOULADE	
CRABCAKE SAMMICH \$22		QUAIL LOLLIPOPS \$15	
PAN FRIED JUMBO LUMP CRABCAKE . REMOULADE . ARUGULA WATERMELON SALAD . REQUEST "NO BUN" AND WE WILL MAKE IT A SALAD!		SERVED WITH FRITES	
HUTTY BUTTER & J SAMMICH \$9		SPICY FRIED QUAIL LEGS . PEPPERONCINI	
SKILLET TOASTED BRIOCHE . CASHEW BUTTER . SEASONAL JAM		SEAFOOD STREET TACOS \$18	
HEN N' FRITES \$17		CITRUS BRINED SEASONAL FISH . SHRIMP . JUMBO LUMP CRAB . BAY SCALLOPS . PICKLED WATERMELON RIND	
OVEN ROASTED CORNHEN GAME HEN . FRITES		BOUDIN FRIED QUAIL \$18	
SAUSAGE POBOY \$11		BUTTERMILK FRIED BOUDIN STUFFED QUAIL . BOUDIN FRIED RICE .	
QUAIL PORK SAUSAGE OR VENISON IT ALIAN SAUSAGE . SLAW . BACON REMOULADE		OKRA FRITES \$17	
RTB SAMMICH \$16		PICKLED FRIED OKRA . JUMBO LUMP CRAB . REMOULADE	
ROY'S RIBS . SLAW . GOUDA . BACON REMOULADE		 • 19TH HOLE •	
SWEET POTATO CHEESECAKE \$7	RASPBERRY SHORTCAKE \$7	ICE CREAM SAMMICH \$6	
GINGER SNAP CRUST . CREME FRAICHE	POUND CAKE . BUTTERMILK CREAM . CHAMPAGNE MACERATED RASPBERRIES .	RICH VANILLA ICE CREAM . BETTY LOUIS TEA CAKES	

YAMAHA GOLF CARTS



BACK NINE CART PATH REPAIR



HOLE # 3 BRIDGE



CITY COMMISSION REGULAR MTG

(7) (a)

Meeting Date: 03/15/2023

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST

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

BACKGROUND (Brief Summary)

RECOMMENDATION

Fiscal Impact

CITY COMMISSION REGULAR MTG

(7) (b)

Meeting Date: 03/15/2023

Submission of the 2021 CDBG Consolidated Annual Performance Evaluation Report (CAPER) to HUD.

Submitted For: Titilayo Smith, Community Development/ Grant Admin

Submitted By: Titilayo Smith, Community Development/ Grant Admin

Department: Community Development/ Grant Admin

Information

ACTION REQUEST

Approve the FY 2021 CAPER submission to the U.S. Department of Housing and Urban Development.

BACKGROUND (Brief Summary)

The City is required to submit annually by December 30th a CAPER to HUD that describes the City's progress in meeting the goals in the Five-year Consolidated Plan. The CAPER was available for 15 days for written public comment. The City considered any comments or views of citizens received in writing or orally in preparing the CAPER. A summary of these comments or view, and a summary of any comments and views not accepted and the reasons are attached to the CAPER. The final CAPER and public comments will then be submitted to HUD. The CAPER and public comments will be available for citizens' to review on the City's website.

RECOMMENDATION

It is recommended by the Community Development Administrator that the FY - 2021 CAPER be submitted to HUD.

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 2023-036

A RESOLUTION APPROVING THE COMMUNITY DEVELOPMENT DEPARTMENT'S SUBMISSION OF THE FY 2021 CDBG CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER) TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City is required to submit a CAPER to HUD each year, by December 30th; and

WHEREAS, the CAPER describes the City's progress in meeting the goals set in the Five-year Consolidated Plan. The CAPER was available for 15 days for written public comment and will be made available on the City's website for review; and

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

SECTION 1: That the City Commission hereby approves submission of the Community Development Department's submission of the FY 2021 CAPER to the U.S. Department of Housing and Urban Development.

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 March 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: 03/15/2023

Consider and take action on approval of payment to Dickinson ISD for a sanitary sewer easement.

Submitted For: Kim Golden, Transportation and Planning

Submitted By: Veronica Carreon, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST

Seeking approval of the payment of \$64,545.47 to DISD for a sanitary sewer easement. The DISD has approved the sale by board resolution and signed the easement document which is being held in trust pending payment. A copy of the signed document is attached to this resolution.

BACKGROUND (Brief Summary)

The sanitary sewer easement is necessary for the construction of a 24-inch force main from Lago Mar Lift Station to Lift Station No. 29. The additional capacity is necessary to provide additional sewer service to the service area. The project is included in the updated Capital Improvement Plan and construction will be funded from impact fee revenue. The funds for acquisition of the easements are budgeted in the approved 2022-2023 budget. Commission approval of this expenditure is required by the City Charter because the amount exceeds \$50,000. .

RECOMMENDATION

Recommend approval of the payment.

Fiscal Impact

Attachments

DISD Signed Easement

SANITARY SEWER EASEMENT
(0.8232 Acres)

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS §
 § KNOW ALL BY THESE PRESENTS:
COUNTY OF GALVESTON §

THAT **Dickinson ISD**, ("Grantor"), for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has GRANTED, SOLD, AND CONVEYED and, by these presents, does GRANT, SELL, AND CONVEY unto the City of Texas City, a political subdivision of the State of Texas, its successors and assigns ("Grantee"), a permanent and perpetual non-exclusive easement and right-of-way (the "Easement") for the laying, construction, installation, maintenance, repair, relocation, replacement, removal, modification and operation of sanitary sewer force main lines and all related connections and appurtenances (collectively, the "Facilities") across, along, under, over, upon and through that certain tract of land located in Galveston County, Texas, containing 0.8232 acres, as more particularly described in **Exhibit A** and shown in **Exhibit B** attached hereto and incorporated herein for all purposes (the "Easement Tract").

Grantee, its agents and contractors, may lay, construct, install, maintain, repair, relocate, replace, remove, modify and operate the Facilities across, along, under, over, upon and through the Easement Tract, and may enter upon the Easement Tract to engage in all activities as may be necessary, requisite, convenient, or appropriate in connection therewith. Grantee's rights shall include, without limitation, the right to clear and remove trees, growth, shrubbery, and other improvements from within the Easement Tract and the right to bring and operate such equipment on the Easement Tract as may be necessary, requisite, convenient, or appropriate to effectuate the purposes for which the Easement is granted. Subject to the rights granted to Grantee herein, Grantee will, at all times after doing any work in connection with the Easement, restore the surface of the Easement Tract as nearly as reasonably practicable to substantially its condition prior to the undertaking of such work; provided, however, that Grantee shall not be obligated to replace or restore any trees, growth, shrubbery, or other improvements or obstructions removed from within the Easement Tract in connection with the construction, installation, repair, maintenance, relocation,

replacement, removal, upgrade, change in the size of, operation, placement, inspection, protection, or alteration of the Facilities or that interfere with Grantee's use of the Easement Tract for the purposes set forth herein. Grantee shall remove, at Grantee's expense, any dirt, earth, or other material excavated from the Easement Tract in connection with Grantee's construction, operation, or maintenance of the Facilities that is not used in connection with Grantee's activities hereunder.

Subject to the limitations set forth herein, Grantor expressly reserves the right to the use and enjoyment of the surface of the Easement Tract for any and all purposes, provided, however, that such use and enjoyment of the surface of the Easement Tract shall not interfere with, obstruct, or restrict the full and complete use and enjoyment of the Easement for the purposes set forth herein. Notwithstanding anything herein to the contrary, Grantor shall not, without the prior written consent of Grantee, (i) construct or place or allow to be constructed or placed, any fences, houses, buildings, structures, pavement, or other above-ground improvements or other obstructions, whether temporary or permanent, or plant or locate any trees, vegetation, or shrubs on the Easement Tract; (ii) install or permit the installation of pipelines or other underground facilities within the Easement Tract; (iii) dedicate other easements within the Easement Tract; or (iv) change the grade over the Facilities constructed under the Easement Tract. If Grantor constructs, places, installs, or permits any construction, placement, or installation that interferes with, obstructs, or restricts Grantee's full and complete use and enjoyment of the Easement for the purposes set forth herein, Grantee shall have the right to prevent or remove such obstructions, at Grantor's sole cost and expense without any obligation to restore the same or any liability to Grantor.

