

# CITY COUNCIL MEETING

## AGENDA

### CITY OF BRIDGE CITY



TUESDAY, JANUARY 4, 2021

6:00 PM

City Hall Council

Chambers260 Rachal

Bridge City TX 77611

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1. CALL TO ORDER

2. INVOCATION

3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG

4. APPROVAL OF AGENDA

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5. PRESENTATION

- (a) Award presented to Lucy Fields in appreciation for her dedicated service during her tenure on the City Council, Place 6

6. STUDENT RECOGNITION

- (a) Recognizing Bridge City students for their accomplishments

7. REPORTS & COMMENTS FROM:

- (a) City Manager
- (b) City Council
- (c) City Staff
- (d) Mayor

8. CITIZEN COMMENTS

*At this time comments will be taken from citizens on subject matters not on the agenda. All comments are limited to a maximum of three minutes for each speaker as adopted in the City of Bridge City Council Decorum and Procedures Policy. As noted in the Texas Open Meetings Act no deliberation of or decision*

*about a subject not included on the current meeting notice shall be allowed by Council. Your comments are appreciated and will be forwarded to staff.*

**9. ORDINANCES**

- (a) Consideration and possible action to approve Ordinance No. 2022-01 adopting an amended Drought Contingency Plan for the City of Bridge City 3

**10. ITEMS FOR DISCUSSION & POSSIBLE ACTION**

- (a) Consideration and possible action to approve the following minutes:

December 7, 2021 Regular Council Meeting	20
December 13, 2021 Special and Executive Council Meeting	27
December 14, 2021 Special and Executive Council Meeting	30
December 27, 2021 Special and Executive Council Meeting	33

**11. ADJOURN**

**AGENDA POSTING CERTIFICATION:** I, the undersigned authority, do hereby certify that the January 4, 2021, Agenda of items to be considered by the City Council of Bridge City was posted on the City of Bridge City Bulletin Board located at City Hall, 260 Rachal, at 10:50 a.m. on Thursday, December 30, 2021.

*/s/Jeanie McDowell*

JEANIE MCDOWELL, CITY SECRETARY

**EXECUTIVE SESSION STATEMENT:** The City Council of Bridge City reserves the right to adjourn into a Closed Executive Session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Chapter 551 of the TEXAS GOVERNMENT CODE, Section 551.071 (Consultation with Attorney), Section 551.072 (Deliberations about Real Property), Section 551.073 (Deliberations Regarding Gifts and Donations), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices) and Section 551.087 (Deliberation Regarding Economic Development Negotiations).

**NOTICE OF ASSISTANCE:** Persons with disabilities who plan to attend this meeting are requested to contact the City Secretary's office 48 hours in advance of the meeting at 409.735.6801 and reasonable accommodations will be made for assistance.

**ORDINANCE NO. 2022-01**

**AN ORDINANCE OF THE CITY COUNCIL OF BRIDGE CITY, TEXAS, ADOPTING AN AMENDED DROUGHT CONTINGENCY PLAN; PROVIDING FOR A PENALTY FOR VIOLATION OF THE ORDINANCE OF A FINE NOT TO EXCEED \$500.00; PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR ENFORCEMENT.**

**WHEREAS**, it is the intent of the City Council to protect the public health, safety and welfare; and

**WHEREAS**, municipalities may, under their police powers, enact reasonable regulations to promote the health, safety and welfare of citizens; and

**WHEREAS**, Texas Local Government Code Section 51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, or order of the municipality; and

**WHEREAS**, Texas Local Government Code Section 51.002(2) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is necessary or proper for carrying out a power granted by law to the municipality or to an office or department of the municipality;

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

That any prior Drought Contingency Plan previously adopted by the City of Bridge, Texas is hereby repealed.

That the Drought Contingency Plan attached hereto as Exhibit “A” and made part hereof for all purposes be, and the same is hereby adopted as the official policy of the City of Bridge City, Texas.

**BE IT FURTHER ORDAINED** that if any provision, section, sentence, clause, or phrase, of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or for any reason unenforceable, the validity of the remaining portion of this ordinance or its application to other persons or sets of circumstances shall

not be affected thereby, it being the intent of the City Council of the City of Bridge City in adopting this ordinance that no portion hereof or provision or regulation contained herein, shall become inoperative or fail by reason of any unconstitutional or invalidity of any other portion, provision or regulation.

This Ordinance shall become effective ten (10) days after its publication date, in caption form only, after its passage by the City Council of the CITY OF BRIDGE CITY, TEXAS, after its reading at one (1) regularly scheduled City Council meeting of the CITY OF BRIDGE CITY, TEXAS, such passage to be within ninety (90) days of the reading hereof.

