

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 Session** on **May 10th, 2022** at the Beach City Community Building, 12723 FM 2354 Beach City, TX. 77523

Members Present: Mayor Ryan Dagley, Alderman Ray Smith, Alderman Doug Walker, Alderman Ken Pantin and Alderman Paul Newman

Members Absent: Mayor Pro Tem Dana Colquitt

Staff Present: City Secretary Evonne Donnelly and Assistant Secretary Eva McClintock

Legal Counsel: Daniel Jackson - Absent

1. Call to order and announcement of quorum

On Tuesday, May 10, 2022, Mayor Dagley called the Special Called Meeting to order at 6:09 P.M.

2. Invocation and Pledge of Allegiance

Alderman Pantin offered prayer and Mayor Dagley led the Pledge of Allegiance to the United States and Texas flags.

3. Citizens Comments

None

4. Brought back from the April 26, 2022 meeting: Discussion and possible action to consider a Replat of the Minor Replat of R. Barrow Estates, a Replat of Lot 2 of Minor Replat R. Barrow Estates

Mayor Dagley asked Deanna, with Wells Land Surveying, if all subdivision requirements were met as set forth by Chambers County for the platting. Deanna answered yes. this plat was reviewed by the Chambers County Engineer, the Flood Plain Administrator and Darla Branch.

Mayor Dagley noted this land would be on community water and met the one acre requirements.

Motion to approve the plat

Motion: Pantin

Second: Walker

Approved: 4-0

5. Brought back from the April 26th, 2022 meeting: Discussion and possible action to adopt Resolution 2022-02 in connection with the City of Beach City's participation in Federally Funded Projects associated with the American Rescue Plan Act – Corona Virus Fiscal Recovery Fund (ARPA - CLFRF)

Aron Miller with Public Management, Inc. was present to answer any questions or address any concerns from Council.

Alderman Newman stated the easiest way to do this is to go through every paragraph in the Resolution. The questions will be how and what. What do we have to do, and how are we going to demonstrate that? Mr. Miller stated that these documents are recommendations from Public Management and do not have to be passed. Mr. Miller also noted, these documents are to make certain the City will be

protected in case anyone made a claim. There is no involvement with any Federal Agency regarding these documents listed in the Resolution.

Alderman Newman believes the Citizen's Participation Plan is too comprehensive for this city.

Alderman Pantin had additional questions regarding the Public Assistance, translating documents and complaints. Alderman Pantin noted the Civil Rights officer will be the City Secretary and she will be designated to investigate any complaints.

Alderman Walker inquired about the bidding process and also the Citizens Participation Plan. After a lengthy discussion, a motion was made.

Motion to table until next meeting to get this all done in one action

Motion: Newman

Second: Pantin

Approved: 4-0

Discussion: Alderman Newman will edit the Citizen's Participation Plan. Alderman Smith and Mayor Dagley will review it before sending to Mr. Miller.

Secretary Donnelly asked Mr. Miller if the City is being charged a fee for his attendance at this evening's meeting. Mr. Miller's answered, there is no charge for coming to this meeting. An additional fee will only incur if something out of the norm were to be requested.

6. **Brought back from the April 26th, 2022 meeting:** Discussion and possible action to use CoronaVirus Local Fiscal Recovery Funds (CLFRF) grant money for a generator backup required by TCEQ for the water system and new building in Bay Place Subdivision, per a Homeowner's Association request

Mayor Dagley stated, this will be City owned generator and the City will place this City owned generator in the Bay Place Subdivision to operate their water in the event of a power outage.

The City will have an agreement with the HOA stating, the HOA is solely responsible for the maintenance and maintaining of the generator; as long as it is in their possession, essentially into perpetuity. This is how the City will be able to use the grant money to supply water with these grant funds. The City will have to go through the process of posting this in the Baytown Sun to obtain bids. Then Council will review the required specs and select the bidder.

Mayor Dagley emphasized that the City has no intentions of picking up this generator or maintaining it either. The City will not maintain the generator. The generator will be in care of Bay Place HOA.

Bay Place HOA Representative, Neil Ligertwood was present and stated that a Request for Proposal (RFP) will be submitted to the City. The RFP will then be reviewed by Public Management, Aron Miller. Alderman Smith asked if the City is ready for other subdivisions in the city that may also request a generator. Mayor Dagley responded that Bay Place Subdivision is the only privately owned well in the area, that he knows of.

Secretary Donnelly asked Mr. Ligertwood about the generator that has already been ordered, per discussion at previous meetings. Mr. Ligertwood said, a generator has not been ordered, no contacts with any of these people have been signed.

Secretary Donnelly asked for clarification regarding the last meetings comments from the HOA about more of the grant money being used for the upkeep of this generator. Mr. Ligertwood said he was referring to the minimum period of time that needs to be maintained and to make sure the facility is working correctly and he will have more clarity in the future. Everything after the warranty is exhausted Bay Place HOA will take care of.

Mayor Dagley asked Mr. Miller if in the future, five years from now when this CLFRF is closed out, is there anything to keep the City from formally having a meeting and turning this generator over to the HOA? Mr. Miller responded, that would be up to the City.

Motion to go out for grant money for a generator, go out for bids for the generator for Bay Place Subdivision and it be known that once the generator is handed over to them, we have it in writing that they will be responsible for all the repairs and maintenance of the generator

Motion: Pantin

Second: Newman

Approved: 3-0

Alderman Walker recused himself

Discussion: Alderman Walker would like to vote but since he lives in Bay Place, he probably should recuse himself. Secretary Donnelly concurred with Alderman Walker.

7. **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) Consultation with attorney – Section 551.071

(b) Employee matters – Section 551.074

Recess for Executive Session: 7:11 P.M.

A prayer was led by Alderman Pantin for Mayor Pro Tem Colquitt who is recovering from pneumonia.

Reconvene the Special Called Meeting: 7:47 P.M.

8. **Reconvene into Special Called Session and consider action, if any, for items discussed in Executive Session**

No discussion

9. **Brought back from the April 26th, 2022 meeting:** Discussion and possible action regarding healthcare coverage for the City Secretary

Secretary Donnelly will contact Brice Fuselier about possible healthcare coverage.

Alderman Pantin suggested looking into an HMO.

Secretary Donnelly will speak with Mayor Dagley prior to the next meeting to discuss what, if any, healthcare coverage Brice Fuselier can offer Secretary Donnelly.

Alderman Smith suggested that the City could possibly cover a COBRA policy, if need be.

A discussion was held about posting the City Secretary position on the website to see if any qualified applicants submit a resume.

TML (Texas Municipal League) Healthcare denied Secretary Donnelly for coverage in March.

No Action

10. **Report and update from the Mayor**

None

11. **Council Comments**

None

12. **Adjourn at 8:13 P.M.**

Minutes Approved: May 17, 2022



Ryan Dagley, Mayor

Attest:



Evonne Donnelly, City Secretary