Grantor reserves all oil, gas, and other minerals in, on, or under the Easement Tract, but waives all right to use the surface of the Easement Tract for, and all rights of ingress and egress for, the purpose of exploring, developing, mining, or drilling for the same; provided, however, that nothing herein shall prohibit or in any manner restrict the right of Grantor to extract oil, gas, and other minerals from and under the Easement Tract by directional drilling or other means that does not interfere with or disturb the surface of the Easement Tract or Grantee's use of the Easement Tract for the purposes set forth herein.

This conveyance is further made subject to any and all restrictions, covenants, easements, rights-of-way, encumbrances, and mineral or royalty reservations or interests affecting the Easement Tract and appearing of record in the Official Public Records of Galveston County, Texas, to the extent in effect and validly enforceable against the Easement Tract (the "Permitted Encumbrances"); provided, however, to the extent that Grantor has the ability to enforce any of the Permitted Encumbrances, Grantor will not do so in a manner that would unreasonably prejudice or interfere with Grantee's exercise of its rights in the Easement and use of the Easement Tract for the purposes set forth herein.

TO HAVE AND TO HOLD, subject to the matters set forth herein and the Permitted Encumbrances, the Easement, together with, all and singular, the rights and appurtenances thereto in any wise belonging, including all necessary rights to ingress, egress, and regress, unto Grantee, its successors and assigns, forever. Grantor does hereby bind itself and its successors and assigns to WARRANT AND FOREVER DEFEND, all and singular, the Easement and right-of-way and other rights described herein unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through, or under Grantor, but not otherwise.

The covenants and agreements contained herein shall run with the land and shall inure to the benefit of and shall be binding upon Grantor and Grantee and their respective successors and assigns.

The prevailing party in any suit, action, or other proceeding instituted in connection with any controversy arising out of this instrument or the Easement shall be entitled to recover its reasonable attorneys' fees from the other party.

The individual signing this instrument on behalf of Grantor represents that he/she has the requisite authority to bind Grantor.

Neither party's failure to insist on strict performance of any part of this instrument shall be construed as a waiver of the performance in any other instance.

This instrument shall be interpreted and construed in accordance with the laws of the State of Texas, without regard to conflict of laws, principles, and venue for any suit, action, or proceeding instituted in connection with any controversy arising out of this instrument or the Easement shall be the state courts situated in Galveston County, Texas.

This instrument may be executed in multiple counterparts, each of which shall be deemed an original, and all of which, taken together, shall constitute one instrument.

Grantee's address is 7800 Emmett F. Lowry Expressway, Texas City, Texas 77592.

[Signature pages follow this page.]

EXECUTED this 10 day of January, 2023

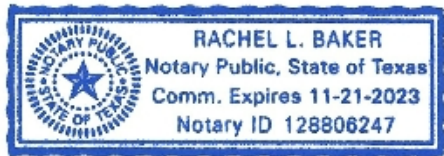
GRANTOR:

Dickinson I.S.D.
a _____

By: _____
Name: Corey Magliolo
Title: Board President

STATE OF TEXAS §
 §
COUNTY OF Galveston §

This instrument was acknowledged before me on this 10 day of January, 2023 by Corey Magliolo, Board President of Dickinson I.S.D., a Trustee on behalf of said District.



(NOTARY SEAL)

Rachel L. Baker
Notary Public, State of Texas

After recording, please return to:

Jessica Holoubek
Allen Boone Humphries Robinson LLP
3200 Southwest Freeway, Suite 2600
Houston, Texas 77027

STATE OF TEXAS §

COUNTY OF GALVESTON §

A **METES & BOUNDS** description of a certain 0.8232 acre tract of land situated in the William K Wilson Survey, Abstract No. 208 in Galveston County, Texas, being out of a called 36.786 acre tract of land conveyed to Dickinson ISD recorded under Clerk's File No. 2020025738 of the Galveston County Official Public Records of Real Property (GCOPRRP); said 0.8232 acre tract being more particularly described as follows with all bearings being based on the Texas Coordinate System, South Central Zone, NAD 83;

COMMENCING at a found 5/8-inch iron rod with Jones|Carter cap in the westerly line of said 36.786 acre tract and being at the most easterly corner of a called 40.66 acre tract conveyed to Texas City 45 Partners, LLC recorded under Clerk's File No. 2018061826 of the GCOPRRP, common with the southeasterly corner of a called 3.1 acre tract of land conveyed to Texas City 45 Partners, LLC recorded under Clerk's File No. 2018061846 of the GCOPRRP, common with the northerly corner of a called 5.000 acre tract of land conveyed to Demontrond Motor Corporation recorded under Clerk's File No. 2000041886 of the GCOPRRP;

THENCE, North 02 degrees 53 minutes 03 seconds West, along the westerly line of said 36.786 acre tract, common with the easterly line of said 3.1 acre tract, a distance of 1067.09 feet to the **POINT OF BEGINNING** of the herein described tract;

THENCE, North 02 degrees 53 minutes 03 seconds West, continuing along said common line, a distance of 25.00 feet to a point for corner at the northwesterly corner of said 36.786 acre tract, common with the northeasterly corner of said 3.1 acre tract, common with the southeasterly corner of a called 489.39 acre tract conveyed to Texas City 490, LTD recorded under Clerk's File No. 2006002513 of the GCOPRRP, common with the southwestly corner of a called 170.390 acre tract (Tract A) conveyed to Rainsong Partnership, LLC recorded under Clerk's File No. 2017051609 of the GCOPRRP;

THENCE, North 87 degrees 09 minutes 42 seconds East, along the northerly line of said 36.786 acre tract, common with the southerly line of said 170.390 acre tract (Tract A), a distance of 172.30 feet to a found 5/8-inch iron rod and the beginning of a curve to the right;

THENCE, continuing along said common line and with the arc of said curve to the right having a radius of 1850.00 feet, a central angle of 38 degrees 27 minutes 07 seconds, an arc length of 1241.56 feet, and a long chord bearing South 73 degrees 36 minutes 44 seconds East, a distance of 1218.39 feet to a point for corner;

THENCE, South 54 degrees 24 minutes 00 seconds East, along the northerly line of said 36.786 acre tract, common with the southerly line of said 170.390 acre tract (Tract A) and the southerly right-of-way line of Central Park Boulevard (100' right-of-way) recorded under Document No. 2021058058 of the Galveston County Map Records (GCMR), a distance of 27.92 feet to a point for corner in the southerly right-of-way line of said Central Park Boulevard and being the northeasterly corner of said 36.786 acre tract, common with the northwesterly corner of Restricted Reserve "G" of the Rainsong Section 3 recorded under Document No. 2006050935 of the GCMR;

THENCE, South 31 degrees 06 minutes 53 seconds West, along the southeasterly line of said 36.786 acre tract, common with the northwesterly line of said Restricted Reserve "G", a distance of 25.08 feet to a point for corner;

THENCE, leaving said common line, over and across said 36.786 acre tract, the following three (3) courses and distances:

1. North 54 degrees 24 minutes 00 seconds West, a distance of 29.89 feet to a point for corner and the beginning of a curve to the left;
2. Along the arc of said curve to the left having a radius of 1825.00 feet, a central angle of 38 degrees 27 minutes 07 seconds, an arc length of 1224.78 feet, and a long chord bearing North 73 degrees 36 minutes 44 seconds West, a distance of 1201.93 feet to a point for corner;
3. South 87 degrees 09 minutes 42 seconds West, a distance of 172.28 feet to the **POINT OF BEGINNING, CONTAINING 0.8232 acres** of land in Galveston County, Texas, as shown on drawing number 16990 in the Offices of Jones|Carter in Bellaire, Texas.