**PASSED BY THE CITY COUNCIL, OF THE CITY OF BRIDGE CITY, TEXAS,**  
this 4th day of January 2022.

\_\_\_\_\_  
DAVID RUTLEDGE, Mayor

ATTEST:

\_\_\_\_\_  
JEANIE MCDOWELL, City Secretary

\_\_\_\_\_  
PAUL M. FUKUDA, City Attorney

Publication dates:    January 8, 2022  
                                  January 15, 2022

Effective date:         January 25, 2022

# AMENDED DROUGHT CONTINGENCY PLAN

for the

## City of Bridge City

City of Bridge city  
260 Rachal  
PO Box 846  
Bridge City, Texas 77611

**CCN No.: CN600644942**

**PWS No.: 1810001**  
*(City of Bridge City)*

**PWS No.: 1810175**  
*(Waterwood Estates)*

# **EXHIBIT "A"**

## **AMENDED DROUGHT CONTINGENCY PLAN FOR THE CITY OF BRIDGE CITY, TEXAS**

**JANUARY 2022**

### **Section I: Declaration of Policy, Purpose, and Intent**

In order to conserve the available water supply and protect the integrity of water supply facilities with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, the city hereby adopts the following regulations and restrictions on the delivery and consumption of water.

Water uses regulated or prohibited under this drought contingency plan (the plan) are considered to be non-essential and continuation of such uses during times of water shortage or other emergency water supply condition are deemed to constitute a waste of water which subjects the offender(s) to penalties as defined in section XI of this plan.

### **Section II: Public Involvement**

Opportunity for the public to provide input into the preparation of the plan was provided by the city by means of scheduling and providing public notice of a public meeting to accept input on the plan.

### **Section III: Public Education**

The city will periodically provide the public with information about the plan, including information about the conditions under which each state of the plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of press releases or utility bill inserts.

### **Section IV: Coordination with Regional Water Planning Group**

The service area of the city is located within Region I, the East Texas Regional Water Planning area and the city has provided a copy of this plan to the East Texas Regional Water Planning Group (Region I).

## **Section V: Authorization**

The mayor of the city or his designee is hereby authorized and directed to implement the applicable provisions of this plan upon determination that such implementation is necessary to protect public health, safety, and welfare. The mayor of the city or his designee shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this plan.

## **Section VI: Application**

The provisions of this plan shall apply to all persons, customers, and property utilizing water provided by the city. The terms "person" and "customer" as used in the plan include individuals, corporations, partnerships, associations, and all other legal entities.

## **Section VII: Definitions**

For the purposes of this plan, the following definitions shall apply:

Aesthetic water use means water use for ornamental or decorative purposes such as fountains, reflecting pools, and water gardens.

Commercial and institutional water use means water use which is integral to the operations of commercial and non-profit establishments and governmental entities such as retail establishments, hotels and motels, restaurants, and office buildings.

Conservation means those practices, techniques, and technologies that reduce the consumption of water, reduce the loss or waste of water, improve the efficiency in the use of water, or increase the recycling and re-use of water so that a supply is conserved and made available for future or alternative uses.

Customer means any person, company, or organization using water supplied by the city.

Domestic water use means water use for personal needs or for household or sanitary purposes such as drinking, bathing, heating, cooking, sanitation, or for cleaning a residence, business, industry, or institution.

Even-numbered address means street addresses, box numbers, or rural postal routes ending in 0, 2, 4, 6, or 8 and locations without addresses.

Industrial water use means the use of water in processes designed to convert materials of lower value into forms having greater usability and value.

Landscape irrigation use means water used for the irrigation and maintenance of landscaped areas, whether publicly or privately owned, including residential and commercial lawns, gardens, golf courses, parks, and rights-of-way and medians.

Non-essential water use means water uses that are not essential nor required for the protection of public, health, safety, and welfare, including:

- (1) Irrigation of landscape areas, including parks, athletic fields, and golf courses, except otherwise provided under this plan.
- (2) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle;
- (3) Use of water to wash down any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
- (4) Use of water to wash down buildings or structures for purposes other than immediate fire protection;
- (5) Flushing gutters or permitting water to run or accumulate in any gutter or street;
- (6) Use of water to fill, refill, or add to any indoor or outdoor swimming pools or jacuzzi-type pools;
- (7) Use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
- (8) Failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
- (9) Use of water from hydrants for construction purposes or any other purposes other than fire fighting.

Odd-numbered address means street addresses, box numbers, or rural postal route numbers ending in 1, 3, 5, 7, or 9

### **Section VIII: Triggering criteria for initiation and termination of drought response stages**

The mayor of the city or his designee shall monitor water supply and/or demand conditions on a monthly basis and shall determine when conditions warrant initiation or termination of each stage of the plan, public notification of the initiation or termination of drought response stages shall be by means of publication in a newspaper of general circulation.

The triggering criteria described below are based on a statistical analysis of the vulnerability of the water source under drought of record conditions.

#### **(A) Stage 1—Mild Water Shortage Conditions**

*Requirements for initiation:* Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses, defined in section 12-57, definitions, when the static level in the Rachal well is equal to or less than 35 feet below mean sea level.

*Requirements for termination:* Stage 1 of the plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days.

