

COUNTY OF CHAMBERS
STATE OF TEXAS

City of Beach City

City Council Special Called Meeting Minutes

The City Council of the City of Beach City, Texas met in a **Special Called Meeting** on **January 17th, 2023** at the Beach City Community Building, 12723 FM 2354 Beach City, TX. 77523

Members Present: Mayor Ken Pantin, Mayor Pro Tem Dana Colquitt, Alderman Ray Smith, Alderman Paul Newman and Alderman Danielle Blair

Staff Present: City Secretary Evonne Donnelly

Legal Counsel: Daniel Jackson

1. Call to order and announcement of quorum

On Tuesday, January 17th, 2023, Mayor Pantin called the Special Called Meeting to order at 6:01 PM

2. Invocation and Pledge of Allegiance

Mayor Pro Tem Colquitt offered prayer and Alderman Blair led the Pledge of Allegiance to the United States and Texas flags.

3. Public Comments (Limited to three minutes per person)

Rusty Senac stated that he believes Stephanie Farner would make a great Alderman and wants Council to give her the utmost consideration.

4. EXECUTIVE SESSION: City Council will hold a closed executive meeting pursuant to the provision of Chapter 551, Texas Government Code. *Items for executive session may include, but are not limited to, applicable sections under Texas Government Code*

(a) Section 551.074 Texas Government Code concerning appointment of a public officer

Recess of Special Called Meeting: 6:05 PM

Reconvene Special Called Meeting: 7:20 PM

5. Discussion and possible action to appoint a replacement who will complete the Council term vacated by Ken Pantin

Motion to appoint Stephanie Farner to the open Alderman position

Motion: Newman

Second: Smith

Approved: 4-0

Discussion: Alderman Smith noted that all the candidates are good candidates.

6. Discussion and possible action regarding the proper completion of federal documents for the Bay Place generator

ARK Generators has a 10 year comprehensive warranty provided by General Power Systems.

Alderman Newman questioned the term "Repair & Restore the City's Standby Generator" as listed in Article 1 – Statement of Work.

Recess Special Called Meeting: 7:35 PM
Reconvene Special Called Meeting: 7:41 PM

Mayor Pantin spoke with Aron Miller of Public Management Group regarding the verbiage Alderman Newman questioned. The Bay Place HOA is responsible for maintaining the generator at their expense. The May 10th, 2022, minutes show where it was stated that the HOA is solely responsible for the maintenance and maintaining the generator as long it is in their possession, essentially in perpetuity. Former Mayor Dagley also stated at a previous meeting that the City has no intention of picking up this generator and/or maintaining it. The City will not maintain this generator. Mayor Pantin noted that the city owns the generator in name only.

Motion we accept the ARK Generator & Electrical Services proposal for installation of GENERAC 27kw liquid cooled generator, contract amount of \$26,350.85, the motion is, as stated in previous meetings, to appoint \$25,000 grant money to this; as well as a statement that Bay Place HOA, or appointee, not the City, is responsible for the maintenance of this generator in perpetuity.

Motion: Smith **Second:** Colquitt **Approved:**

Alderman Smith was asked to clarify his motion: The City will appoint \$25,000 worth of grant money to the \$26,350.85 bid from ARK Generators.

Discussion: Mayor Pantin asked if the City was not going to pay the full \$26,000 to which Alderman Smith replied, that is not what Council had agreed too.

Alderman Blair questioned if the motion/minutes are enough to hold up in court or if we need a contract.

Mayor Pantin will make certain that Bay Place will come up with the remaining balance of the generator in the amount of, \$1,350.85. The Bay Place HOA will need to pay the city the additional funds prior to the City releasing the money to ARK Generators.

Attorney Jackson will draw up a contract to cover the aforementioned discussion points.

AMENDED MOTION: Add to the existing motion, the construction contract Article 1 - Statement of Work - "Repair & Restore the City's Standby Generator" will be revised to something that indicates this is for installation of new standby generator.

Motion: Smith **Second:** Colquitt **Approved:** 4-0

2nd AMENDED MOTION: Add to the amended motion, exempt any city permit fees for the Bay Place generator. The HOA will have to sign a Waiver of Liability before any funds from the City can be transferred to ARK.

Motion: Smith **Second:** Colquitt **Approved:** 4-0

7. Discussion and possible action concerning the amount and approval of the Bay Place generator bid and exemption of any permit fees

Combine Items 6 & 7

8. Discussion and possible action to select the Beach City 2022 Volunteer of the Year (VOTY)

After a lengthy discussion, Alderman Ray Smith nominated Daniel Estrada

Motion to nominate Daniel Estrada for all the reasons on the VOTY nomination form

Motion: Smith **Second:** Newman **Approved:**

Discussion: Mayor Pro Tem Colquitt would like to amend the motion to include Daniel Estrada's mother, Megan Waite.

Alderman Blair wanted to confirm that the nominee is still doing the same work for the community as was listed in 2019 on that nomination form. Mayor Pro Tem Colquitt stated yes, he does/they do.

AMENDED MOTION: to include Daniels mother, Megan Waite.

Motion: Smith **Second:** Newman **Approved:** 4-0

9. Adjourn: 8:09 PM

Minutes Approved: February 28, 2023

Ken Pantin

Ken Pantin, Mayor

Attest:

Evonne Donnelly

Evonne Donnelly, City Secretary