Jones|Carter
6330 West Loop South, Suite 150
Bellaire, Texas 77401
(713) 777-5337
Texas Board of Professional Land Surveying
Registration No. 10046100


Acting By/Through Jeromy Alvin Chandler
Registered Professional Land Surveyor
No. 5755
JChandler@jonescarter.com



EXHIBIT B

CALLLED 170.390 ACRES
(TRACT A)
TO RAINSONG PARTNERSHIP, LLC
C.F. NO. 2017251609
GCOPRRP

ACCESS
EASEMENT
C.F. NO. 2020025741

PROPOSED
0.8232 ACRE
SANITARY SEWER
EASEMENT

CALLLED 36.786 ACRES
TO DICKINSON ISD
C.F. NO. 2020025738
GCOPRRP

COBBLESTONE SECTION ONE
RESTRICTED RESERVE "G"
DOC. NO. 20180338282
GCMR

CENTRAL PARK
BOULEVARD
(100' ROW)
DOC. NO. 20210380558
GCMR

RAINSONG SECTION J
RESTRICTED RESERVE "G"
DOC. NO. 2008055935
GCMR



Jeromy Alvin Chandler
Registered Professional Land Surveyor No. 5755
jchandler@jonescarter.com

Subject to the General Notes shown:
Date of Plat or Map: January 31, 2022

GENERAL NOTES:

- BEARINGS SHOWN HEREON ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD83.
- A METES AND BOUNDS DESCRIPTION OF THIS TRACT IS AVAILABLE IN THE OFFICES OF JONES/CARTER IN BELLAIRE, TEXAS.
- THE ACREAGE TOTALS AS SHOWN HEREON IS BASED ON THE MATHEMATICAL CLOSURE OF THE COURSES AND DISTANCES REFLECTED ON THIS SURVEY. IT DOES NOT INCLUDE THE TOLERANCES THAT MAY BE PRESENT DUE TO POSITION ACCURACY OF THE BOUNDARY MONUMENTS SHOWN HEREON.

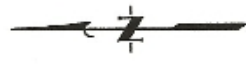
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1850.00'	1241.56'	1218.39'	S 73°36'44" E	38°27'07"
C2	1825.00'	1224.78'	1201.93'	N 73°36'44" W	38°27'07"

LINE	BEARING	DISTANCE
L1	N 02°53'03" W	1087.09'
L2	N 02°53'03" W	25.00'
L3	N 87°09'42" E	172.30'
L4	S 54°24'00" E	27.92'
L5	S 31°06'53" W	25.08'
L6	N 54°24'00" W	29.89'
L7	S 87°09'42" W	172.28'

LEGEND:

CLERK'S FILE DOCUMENT FOUND
GALVESTON COUNTY MAP RECORDS
GALVESTON COUNTY OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
IRON ROD NUMBER
POINT OF BEGINNING
POINT OF COMMENCING
RIGHT-OF-WAY

GCOPRRP
IR
NO
POB
POC
ROW



NORTH
SCALE: 1" = 60'

EXHIBIT
OF A
0.8232 ACRE SANITARY
SEWER EASEMENT
IN THE
WILLIAM K WILSON SURVEY, A-208
GALVESTON COUNTY, TEXAS
JANUARY 2022
SHEET 2 OF 2

JONES CARTER

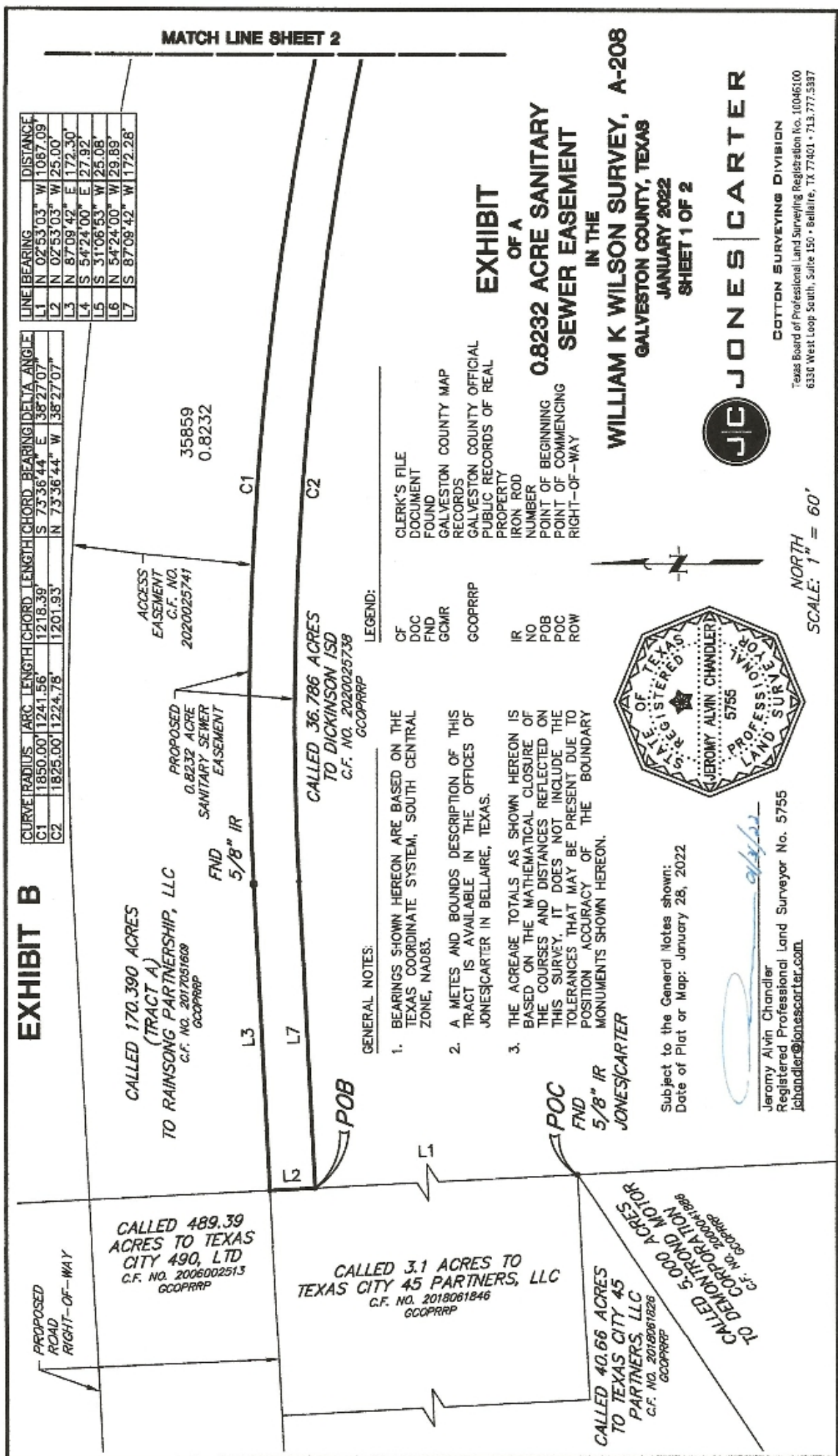
GOTTON SURVEYING DIVISION
Texas Board of Professional Land Surveying Registration No. 10046100
6330 West Loop South, Suite 150 • Bellaire, TX 77401 • 713-777-3337

DWG. No. 16990

JOB No. 12575-0008-00

JAC/AV

MATCH LINE SHEET 1



LINE	BEARING	DISTANCE
L1	N 02°53'03" W	1067.09'
L2	N 02°53'03" W	25.00'
L3	N 87°09'42" E	172.30'
L4	S 54°24'00" E	27.92'
L5	S 31°08'53" W	25.08'
L6	N 54°24'00" W	29.89'
L7	S 87°09'42" W	172.28'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1850.00'	1241.56'	1218.39'	S 73°36'44" E	38°27'07"
C2	1825.00'	1224.78'	1201.93'	N 73°36'44" W	38°27'07"