**(B) Stage 2—Moderate Water Shortage Conditions**

*Requirements for initiation:* Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses provided in section 12-57 of this plan when the static level in the Rachal well is equal to or less than 40 feet below mean sea level.

*Requirements for termination:* Stage 2 of the plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

**(C) Stage 3—Severe Water Shortage Conditions**

*Requirements for initiation:* Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 3 of this plan when the static level in the Rachal well is equal to or less than 45 feet below mean sea level.

*Requirements for termination:* Stage 3 of the plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

**(D) Stage 4—Critical Water Shortage Conditions**

*Requirements for initiation:* Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 4 of this plan when the static level in the Rachal well is equal to or less than 50 feet below mean sea level.

*Requirements for termination:* Stage 4 of the plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days. Upon termination of Stage 4, Stage 3 becomes operative.

**(E) Stage 5—Emergency Water Shortage Conditions**

*Requirements for initiation:* Customers shall be required to comply with the requirements and restrictions for Stage 5 of this plan when the mayor of the city or his designee, determines that a water supply emergency exists based on:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; or
2. Natural or man-made contamination of the water supply source(s).

*Requirements for termination:* Stage 5 of the plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days.

### **(F) Water Rationing**

*Requirements for initiation:* Customers shall be required to comply with the water allocation plan prescribed in section 12-60 of this plan and comply with the requirements and restrictions for Stage 5 of this Plan when the static level in the Rachal well is equal to or less than 55 feet below mean sea level. The mayor of the city or his designee will monitor the water supply and demand conditions and determine if production from other wells should be increased or the city should pursue an alternate source of water such as but not limited to purchased water or bottled water.

*Requirements for termination:* Water rationing may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three consecutive days.

## **Section IX: Drought response stages**

The mayor of the city or his designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in section 12-58 of the plan, shall determine that a mild, moderate, severe, critical, or emergency condition exists and shall implement the following actions upon publication of notice in a newspaper of general circulation:

### **Stage 1—Mild Water Shortage Conditions**

*Goal:* Achieve a voluntary five percent reduction in total water use.

*Supply Management Measures:*

Measures to be implemented directly by the city, to manage limited water supplies and/or reduce water demand, including reduced flushing of water mains.

*Voluntary Water Use Restrictions:*

1. Water customers are requested to voluntarily limit (A) the irrigation of landscaped areas to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6, 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7, 9) and to irrigate landscapes only between the hours of midnight and 10:00 a.m. and 8:00 p.m. to midnight on designated watering days.
2. All operations of the city shall adhere to water use (B) restrictions prescribed for Stage 2 of the plan.
3. Water customers are requested to practice water (C) conservation and to minimize or discontinue water use for non-essential purposes.

### **Stage 2—Moderate Water Shortage Conditions**

*Goal:* Achieve a ten percent reduction in total water use.

### *Supply Management Measures:*

Measures to be implemented directly by the city to manage limited water supplies and/or reduce water demands, including discontinued flushing of water mains and reduced irrigation of public landscaped areas.

### *Water Use Restrictions:*

Under threat of penalty for violation, the following water use restrictions shall apply to all persons:

1. *Irrigation of landscaped areas with hose-end sprinklers* or automatic irrigation systems shall be limited to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6, 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7, 9), and irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet-filled bucket, or watering can of five (5) gallons or less, or drip irrigation system.
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m., and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rises. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
3. Use of water to fill, refill, or add to any indoor or outdoor swimming pools wading pools, or jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.
4. Operation of any ornamental fountain or pond for (D) aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
5. Use of water from hydrants shall be limited to fire fighting, related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the city.
6. All restaurants are prohibited from serving water to its patrons except when requested.
7. The following uses of water are defined as non-essential and are prohibited:
  - a. Wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surface areas;
  - b. Use of water to wash down buildings or structures for purposes other than immediate fire protection.

- c. Use of water for dust control.
- d. Flushing gutters or permitting water to run or accumulate in any gutter or street;
- e. Failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

**(C) Stage 3—Severe Water Shortage Conditions**

*Goal:* Achieve a fifteen (15%) percent reduction in total water use.

*Supply Management Measures:*

Measures to be implemented directly by the city to manage limited water supplies and/or reduce water demand, including discontinued flushing of water mains and discontinued irrigation of public landscaped areas.

*Water Use Restrictions:*

All requirements of Stage 2 shall remain in effect during Stage 3 except:

1. Irrigation of landscaped areas shall be limited to designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand held buckets, drip irrigation, or permanently installed automatic sprinkler system only. The use of hose-end sprinklers is prohibited at all times.
2. The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

**(D) Stage 4—Critical Water Shortage Condition**

*Goal:* Achieve a twenty-five (25%) percent reduction in total water use.

*Supply Management Measures:*

Measures to be implemented directly by the city to manage limited water supplies and/or reduce water demand, including discontinued flushing of water mains, discontinued irrigation of public landscaped areas, and use of an alternative supply source(s).