EXHIBIT OF A
0.8232 ACRE SANITARY SEWER EASEMENT
IN THE
WILLIAM K WILSON SURVEY, A-208
GALVESTON COUNTY, TEXAS
JANUARY 2022
SHEET 1 OF 2



COTTON SURVEYING DIVISION
Texas Board of Professional Land Surveying Registration No. 10046100
6330 West Loop South, Suite 150 • Bellaire, TX 77401 • 713.777.5337



Subject to the General Notes shown:
Date of Plat or Map: January 28, 2022

Jeremy Alvin Chandler
Registered Professional Land Surveyor No. 5755
jchandler@jonescarter.com

NORTH
SCALE: 1" = 60'

DWG. No. 16990

JAC/jv JOB No. 12575-0008-00

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Dickinson ISD	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input checked="" type="checkbox"/> Other (see instructions) ▶ Education	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <i>(Apply to accounts maintained outside the U.S.)</i>
5 Address (number, street, and apt. or suite no.) See instructions. P.O. Drawer Z	Requester's name and address (optional)
6 City, state, and ZIP code Dickinson, TX. 77539	
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number											
-											
-											
OR											
Employer identification number											
7	4	-	6	0	0	6	8	3			

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶ Amya Bone	Date ▶ 11-18-22
------------------	---	------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

CITY COMMISSION REGULAR MTG

(7) (d)

Meeting Date: 03/15/2023

Request to purchase Personal Protective Equipment

Submitted For: Dennis Harris, Fire Department

Submitted By: Dennis Harris, Fire Department

Department: Fire Department

Information

ACTION REQUEST

Consider and take action on a request to purchase an inventory replacement of Firefighting Protective Equipment (PPE) for fire department use from DOOLEY TACKABERRY, INC. through the HGAC buy Program.

BACKGROUND (Brief Summary)

NFPA 1851 specifies that the firefighter protective ensemble or ensemble components must be retired from service no more than 10 years from the date the ensemble or ensemble component was manufactured – the date it was manufactured, not the date it was placed in service. We base retirement criteria on several factors including, but not limited to, the following: Overall condition of the item. Specific deterioration of materials or components beyond their economic repair. Ability to adequately remove hazardous materials and other contaminants. Age of structural or proximity ensemble or ensemble elements. Excessive soil buildup that could impact performance of the ensemble or ensemble elements. The current inventory of Personal Protective Equipment (PPE) on hand is extremely depleted, damaged, or worn out. Much of our Personal Protective Equipment in stock will soon reach its end of service life of 10 years from manufacture date. Additionally, as we get close to the completion of the new Fire Station # 4, additional Personal Protective Equipment must be acquired for increased staffing numbers. PPE items consist of: Bunker pants, bunker coats, protective helmets, gloves, hoods, and boots.

RECOMMENDATION

The Fire Chief recommends approval of the purchase through the HGAC Buy program.

Fiscal Impact

Funds Available Y/N: Y

Amount Requested: 55,169.00

Source of Funds: FY 22/23

Account #: 602-202-52060

Fiscal Impact:

Funds were approved in the FY 22/23 Annual Budget.

Attachments

Exhibit A
Resolution





MEMORANDUM
TEXAS CITY FIRE DEPARTMENT

To: Purchasing
From: Battalion Chief Royce Medina
Date: 03/02/2023
Re: Bunker Gear Restock

Please issue a PO to Dooley Tackaberry for the purchase of bunker gear to replenish stock from failed gear and new hires. This will be an HGAC purchase.

25: Innotex Bunker Coats RDG10	\$29500.00
35: Innotex Bunker Pants RDG10	\$25669.00
Total:	\$55169.00

Attachments:
Dooley Tackaberry Quote

Thank you,

Royce Medina

A handwritten signature in black ink, appearing to be "Royce Medina", written over a horizontal line.



Houston Corporate Headquarters
 1515 W. 13th Street
 Deer Park TX 77536 USA
 Phone: 281.479.9700
 Toll Free: 800.833.0247

QUOTATION

Page: 1 of 1

Date: 3/2/2023

Our Reference: 1087419

Your Reference: Bunker Gear

Reference Desc.

Sales Person: Jennifer Meekins

Estimator: Sarah Pulley

Email: spulley@safetyfire.com

Revision: 0

Quote To: 064047

Ship To:

TEXAS CITY FIRE DEPARTMENT
 FIRE ADMINISTRATION BUILDING
 1725 25TH STREET NORTH
 TEXAS CITY TX 77590
 USA

TEXAS CITY FIRE DEPARTMENT
 1725 25TH STREET NORTH
 TEXAS CITY TX 77590

Royce Medina

ITEM	QTY	PART NUMBER AND DESCRIPTION	ORIGIN	ECCN	SCHEDULE B	UNIT PRICE	UOM	Extension
1	25	INNOTEXRDG10-C-SPL Bunker Coat RDG10 Series Per Customer Spec <u>Lead Time</u> 11 to 12 Weeks ARO				1,180.00	EA	29,500.00
2	35	INNOTEXRDG10-P-SPL Bunker Pant RDG10 Series Per Customer Spec <u>Lead Time</u> 11 to 12 Weeks ARO				733.40	EA	25,669.00
3	1	HGAC-CONTRACT Contract No.: EE08-19 <u>Lead Time</u> Back-order TBD				0.00	EA	0.00

Terms: Net 30
 Shipping Terms: Ex-works - Factory
 Prices Firm: 3/16/2023
 Ship Via: Best Way
 Freight Terms: Prepaid

QUOTE TOTAL USD
55,169.00

Stock items can only be canceled prior to shipment. Non-stock items are subject to manufacturer's cancellation policy. Fees will apply. Custom "made to order" items cannot be canceled or returned. Acceptable methods of payment: Check, ACH, Wire Transfer, Credit Card. All Credit Card payments are subject to a 3% convenience fee.

RESOLUTION NO. 2023-038

A RESOLUTION AUTHORIZING THE PURCHASE OF AN INVENTORY REPLACEMENT OF FIREFIGHTING PROTECTIVE EQUIPMENT (PPE) TO BE USED IN THE FIRE DEPARTMENT FROM DOOLEY TACKABERRY, INC THROUGH THE HGACBUY PROGRAM; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Fire Department desires to purchase Firefighting Protective Equipment (PPE) from DOOLEY TACKABERRY, Inc. in the amount of \$55,169.00 using the HGACBuy Program; and

WHEREAS, DOOLEY TACKABERRY, Inc. is an approved vendor with the Houston Galveston Area Council (HGAC) Buy Program; and

WHEREAS, this purchase is intended for use with the Fire Department.

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, hereby approves the purchase of purchase Firefighting Protective Equipment (PPE) from DOOLEY TACKABERRY, Inc. in the amount of \$55,169.00 using the HGACBuy Program in substantially the same form attached hereto As **Exhibit “A.”**

SECTION 2: That this equipment is to be utilized by the Fire Department.

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

PASSED AND ADOPTED this 15th day of March 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) (e)

Meeting Date: 03/15/2023

MUNICIPAL COURT ADMINISTRATIVE CLOSURES

Submitted For: Tammy Odom, Municipal Court

Submitted By: Tammy Odom, Municipal Court

Department: Municipal Court

Information

ACTION REQUEST

Consider and take action on Resolution No. 2023-039, approving the Court Administrator to administratively close all cases older than, December 31, 2009, that meet certain criteria.

BACKGROUND (Brief Summary)

The municipal court is requesting permission from the Commission to administratively close cases with a violation date prior to, December 31, 2009. These are cases the court has determined are uncollectible based on the age of the case, lack of identifying information on the defendant, current age of the defendant, and/or absence of the original case file. The total value of these cases is \$388,207.79. The fine portion of this amount is \$243,826.54. The remaining balance of \$144,371.25 are administrative fees, collection agency fees, and state court costs.

RECOMMENDATION

The Municipal Court Administrator is recommending the administrative closure of cases with a violation date prior to, December 31, 2009, that have been determined by court staff to be uncollectible.

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 2023-039

A RESOLUTION AUTHORIZING THE COURT ADMINISTRATOR TO ADMINISTRATIVELY CLOSE ALL CASES OLDER THAN DECEMBER 31, 2009; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Municipal Court is requesting permission to administratively close cases with a violation date prior to December 31, 2009, which have been deemed uncollectable; and

WHEREAS, the total value of the cases \$\$388,207.79 with a fine amount of \$243,826.54 and administrative fees and court cost of \$144,371.25. The purging of these fines will eliminate files that have skewed information.

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

SECTION 1: That the Municipal Court is approved to administratively close all cases with a violation date older than December 31, 2009, which have been deemed uncollectable.

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 March 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) (f)

Meeting Date: 03/15/2023

Approval of Resolution No. 2023-040 suspending the effective date of CenterPoint Gas GRIP Rates

Submitted For: Jon Branson, Management Services

Submitted By: Jon Branson, Management Services

Department: Management Services

Information

ACTION REQUEST

Approval of Resolution No. 2023-040 Suspending the May 1, 2023, effective Date of the proposal by Centerpoint Energy to implement Interim Grip Rate Adjustments to residential Gas users in Texas City due to the Gas Utility Investments incurred by CenterPoint Energy in 2022.

BACKGROUND (Brief Summary)

CenterPoint Energy made filings with the Railroad Commission of Texas on March 2, 2023, proposing to implement interim rate adjustments pursuant to Texas Utilities Code 104.301 to seek recovery on invested capital on all customers served by CenterPoint, effective May, 1, 2023. These rates will increase residential customers rates by an estimated \$2.01 per month. This will increase the current residential customer charge from \$19.94 to \$21.95 per month. You may recall the increase for the previous year was approximately \$1.36 per month for residential customers.

Under the GRIP statue, cities may not challenge the Company's request. The only action the City can take at this time is to suspend the effective date of the rate increase by forty-five (45) days to the rate customers permitting adequate time to review the proposed increases. Approval of the attached Resolution will suspend the effective date of May 1, 2023 of the new rates for a period of 45 days for all residential customers.

RECOMMENDATION

Staff recommends approval of the proposed Resolution suspending the Interim Grip Rates for the maximum number of days allowed by law (45 days).

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 2023-040

A RESOLUTION BY THE CITY OF TEXAS CITY, TEXAS SUSPENDING THE MAY 1, 2023 EFFECTIVE DATE OF THE PROPOSAL BY CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TEXAS GAS – TEXAS COAST DIVISION, TO IMPLEMENT INTERIM GRIP RATE ADJUSTMENTS FOR GAS UTILITY INVESTMENT IN 2022 AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City, Texas (“City”) is a gas utility customer of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas – Texas Coast Division, (“CenterPoint” or “the Company”) and a regulatory authority with an interest in the rates and charges of CenterPoint; and

WHEREAS, CenterPoint made filings with the City and the Railroad Commission of Texas (“Railroad Commission”) on March 2, 2023, proposing to implement interim rate adjustments (“GRIP Rate Increases”) pursuant to Texas Utilities Code § 104.301 on all customers served by CenterPoint, effective May 1, 2023; and

WHEREAS, it is incumbent upon the City, as a regulatory authority, to examine the GRIP Rate Increases to determine its compliance with the Texas Utilities Code.

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

SECTION 1: The May 1, 2023 effective date of the GRIP Rate Increases proposed by CenterPoint is hereby suspended for the maximum period allowed by Texas Utilities Code § 104.301(a) to permit adequate time to review the proposed increases, analyze all necessary information, and take appropriate action related to the proposed increases.

SECTION 2: A copy of this Resolution shall be sent to CenterPoint, care of Keith L. Wall at 1111 Louisiana Street, CNP Tower 19th Floor, Houston, Texas 77002, and to Thomas Brocato, legal counsel to the City, at Lloyd Gosselink, 816 Congress Ave., Suite 1900, Austin, Texas 78701.

PASSED AND ADOPTED this 15th day of March 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) (g)

Meeting Date: 03/15/2023

Nessler Park Aquatic Center Water Slide Stairs and Platform

Submitted For: Dennis J Harris, Recreation and Tourism

Submitted By: Kelly Bender, Purchasing

Department: Purchasing

Information

ACTION REQUEST

Consider and take action Resolution # 2023-041, approving repairs to the water slide stairs and platforms at the Nessler Park Family Aquatic Center from Jamail & Smith Construction, LP through Buyboard (contract #581-19) – local government purchasing cooperative.

BACKGROUND (Brief Summary)

Recreation and Tourism Department is requesting the purchase of repairs to the open and closed flume slides stairs at the Nessler Park Family Aquatic Center. Over the past 10 years, the water slides stairs have experienced normal wear and tear. The scope of work would include recoating the existing treads with bed liner, repainting the existing steel structure, and installing stainless steel risers.

RECOMMENDATION

It is the recommendation of the Recreation & Tourism Department to approve RS Means Proposal Total at \$56,036.08 to repair the water slide stairs and platforms at the Nessler Park Family Aquatic Center from Jamail & Smith Construction, LP, through Buyboard (contract #581-19) – local government purchasing cooperative for a total amount of \$56,036.08. Funds are available in the FY2022-23 Rec & Tour Budget.

Fiscal Impact

Attachments

Nessler Slide Stairs Proposal
Resolution



ADDRESS 350 Glenborough Dr. Ste 180
Houston, TX 77067
PHONE (281) 461-7075
TOLL FREE (888) 461-7095

jamailsmith.com

March 7th, 2023

Marcell Favalora
City of Texas City
1700 5th Ave N
Texas City TX, 77590

RE: City of Texas City: Nessler Aquatics Center Stair Repairs Proposal Letter

Dear Mr. Favalora,

We are pleased to provide our detailed unit price estimate to accomplish the below described scope of work, estimated using the 2023 R.S. Means Facilities Construction Cost Data and the Houston City Cost Index. The proposed scope of work for the removal of existing risers, and reinstallation of new risers.

SCOPE OF WORK:

- Includes payment and performance bond
- Includes installation 58 type 316L stainless steel risers

EXCLUSIONS:

- Excludes permitting.
- Excludes painting or recoating steel or treads (see alternates).
- Excludes trades or scopes not provided in this proposal.
- Excludes unforeseen conditions.
- Excludes after hours and/or overtime work.
- Excludes updates to existing service.

Pricing for the Scope of Work is as follows:

RS Means Proposal Total	\$56,036.08
-------------------------	--------------------

Alternate 1: Recoat existing treads with bed liner:

RS Means Proposal Total	\$26,274.95
-------------------------	--------------------

Alternate 2: Repaint existing steel structure:

RS Means Proposal Total	\$35,758.07
-------------------------	--------------------

Thank you for the opportunity. If you have any questions or would like to review the proposal, please do not hesitate to contact me at (832) 392-8337 or email at kfranz@jamailsmith.com. Again, thank you for the opportunity.