*Water Use Restrictions:*

All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

1. Irrigation of landscaped areas shall be limited to designated watering days between the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, or drip irrigation only. The use of hose-end sprinklers or permanently installed automatic sprinkler systems are prohibited at all times.
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle not occurring on the premises of a commercial car wash and commercial service station and not in the immediate interest of public health, safety, and welfare is prohibited. Further, such vehicle washing at commercial car

washes and commercial service stations shall occur only between the hours of 6:00 a.m. and 10:00 a.m. and between 6:00 p.m. and 10:00 p.m.

3. The filling, refilling, or adding of water to swimming pools, wading pools, and jacuzzi-type pools is prohibited.

4. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.

5. No applications for new, additional, expanded, or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be allowed or approved.

**(E) Stage 5—Emergency Water Shortage Conditions**

*Goal:* Achieve a forty (40%) percent reduction in total water use.

*Supply Management Measures:*

Measures to be implemented directly by the city to manage limited water supplies and/or reduce water demand, including discontinued flushing of water mains, discontinued irrigation of public landscaped areas, use of an alternative supply source(s), and use of reclaimed water for non-potable purposes.

*Water Use Restrictions:*

All requirements of Stage 2, 3, and 4 shall remain in effect during Stage 5 except:

1. Irrigation of landscaped areas is absolutely prohibited;
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is absolutely prohibited.

**Section X: Water Rationing**

In the event that water shortage conditions threaten public health, safety, and welfare, the mayor of the city is hereby authorized to ration water according to the following water allocation plan:

**Single Family Residential Customers.**

The allocation to residential water customers residing in a single-family dwelling shall be as follows:

<u>Persons per Household</u>	<u>Gallons per Month</u>
1 or 2	5,000
3 or 4	6,000
5 or 6	8,000
7 or 8	9,000
9 or 10	10,000
11 or more	12,000

*Household* means the residential premises served by the customer's meter. "Persons per household" includes only those persons currently, physically residing at the

premises and expected to reside there for the entire billing period. It shall be assumed that a particular customer's household is comprised of two persons unless the customer notified the city of a greater number of persons per household on a form prescribed by the mayor of the city. The mayor of the city shall give his best effort to see that such forms are mailed, otherwise provided, or made available to every residential customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the city offices to complete and sign the form claiming more than two persons per household. New customers may claim more persons per household at the time of applying for water service on the form prescribed by the mayor of the city. When the number of persons per household increases so as to place the customer in a different allocation category, the customer may notify the city on such form and the change will be implemented in the next practicable billing period. If the number of persons in a household is reduced, the customer shall notify the city, in writing, within two days. In prescribing the method for claiming more than two persons per household, the mayor of the city shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of persons in a household or fails to timely notify the city of a reduction in the number of persons in a household shall be fined not less than \$100.00.

Residential water customers shall pay the following surcharges:

- \$4.00 for the first 1,000 gallons over allocation
- \$4.50 for the second 1,000 gallons over allocation
- \$5.00 for the third 1,000 gallons over allocation
- \$6.00 for each additional 1,000 gallons over allocation.

Surcharges shall be cumulative.

### **Master-Metered Multi-Family Residential Customers.**

The allocation to a customer billed from a master meter which jointly measures water to multiple permanent residential dwelling units (e.g., apartments, mobile homes) shall be allocated 6,000 gallons per month for each dwelling unit. It shall be assumed that such a customer's meter serves two dwelling units unless the customer notifies the city of a greater number on a form prescribed by the mayor of the city. The mayor of the city shall give his best effort to see that such forms are mailed, otherwise provided, or made available to every such customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the city offices to complete and sign the form claiming more than two dwellings. A dwelling unit may be claimed under this provision whether it is occupied or not. New customers may claim more dwelling units at the time of applying for water services on the form prescribed by the mayor of the city. If the number of dwelling units served by a master meter is reduced, the customer shall notify the city in writing within two days. In prescribing the method for claiming more than two dwelling units, the mayor of the city shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of dwelling units served by a master meter or fails to timely notify the city of a reduction in the number of persons in a household shall be fined not less than \$150.00. Customers billed from a master meter under this provision shall pay the following monthly surcharges:

\$4.00 for 1,000 gallons over allocation up through 1,000 gallons for each dwelling unit

\$4.50, thereafter, for each additional 1,000 gallons over allocation up through a second 1,000 gallons for each dwelling unit

\$5.00, thereafter, for each additional 1,000 gallons over allocation up through a third 1,000 gallons for each dwelling unit

\$6.00, thereafter, for each additional 1,000 gallons over allocation.

Surcharges shall be cumulative.