JAMAIL & SMITH

CONSTRUCTION, LP

Regards,

Kyle Franz

Kyle Franz
Project Manager

Attachments:

RS Means Facilities Estimate COTC Nessler Aquatics Center Stair Repairs Base Proposal

RS Means Facilities Estimate COTC Nessler Aquatics Center Stair Repairs Addendum 1

RS Means Facilities Estimate COTC Nessler Aquatics Center Stair Repairs Addendum 2



Preliminary Estimate, by estimates

Sr. Estimator Val Bankston

Jamail & Smith Construction, LP

581-19 - 2019 Buy Board JOC Jamail Smith - Option Year 3 - 4/01/2023 to

3/31/2024

COTC Nessler Aquatics Center Stair Repairs - 04-B3-0062

Estimator: Sr. Estimator Val Bankston

COTC Nessler Aquatic Center Stair Repairs

Division Summary (MF04)

01 - General Requirements	\$12,149.14
02 - Existing Conditions	\$1,588.00
03 - Concrete	
04 - Masonry	
05 - Metals	\$1,791.04
06 - Wood, Plastics, and Composites	
07 - Thermal and Moisture Protection	
08 - Openings	
09 - Finishes	
10 - Specialties	
11 - Equipment	
12 - Furnishings	\$57,200.00
13 - Special Construction	
14 - Conveying Equipment	
21 - Fire Suppression	
22 - Plumbing	
23 - Heating, Ventilating, and Air-Conditioning (HVAC)	
25 - Integrated Automation	

Totalling Components

Priced Line Items(Right Hand)	\$82,491.88
RSMeans HOUSTON, TX CCI 2023Q1, 89.80%	\$(8,414.17)

Material, Labor, and Equipment Totals (No Totalling Components)

Material:	\$52,594.68
Labor:	\$26,623.96
Equipment:	\$3,273.24
Other:	\$0.00
Laborhours:	134.33
Green Line Items:2	\$7,356.40

26 - Electrical	
27 - Communications	
28 - Electronic Safety and Security	
31 - Earthwork	
32 - Exterior Improvements	
33 - Utilities	
34 - Transportation	
35 - Waterway and Marine Transportation	
41 - Material Processing and Handling Equipment	
44 - Pollution Control Equipment	
46 - Water and Wastewater Equipment	
48 - Electric Power Generation	
Alternate	\$9,763.70
Trades	
Assemblies	
FMR	
MF04 Total (Without totalling components)	\$82,491.88

2019 Buy Board JOC Jamail Standard (-26.2000%)	\$(19,408.36)
Bond (2.5000%)	\$1,366.73

Priced/Non-Priced

Total Priced Items:	12	\$82,491.88	
Total Non-Priced Items:	0	\$0.00	0.00%
	12	\$82,491.88	

Grand Total \$56,036.08

Preliminary Estimate, by estimates

Estimator: Sr. Estimator Scott Jones

COTC Nessler Aquatic Center Stair Repairs

Item	Description	UM	Quantity	Unit Cost	Total	Book
01 - General Requirements						
1	01-31-13-20-0200 Field personnel, project manager, average	Week	1.0000	\$3,749.00	\$3,749.00	RSM23FAC L, O&P P
2	01-31-13-20-0260 Field personnel, superintendent, average	Week	2.0000	\$3,725.00	\$7,450.00	RSM23FAC L, O&P P
3	01-54-33-40-6410-3 Rent per week for rent toilet portable chemical	Ea.	2.0000	\$85.07	\$170.14	RSM23FAC E, O&P P
4	01-54-36-50-1300 Mobilization or demobilization, delivery charge for equipment, hauled on 3-ton capacity towed trailer MOB AND DEMOB FOR LIFT	Ea.	2.0000	\$390.00	\$780.00	RSM23FAC L, E, O&P P
01 - General Requirements Total					\$12,149.14	
02 - Existing Conditions						
5	02-41-19-19-0725 Selective demolition, rubbish handling, dumpster, 20 C.Y., 5 ton capacity, weekly rental, includes one dump per week, cost to be added to demolition cost	Week	1.0000	\$625.00	\$625.00	RSM23FAC M, O&P P
6	02-41-19-19-2040 Selective demolition, rubbish handling, 0'-100' haul, load, haul, dump and return, C.Y. hand carried, cost to be added to demolition cost		9.0000	\$73.00	\$657.00	RSM23FAC L, O&P P
7	02-41-19-19-2040-2080 Selective demolition, rubbish handling, haul and return, add per each extra 100' haul, hand carried, cost to be added to demolition cost (Modified using 02-41-19-19-2080)	C.Y.	9.0000	\$34.00	\$306.00	RSM23FAC L, O&P P
02 - Existing Conditions Total					\$1,588.00	
05 - Metals						
8	05-05-23-10-0700 Bolt, hex head, plain steel, 3/8" dia x 2" L, A307, incl nut & washer NEW STAINLESS STEEL BOLTS FOR RISERS 58*4 = 232.00	Ea.	232.0000	\$6.70	\$1,554.40	RSM23FAC Gr, M, L, O&P P
9	05-05-23-10-0700-3200 Bolt, hex head, incl nut & washer, for stainless, add (Modified using 05-05-23-10-3200) NEW STAINLESS STEEL BOLTS FOR RISERS 58*4 = 232.00	Ea.	232.0000	\$1.02	\$236.64	RSM23FAC M, O&P P
05 - Metals Total					\$1,791.04	
12 - Furnishings						
10	12-36-16-10-3200 Countertops, stainless steel, custom USED FOR NEW STAINLESS STEEL STAIR RISERS	S.F.	220.0000	\$260.00	\$57,200.00	RSM23FAC M, L, O&P P
12 - Furnishings Total					\$57,200.00	

Preliminary Estimate, by estimates

Estimator: Sr. Estimator Scott Jones

COTC Nessler Aquatic Center Stair Repairs

Item	Description	UM	Quantity	Unit Cost	Total	Book
Alternate						
11	01-54-33-40-0070-3	Rent per week for rent aerial lift, articulating boom, to 45' high, 500 lb. capacity, diesel ADDED DAILY OPERATING COST OF 13.51 X 8 X 5 = 540.40 FOR WEEK	Ea.	2.0000	\$1,980.85	\$3,961.70 CUSTOM M, E, O&P
12	05-53-13-70-0434	R&R - Floor grating, steel, painted, 1-1/2" x 3/16" bearing bars @ 1-3/16" OC, cross bars @ 4" OC, over 300 S.F., field fabricated from panels USED TO REMOVE AND REPLACE STAIR TREADS FOR RISER REPLACEMENT Labor Adjustment: 200% of \$9.67 = \$19.34 Using O&P Pricing Bare Costs: (M:\$29.00 L:\$5.95 E:\$4.48 O:600.00 LH:0.093) O&P Labor Calc = O&P Total - (Bare Material + 10.000%) - (Bare Equipment + 10.000%) \$46.50 - \$31.90 - \$4.93 = \$9.67 Labor w/CCI = \$9.67 * 100.000% = \$9.67	S.F.	300.0000	\$19.34	\$5,802.00 CUSTOM Gr, L, O&P
Alternate Total						\$9,763.70
Estimate Grand Total						56,036.08

RESOLUTION NO. 2023-041

A RESOLUTION APPROVING THE PURCHASE OF REPAIRS TO THE TO THE WATER SLIDE STAIRS AND PLATFORMS AT THE NESSLER PARK FAMILY AQUATIC CENTER FROM JAMAIL & SMITH CONSTRUCTION, LP THROUGH BUYBOARD (CONTRACT NO. 581-19), A LOCAL GOVERNMENT PURCHASING COOPERATIVE; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, this request is for repairs to the to the water slide stairs and platforms at the Nessler Park Family Aquatic Center from Jamail & Smith Construction, LP through BuyBoard (Contract No. 581-19), a local government purchasing cooperative; and

WHEREAS, the Texas City Recreation and Tourism Department requests authorization to process a payment through the BuyBoard, Contract No. 581-19 in the amount of \$56,0366.08. 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 repairs to the to the water slide stairs and platforms at the Nessler Park Family Aquatic Center from Jamail & Smith Construction, LP through Buyboard, Contract no. 581-19, a local government purchasing cooperative from Progressive Commercial Aquatics, Inc. in the amount of \$56,0366.08, 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 March 2023.

ATTEST:

Dedrick D. Johnson, Sr., Mayor
City of Texas City, Texas
APPROVED AS TO FORM:

Rhomari D. Leigh

Kyle L. Dickson

City Secretary

City Attorney

CITY COMMISSION REGULAR MTG

(7) (h)

Meeting Date: 03/15/2023

Submitted For: Clay Pope, Police Department

Submitted By: Rhomari Leigh, City Secretary

Department: Police Department

Information

ACTION REQUEST

Consider and take action on Resolution No. 2023-042, approval of a new proposed five (5) year contract for police tasers from Axon in the amount of \$88,716.58 per year. (Police Department)

BACKGROUND (Brief Summary)

The current contract for police tasers provided by Axon expires in October 2023. This proposed contract would not take effect until that time but would lock in current prices and guarantee delivery of the Taser 10 by November 2023. The contract proposed is five years in length at \$88,716.58 per year, this price includes 105 new tasers (Taser 10), holsters, live cartridges, training cartridges, training aids, instructor schools, and all software and storage. Our current tasers are nearly all out of warranty and past their useful life, these new tasers would be replacements for those currently being deployed.

RECOMMENDATION

The Chief and command staff recommend approving the new contract proposal from Axon.

Fiscal Impact

CITY COMMISSION REGULAR MTG

(8) (a)

Meeting Date: 03/15/2023

Amend fiscal year 2022-2023 budget

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST

Request City Commission approval to amend the 2022-2023 Fiscal Year Budget to account for a grant from Keep Texas Beautiful through the H-E-B Community Recycling Grant Program.

BACKGROUND (Brief Summary)

Keep Texas Beautiful, through its Keep Texas Recycling program, will provide funding of \$30,000 through a grant from the H-E-B Community Recycling Grant Program. The program seeks projects that will help communities build sustainable recycling opportunities and/or increase public education and awareness around waste reduction and recycling.

The City intends to use the funds for the following:

Vertical Baler -Quote-\$12,500 including installation.

Portable Yard Ramp-Quote-New-\$18,400 (includes estimated shipping)

(The City of Texas City will provide a \$6,400 match)

Outreach & Education -remaining funds \$5,500

The Memorandum of Understanding is attached.

RECOMMENDATION

Recommend approval of the following budget amendment:

General Fund (Fund 101):

Sanitation Capital Equipment \$30,900.00

Outreach & Education Materials \$5,500.00

Unassigned Fund Balance (\$6,400.00)

Grant Revenue (\$30,000.00)

Fiscal Impact

Attachments

Keep Texas Beautiful grant

Ordinance



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

ABOUT

Keep Texas Beautiful (KTB), through its Keep Texas Recycling program, is proud to offer City of Texas City funding as part of the H-E-B Community Recycling Grant Program. Created in 2021, this program seeks projects that will help communities build sustainable recycling opportunities and/or increase public education and awareness around waste reduction and recycling. Funding for this grant opportunity is provided by H-E-B.

Projects must fall within one or more of the following categories:

- Implementation Projects
- Improvement Projects
- Education and Outreach

FUNDING

Grant Amount - \$30,000

Keep Texas Beautiful will provide funding for this project, through a grant from H-E-B. An accounting of all purchases must be submitted in the final report. City of Texas City shall retain title to, or the exclusive right to use, all materials, equipment or tools purchased using the grant funds, however if City of Texas City discontinues use of equipment for the designated purpose to process, transport or assist in the processes of recycling, then Keep Texas Beautiful has the right to take ownership and repurpose the equipment for use in a similar program.

PROJECT CRITERIA

Projects must be completed and funding spent by October 1, 2023. If total project costs exceed the grant amount, the project must be completed using other sources of funding. Please note, the project must be completed in the designated time frame or the funding must be returned to KTB. Applicants must agree to submit a final report on their project by **November 1, 2023** (see Timeline section for more details).

Project concepts could include, but are not limited to:

- Implementation of a recycling program that accepts at least one post-consumer commodity.
- Projects that improve recycling program efficiency and/or cost effectiveness.
- Education and outreach projects with a focus on reducing contamination and improving material quality.
- Education and outreach projects with a focus on specific recyclable commodities that have not otherwise been accepted for recycling and/or are hard-to-recycle.
- Public-private collaborations to improve waste diversion in the community.



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

Funds may **NOT** be used for the following purposes:

- Repayment of existing debt or obligations
- Payment of organizational overhead
- Legal fees
- Loan or bank fees
- Subsidization of existing contracts
- Employee salaries & expenses
- Land acquisition
- Pass-through grants
- Field Trips

TIMELINE & PROJECT DURATION

- **February 1-February 15, 2023:** Kick-off meetings scheduled
- **March 10, 2023:** Grant funds distributed
- **June 15, 2023:** Progress Report due
- **October 1, 2023:** Projects must be complete and grant funds spent
- **November 1, 2023:** Final Report form must be received by KTB by 5 p.m. CDT

This MOU is at-will and may be modified by mutual consent of authorized officials from KTB and the City of Texas City. This MOU shall become effective upon signature by the authorized officials from KTB & City of Texas City and will remain in effect until modified or terminated by either partner by mutual consent. In the absence of mutual agreement by the authorized officials from KTB & City of Texas City, this MOU shall end December 31, 2023.

RESOLVING DISPUTES

In the event of a dispute, difference of interpretation, or appeal of a decision regarding the terms and/or conditions of this agreement, settlement shall be addressed by the KTB Board President and City of Texas City. If settlement cannot be reached, the issue shall then be presented to the KTB Board of Directors and City of Texas City's Commission for joint resolution.

AMENDMENT

This Memorandum of Understanding may be amended on the initiative of either party by submitting a proposed amendment in writing to the other party and agreement of that party to the amendment.



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

INDEMNIFICATION

City of Texas City agrees to indemnify and hold harmless KTB & H-E-B from any and all claims, judgements, causes of actions and costs thereof that arise from property damage or bodily injury, including death, occasioned by or in connection with negligent actions, omissions, or willful misconduct of City of Texas City or City of Texas City's subcontractors, agents or volunteers during performance of activities related to the community recycling project.

Promotional requirements for grant recipients:

- Post 2 photos of the H-E-B Community Recycling Grant project to Facebook, Instagram, LinkedIn, and/or Twitter, tagging the following and including the hashtag #keeptexasrecycling
 - Keep Texas Beautiful - @keeptxbeautiful
 - H-E-B/Central Market - @HEB
- Contribute a brief summary to be used as a case study on the KTB website or in presentations.
- Acknowledge H-E-B and Keep Texas Beautiful's support of the project on any education & outreach items.
- Participate in a regional press event, if required.
- Post recognition signage at the site or on the equipment, if required.
- Provide information about their project to local news outlets, including a quote for a press release, if required.

PROJECT CONTACT INFORMATION

Project Lead Contact

Name: Titilayo Smith
Title: Grants Administrator
Phone: 409-643-5731
Email: tsmith@texascitytx.gov

Project Financial Contact

Name: Laura Boyd
Title: Finance Director
Phone: 409-643-5907
Email: lboyd@texascitytx.gov



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

PROJECT DETAILS

Please complete the below questions. Additional information, including budget worksheets, may be attached.

1. Please provide a brief description of the project this funding will support.

This project will increase processing capacity, reduce litter, and make transportation of recycling commodities more efficient with the addition of a vertical baler and yard ramp. Additionally, education and outreach efforts will increase public awareness and participation.

2. Define the goals of your project.

The goals of this project are to increase public awareness of, and participation in, the City's recycling efforts and provide the Biosphere Recycling Center with equipment that will increase processing capacity, reduce litter and make transportation of recycling commodities more efficient.

The baler and yard ramp will allow the Texas City Biosphere Recycling Center to increase baled plastic and provide direct mill runs to HEB through our relationship with Keep Texas Recycling (currently unavailable due to lack of loading ramp).



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

3. Please list the milestone steps needed to accomplish the goals and the expected timeline for the project.

First - Purchase baler (Est. completion May 2023), yard ramp (Est. completion July 2023).