### **Commercial Customers.**

A monthly water usage allocation shall be established by the mayor of the city or his designee, for each non-residential commercial customer other than an industrial customer who uses water for processing purposes. The non-residential customer's allocation shall be approximately 75 percent of the customer's usage for corresponding month's billing period for the previous 12 months. If the customer's billing history is shorter than 12 months, the monthly average for the period for which there is a record shall be used for any monthly period for which no history exists. The mayor of the city shall give his best effort to see that notice of each non-residential customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the city to determine the allocation. Upon request of the customer or at the initiative of the mayor of the city the allocation may be reduced or increased if: (1) the designated period does not accurately reflect the customer's normal water usage, (2) one non-residential customer agrees to transfer part of its allocation to another non-residential customer, or (3) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the mayor of the city. Non-residential commercial customers shall pay the following surcharges:

One and one-half times the block rate for each 1,000 gallons in excess of the allocation up through five percent above allocation

Two times the block rate for each 1,000 gallons from five percent through ten percent above allocation

Two and one-half times the block rate for each 1,000 gallons from ten percent through 15 percent above allocation

Three times the block rate for each 1,000 gallons more than fifteen (15%) percent above allocation.

The surcharges shall be cumulative. As used herein, "block rate" means the charge to the customer per 1,000 gallons at the regular water rate schedule at the level of the customer's allocation.

### **Industrial Customers.**

A monthly water usage allocation shall be established by the mayor of the city or his designee, for each industrial customer, which uses water for processing purposes. The industrial customer's allocation shall be approximately 90 percent of the customer's water usage baseline. Ninety days after the initial imposition of the allocation for

industrial customers, the industrial customer's allocation shall be further reduced to 85 percent of the customer's water usage baseline. The industrial customer's water usage baseline will be computed on the average water usage for the 12-month period ending prior to the date of implementation of Stage 2 of the plan. If the industrial water customer's billing history is shorter than 12 months, the monthly average for the period for which there is a record shall be used for any monthly period for which no billing history exists. The mayor of the city shall give his best effort to see that notice of each industrial customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the city to determine the allocation, and the allocation shall be fully effective notwithstanding the lack of receipt of written notice. Upon request of the customer or at the initiative of the mayor, the allocation may be reduced or increased: (1) if the designated period does not accurately reflect the customer's normal water usage because the customer had shutdown a major processing unit for repair or overhaul during the period, (2) the customer has added or is in the process of adding significant additional processing capacity, (3) the customer has shutdown or significantly reduced the production of a major processing unit, (4) the customer has previously implemented significant permanent water conservation measures such that the ability to further reduce usage is limited, (5) the customer agrees to transfer part of its allocation to another industrial customer, or (6) if other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the mayor of the city. Industrial customers shall pay the following surcharges:

One and one-half times the block rate for each 1,000 gallons in excess of the allocation up through five percent above allocation

Two times the block rate for each 1,000 gallons from five percent through ten percent above allocation

Two and one-half times the block rate for each 1,000 gallons from ten percent through 15 percent above allocation

Three times the block rate for each 1,000 gallons more than 15 percent above allocation.

The surcharges shall be cumulative. As used herein, "block rate" means the charge to the customer per 1,000 gallons at the regular water rate schedule at the level of the customer's allocation.

### **Section XI: Pro Rata Water Allocation**

In the event that the triggering criteria specified in Section IX of the Plan for Stage 3 – Severe Water Shortage Conditions have been met, the MAYOR (designated official) is hereby authorized initiate allocation of water supplies on a pro rata basis in accordance with Texas Water Code Section 11.039. Wholesale water supply contracts entered into or renewed after adoption of this plan, including contract extensions, shall state that in the event of a shortage of water resulting from drought, water to be distributed shall be divided in accordance with Texas Water Code, §11.039.

## **Section XII: Enforcement**

**(A).** No person shall knowingly or intentionally allow the use of water from the city for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provision of this plan, or in an amount in excess of that permitted by the drought response stage in effect at the time pursuant to action taken by the mayor of the city or his designee, in accordance with provisions of this plan.

**(B).** Any person who violates this plan is guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than \$1.00 dollar and not more than \$500.00 dollars. Each day that one or more of the provisions in this plan is violated shall constitute a separate offense. If a person is convicted of three or more distinct violations of this plan, the mayor of the city shall, upon due notice to the customer, be authorized to discontinue water service to the premises where such violations occur. Services discontinued under such circumstances shall be restored only upon payment of a reconnection charge, hereby established at \$200.00 dollars, and any other costs incurred by the city in discontinuing service. In addition, suitable assurance must be given to the mayor of the city that the same action shall not be repeated while the plan is in effect. Compliance with this plan may also be sought through injunctive relief in the district court.

**(C).** Any person, including a person classified as a water customer of the city in apparent control of the property where a violation occurs or originates shall be presumed to be the violator, and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control of the property committed the violation, but any such person shall have the right to show that he or she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children, and proof that a violation, committed by a child, occurred on property within the parents' control shall constitute a rebuttable presumption that the parent committed the violation, but any such parent may be excused if he or she proves that he or she had previously directed the child not to use the water as it was used in violation of this plan and that the parent could not have reasonably known of the violation.