Second - Promote and educate the community through social media and working with our partners. (Texas City will promote the new equipment as it goes into operation no later than July of 2023).

4. Please list any partnerships with schools, nonprofits, H-E-B stores or other entities in the community to accomplish the goals of your project. Please note any opportunities in which education to youth could be executed.

The City of Texas City will partner with the Texas City Independent School District to educate the community, specifically the youth.

5. Does the project include purchases over \$5k? Please provide a list of equipment/supplies over \$5k below. Prior to any purchase over \$5k, please submit quotes and/or contact KTR to discuss quotes, pricing etc.

Vertical Baler - Quote- \$12,500 including installation.

Portable Yard Ramp- Quote- New- \$18,400 (includes estimated shipping)
(The City of Texas City will provide a \$6,400 match)

Outreach & Education - remaining funds

6. Please note how you will promote and publicize this program in your community. Include how you will be able to highlight the financial support from H-E-B. This includes social media, traditional media, signage, acknowledgement on education & outreach assets etc.

Texas City will follow the Promotional requirements in this MOU. The City of Texas City will budget \$5,500 for education and awareness activities, including promotional materials.



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

7. How will you evaluate the program’s success? Please include relevant metrics.

The program will be evaluated on the acquisition and implementation of the equipment.

Currently we (City truck) haul 10 to 12 bales of plastic to Houston every other month or so. With the addition of the yard ramp we will be able to load 18-wheeler trucks with “dry van” or closed trailers that hold 36-42 bales (reducing the number of trips required) and they deliver plastic directly to the mills that use the plastic. This eliminates the City hauling bales to Houston, and reduces litter because the bales are inside the trailers.

8. Will your project or program help fill a need in an under-served or low-income community/neighborhood?

Yes, the Texas City Biosphere serves a diverse community including under-served and low-income neighborhoods.

9. Do you have a KTB affiliate in the community? If so, please list. If not, would you be interested in starting one?

Yes, Keep Texas City Beautiful.

SIGNATURES

By signing this Memorandum of Understanding, you expressly acknowledge and agree that you have carefully read and agree to the terms and conditions.

Partner

Partner Signature: Dedrick D. Johnson

Printed Name: Dedrick D. Johnson

Date: 3/3/23



H-E-B COMMUNITY RECYCLING PROJECT MEMORANDUM OF UNDERSTANDING

Keep Texas Beautiful

Executive Director's Signature: _____
Suzanne Kho

Printed Name: Suzanne Kho

Date: 3/3/2023

Please note: By accepting funds for their project, grant recipients consent to completing the final report on time. Failure to do so will result in loss of KTB affiliate benefits and future grant participation.

ORDINANCE NO. 2023-06

AN ORDINANCE AMENDING ORDINANCE NO. 2022-22 ADOPTING THE 2022-2023 FISCAL YEAR BUDGET TO ACCOUNT FOR A GRANT FROM KEEP TEXAS BEAUTIFUL THROUGH THE H-E-B COMMUNITY RECYCLING GRANT PROGRAM; 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, by Ordinance No. 2022-22 the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2022-2023; and

WHEREAS, a budget amendment is needed to account for a grant from Keep Texas Beautiful through the H-E-B Community Recycling Grant Program.

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

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2022-2023 of the City of Texas City, Texas, is hereby amended as follows:

General Fund (Fund 101):

Sanitation Capital Equipment	\$30,900.00
Outreach & Education Materials	\$5,500.00
Unassigned Fund Balance	(\$6,400.00)
Grant Revenue	(\$30,000.00)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

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

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

PASSED AND ADOPTED this 15th day of March 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

Ord 14-03

Meeting Date: 03/15/2023

Consider approval of a request to amend the City of Texas City's fiscal year 2022-2023 budget.

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST

Consider approval of a request to amend the City of Texas City's fiscal year 2022-2023 budget.

BACKGROUND (Brief Summary)

A budget amendment is needed to create an Economic Development Project Manager position and to appropriate funds to pay for salary and benefits of this new position.

This position was one of the recommendations made from the Texas City Economic Development Corporation's (TCEDC) strategic plan study performed by Garner Economics, LLC in 2022. This budget amendment covers the remaining six months of this fiscal year.

Draft job description is attached.

RECOMMENDATION

Budget amendment is as follows:

TCEDC Fund (Fund 801)-Corporation Department (Dept. 050):

Salary and Benefits	\$42,250.00
Unassigned Fund Balance	(\$42,250.00)

Fiscal Impact

Attachments

EDC Project Mgr job descr.

Ordinance

Economic Development Project Manager

Reports to: Economic Development Director

Department: Administration

Position Control No.: XXXX

Exempt Non-Exempt

Full Time Part-Time Seasonal

Department Head Approval: _____ Date: _____

JOB SUMMARY:

Under the general director of the Economic Development Director, the Project Manager performs a variety of administrative functions related to economic development. This includes managing economic development activities and projects, and preparing/implementing new policies and programs related to economic development initiatives.

The individual must possess adept skills in research, analysis, preparing reports, social media and multi-tasking. Must be high energy with the ability to work well with others and possess excellent communication skills.

ESSENTIAL FUNCTIONS:

1. Assists the Economic Development Director with tasks related to the Texas City Economic Development Corporation including the development programs, budgets, meetings, agendas, events and marketing;
2. Assist with background research/analysis on contract development, development agreements, incentives, property acquisitions, and sales;
3. Assists in the implementation of Texas City's Strategic Plan for Economic Development, with emphasis on the development of a Business Incubator and outreach to potential users;
4. Coordinates economic development initiatives/special projects including (but not limited to) recruitment of new businesses to 6th Street, development/renovations of 6th street, Governor's Office prospect leads, Small Business Week, and special events;
5. Researches economic development issues, projects, and property sales and purchases;
6. Supports existing businesses and industry, coordinating recruitment and retention efforts and developing new campaigns/ideas for expansion;
7. Prepares content for the City's Economic Development website and associated social media outlets, facilitating external communication and engagement;
8. Assists in the development, implementation and coordination of policies and procedures in Economic Development;
9. Performs other related duties as assigned.

QUALIFICATIONS:

1. Bachelor's degree in public administration, economic development, management, business or a related field.
2. Minimum of one (1) year of previous experience in economic development preferred.
3. Must demonstrate willingness to complete Basic Economic Development Course through TEEX/TEDC within one (1) year of employment.
4. Strong verbal and written communication skills.
5. Good organizational skills.
6. Familiarity with applicable state and federal regulations.
7. Social Media experience.

PHYSICAL REQUIREMENTS:

1. Must be able to lift 50 pound boxes.
2. Must be able to sit for extended periods of time.

NOTE: The above statements are intended to describe the general nature and level of work being performed by the person assigned to this job. They are not intended to be an exhaustive list of all responsibilities, duties, skills and physical demands required of personnel classified.

APPLICANT: Are you capable of performing in a reasonable manner the activities involved in the job or application for which you have applied? Yes/No _____

Signature

Date

ORDINANCE NO. 2023-07

AN ORDINANCE AMENDING ORDINANCE NO. 2022-22 ADOPTING THE 2022-2023 FISCAL YEAR BUDGET CREATE AN ECONOMIC DEVELOPMENT PROJECT MANAGER POSITION AND TO APPROPRIATE FUNDS THE FOR SALARY AND BENEFITS OF THIS POSITION; 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, by Ordinance No. 2022-22 the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2022-2023; and

WHEREAS, a budget amendment is needed create an Economic Development Project Manager position and to appropriate funds the for salary and benefits of this position.

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

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2022-2023 of the City of Texas City, Texas, is hereby amended as follows:

TCEDC Fund (Fund 801)-Corporation Department (Dept. 050):

Salary and Benefits	\$42,250.00
Unassigned Fund Balance	(\$42,250.00)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

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

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

PASSED AND ADOPTED this 15th day of March 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