**(D).** Any employee of the city, police officer, or other official designated by the mayor of the city may issue a citation to a person he or she reasonably believes to be in violation of this division. The citation shall be prepared in duplicate and shall contain the name and address of the alleged violator, if known, the offense charged, and shall direct him/her to appear in the city municipal court on the date shown on the citation for which the date shall not be less than three days nor more than five days from the date the citation was issued. The alleged violator shall be served a copy of the citation. Service of the citation shall be complete upon delivery of the citation to the alleged violator, to an agent or employee of a violator, or to a person over 14 years of age who is a member of the violator's immediate family or is a resident of the violator's residence. The alleged violator shall appear in the city municipal court to enter a plea of guilty or not guilty for the violation of this plan. If the alleged violator fails to appear in the city municipal court, a warrant for his/her arrest may be issued. A summons to appear may be issued in lieu of an arrest warrant.

## **Section XIII: Variances**

The mayor of the city or his designee, may, in writing, grant temporary variance for existing water uses otherwise prohibited under this plan if it is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or fire protection for the protection for the public or the person requesting such variance and if one or more of the following conditions are met:

**(A).** Compliance with this plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the plan is in effect.

**(B).** Alternative methods can be implemented which will achieve the same level of reduction in water use.

Persons requesting an exemption from the provisions of this division shall file a petition for variance with the city within five days after the plan or a particular drought response stage has been invoked. All petitions for variances shall be reviewed by the mayor of the city or his designee, and shall include the following:

1. Name and address of the petitioner(s).
2. Purpose of water use.
3. Specific provision(s) of the plan from which the petitioner is requesting relief.
4. Detailed statement as to how the specific provision of the plan adversely affects the petitioner or what damage or harm will occur to the petitioner if petitioner complies with this division.
5. Description of the relief requested.
6. Period of time for which the variance is sought.
7. Alternative water use restrictions or other measures the petitioner is taking or proposed to take to meet the intent of this plan and the compliance date.
8. Other pertinent information.

Variances granted by the city shall be subject to the following conditions, unless waived or modified by the mayor of the city or his designee:

**(A).** Variances granted shall include a timetable for compliance.

**(B).** Variances granted shall expire when the plan is no longer in effect, unless the petitioner has failed to meet specified requirements.

No variances shall be retroactive or otherwise justify any violation of this plan occurring prior to the issuance of the variance.

#### **Section XIV: Severability**

It is hereby declared to the intention of the City Council of the City of Bridge City, Texas, that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Plan shall be declared unconstitutional by the valid judgment or decree of any Court of competent jurisdiction unconstitutionality shall not affect any of the remaining

phrases, clauses, sentences, paragraphs, and sections of this Plan, since the same

would not have been enacted by the City Council without incorporation into this Plan of any such unconstitutional phrase, sentence, paragraph, or section.

DRAFT

<b>AARON ROCCAFORTE</b> <i>Mayor Pro-Tem/Council Member, Place 1</i>	<b>DAVID RUTLEDGE</b> <i>Mayor</i>	<b>DANNY HARRINGTON</b> <i>Council Member, Place 4</i>
<b>MIKE REED</b> <i>Council Member, Place 2</i>		<b>TERRI GAUTHIER</b> <i>Council Member, Place 5</i>
<b>TAMMI FISETTE</b> <i>Council Member, Place 3</i>		<b>RICHARD SAVOY</b> <i>Council Member, Place 6</i>

## CITY COUNCIL REGULAR MEETING

### CITY OF BRIDGE CITY

**December 7, 2021**

The City Council of Bridge City met in a regular session on Tuesday, December 7, 2021, at the City Hall of Bridge City, 260 Rachal, Bridge City, Texas.

#### **1. CALL TO ORDER**

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Mayor Pro-Tem Aaron Roccaforte called the City Council meeting to order at 6:00 p.m.

#### **CITY COUNCIL PRESENT:**

Mayor Pro-Tem Aaron Roccaforte  
 Council Member Mike Reed  
 Council Member Tammi Fisette  
 Council Member Danny Harrington  
 Council Member Richard Savoy

**CITY COUNCIL ABSENT:** Mayor David Rutledge and Council Member Terri Gauthier.

#### **CITY STAFF PRESENT:**

City Secretary Jeanie McDowell  
 City Attorney Paul Fukuda  
 Finance Director Karen Morgan  
 Assistant Finance Director Shelley Fields  
 Personnel/Purchasing Director Kim Tucker  
 Public Works Director Mike Lund  
 Utility Superintendent Mike Die  
 Assistant Police Chief Robert Bergeron  
 Community Development Coordinator Natalie Pruitt

#### **2. INVOCATION**

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Invocation given by Council Member Fisette.

### **3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG**

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Mayor Pro-Tem Roccaforte led in the pledge of allegiance to the United States flag and to the State of Texas flag. At the conclusion of the pledges, Mayor Pro-Tem Roccaforte thanked everyone for coming to the meeting.

### **4. APPROVAL OF AGENDA**

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Council Member Fissette made a motion to approve the agenda, seconded by Council Member Harrington.

With no corrections, additions, or deletions, Mayor Pro-Tem Roccaforte called for a vote.

#### **MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

### **5. REPORTS AND COMMENTS FROM:**

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#### **(b) City Council Report**

**Mayor Pro-Tem Aaron Roccaforte** said he would repeat Council Member Fissette's comments. He said the citizen's enjoyed the evening, and he thanked the staff, anybody and everybody who was there, the vendors and all who came out. He said the City had a great turn out and a couple of the food trucks sold out while they were there. He said they very much appreciated the City and also the Vendors appreciated the City. He said it could only better from here.

**Council Member Tammi Fissette** said she would like to thank the city employees and citizens, the Christmas night out at the park was wonderful. She said the floats were decorated and get better each year. She thanked the citizens for their support and the parade was wonderful and heard nothing but good comments. She said citizens did tell her that they would like the City to do more.

#### **(c) City Staff Report**

Miscellaneous City Staff:

Mike Lund reported:

1. Christmas in the Park – everything turned out very well and we were very nervous and did not know what to expect with the amount of people there. He said the City had a great turnout and he wanted to thank Mike Die, Utility Superintendent and his crew for volunteering their time to help with the traffic control and the shuttles.

2. Meter Project – 700 out of 2,000 IRT's have been changed out. It is an ongoing project and the City has not stopped changing the IRT's out, but has slowed down due to the holidays.
3. Waterwood Tank – the tank has been demoed down to the ground and the City crews are working with the foundation company with the new construction at the Waterwood site.
4. WWTP – new roof and the press building are almost complete, about 80-85% complete.
5. Cow Bayou Crossing – to get water and sewer underneath the Bayou, the City is almost there. It is turned over to the Corp of Engineers and the City is waiting on their approval of where we want to put the line. He said as soon as the Corp approves it, and the City already has everyones else's approval, the project will begin.
6. Sunnyside Well Site – spoke with Jared and everything is submitted to TCEQ and waiting on their approval. The City is getting some groundwork done, so when it is approved the project would begin.
7. Yard Lines – 73 are completed out of 121. He said there has been about 8 or more citizens decided they did not want to change out their sewer lines. The contractors are on schedule, and it looks as though the City would be able to do all of them and possibly a couple of more.
8. Manholes on E. Roundbunch – One contractor has given a bid and another one came out and he was hoping to have that bid back, but he is sick. He said he would be waiting on one more contractor to go look at it. He said he was getting three bids on it.

## **6. CITIZEN COMMENTS**

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Renee Newsom  
316 David

She was there to talk about Mr. Merritt who was wanting to rezone the property adjacent to her mother's back lot. She said she was glad to hear about the infrastructure situation with the manholes that something is going to finally be done about it, since it has been an ongoing issue. She said several of her neighbors were adamantly against rezoning the property. She said Rose Terrace is a single-family dwelling neighborhood and they would like it to remain that way. She said her mother has owned the property for 60 years on 316 David and she would like to keep her investment of her property value. She said her mother has invested a lot of her time and years here in Bridge City. She said she was also concerned about development, development 60 years ago wasn't at the elevation that development is now, and they all have drainage issues here since Ike. She said since 11 years ago there has been drainage issues. She said obviously if these duplexes go into play, they would be built a vastly different elevation than her mother's home was built at, and also Ms. Judy's home was built at and she is also adjacent to the property that is in question. She said they were concerned about flooding and being flooded out of the property that they have. She said if Council were to pass this, she thinks the least that could be considered is for the people who have been in the Rose Terrace neighborhood. She said Billeaud Street is a main concern and is a very small dead-end street and they don't want to see major traffic up and down Billeaud. She said they would not want access to Billeaud Street. She said it is one thing to say but it is another thing to write it down and to enforce that in the Ordinance that there not be access to Billeaud, if this does go through but we hope it doesn't but if it does. She said she hopes there is some type of City Ordinance to divide R-1 Single Family Homes from multi-family dwelling homes, as if some type of a barrier

or she and her neighbors would like to see fencing. She said if it goes through, they want a barrier between the multi-family homes versus Rose Terrace Subdivision which is a single-family subdivision. She said they would like to see some type of barrier between the two, because they don't want back flow...Mr. Fukuda told her it was 3 minutes.

Kenneth Prosperie  
819 Sunnyside

He said this is about the rezoning. He said you asked the citizen's input about the proposed zoning change, and they showed up and they said to leave it single family zoned like it is. He said why do you ask if you are not going to listen to the citizens. He said it seems to him it is just a formality and then this Council will trample their homeownership rights by rezoning property to multi-family around them. He said the neighbors are not asking Council for anything, they just want to keep this property that is already zoned single-family as it is. He said with sewer running in the ditch in front of this proposed site it's a very common-sense decision that we need less sewer usage not more. He said Bridge City Council meets the folks on a very serious infrastructure problems that the City has. He also said the water wells that the City is down to two instead of four like they had. He said the City should always be cutting and cleaning ditches and culverts daily so that Bridge City has the best drainage that is possible. He said he has noticed the City's tractor working. He said its great, he loves it, especially in the winter because the City crews get a lot done. He said the City tractors should be out every day cutting ditches and high weeds as weather allows. He said high grass causes poor drainage and also gives the City a bad appearance. He said also the City needs to enforce the high grass and weed ordinance that they have in place. He said this is for everybody not just for Bridge City. He said Mayor and Council do not sell Bridge City short, Bridge City can and will develop nicely zoned just as it is, focus on providing the best Bridge City services not rezoning.

Peggy Prosperie  
819 Sunnyside

She said they have been speaking with all the neighbors that is around this rezoning and the majority are against it. She said they have a nice dead-end street and they have been living there 50 – 70 years, a lot of them. She said they just want to keep it just the way it is. She said Mr. Merritt said at one of the meetings, he was saying all that Mr. Castro wants to do is to mirror the townhomes that are there right now. She said he could do that without any rezoning. She said she really doesn't understand why this was even brought up.

## **7. ORDINANCES**

- (a) Consideration and possible action to approve Ordinance No. 2021-13 rezoning property at 350 E. Roundbunch (Abst 15 John Jett Tract 159 Acres 2.089) from R-1 (Single Family Residential) to R- 2 (Low Density Residential District) as requested by owner, Patricio Castro.**

Mr. Fukuda read the caption of Ordinance No. 2021-13, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Council Member Harrington made a motion to approve Ordinance No. 2021-13 rezoning property at 350 E. Roundbunch (Abst 15 John Jett Tract 159 Acres 2.089) from R-1 to R-2, seconded by Council Member Savoy.

Council Member Harrington amended the motion to deny Ordinance No. 2021-13 rezoning property at 350 E.Roundbunch (Abst 15 John Jett Tract 159 Acres 2.089) from R-1 to R-2, seconded by Council Member Savoy.

After discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

- (b) Consideration and possible action to approve Ordinance 2021-14 rezoning property at E. Roundbunch (John Jett Tract 159B acres 1.044) from R-1 (Single Family Residential) to R- 2 (Low Density Residential District) as requested by owner, Mike Merritt**

Mr. Fukuda read the caption of Ordinance No. 2021-14, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Council Member Harrington made a motion to approve Ordinance 2021-14 rezoning the property at E. Roundbunch (John Jett Tract 159B acres 1.044) from R-1 to R-2, seconded by Council Member Reed.

Council Member Harrington amended the motion to deny Ordinance No. 2021-14 rezoning the property at E. Roundbunch (John Jett Tract 159B acres 1.044) from R-1 to R2, seconded by Council Member Reed.

After discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

- (c) Consideration and possible action to approve Ordinance No. 2021-15 rezoning property at Billeaud Rd (Lot Part of 12, Block 5, Rose Terrace #2) from R-1 (Single Family Residential) to R- 2 (Low Density Residential District) as requested by owner, Mike Merritt.**

Mr. Fukuda read the caption of Ordinance No. 2021-15, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Council Member Harrington made a motion to deny Ordinance No. 2021-15 rezoning property at Billeaud Rd (Lot Part of 12, Block 5, Rose Terrace #2) from R-1 to R-2, seconded by Council Member Savoy.

No further action was taken.

**(d) Consideration and possible action to approve Ordinance No. 2021-16 rezoning property at Tenney Street (Lot Part of 7, Block 1, Orange County Farms) from R-1 (Single Family Residential) to R- 3 (Multi-Family Residential) as requested by owner, Javier Barras.**

Mr. Fukuda read the caption of Ordinance No. 2021-16, thereby constituting the reading of the ordinance as required by City Charter, Section 3.10.

Council Member Harrington made a motion to approve Ordinance No. 2021-16 rezoning property at Tenney Street (Lot Part of 7, Block 1, Orange County Farms) from R-1 to R-3, seconded by Council Member Savoy.

After discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

**8. ITEMS FOR DISCUSSION & POSSIBLE ACTION**

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**(a) Consideration and possible action to approve the minutes for the November 16, 2021 Regular Council Meeting**

Council Member Harrington made a motion to approve the minutes for November 16, 2021 Regular Council Meeting, seconded by Council Member Savoy.

With no corrections, additions, or deletions, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fiset, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

**(b) Consideration and possible action to approve City bills for the month of November 2021**

Council Member Reed made a motion to approve the City bills for the month of November 2021, seconded by Council Member Harrington.

With no further discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

**(c) Consideration and possible action on potential rescheduling/cancellation of the December 21, 2021 City Council Meeting**

Council Member Harrington made motion to cancel the December 21, 2021 City Council Meeting, seconded by Council Member Reed.

With no further discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

**9. ADJOURN**

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Council Member Harrington made a motion to adjourn the meeting at 6:34 p.m., seconded by Council Member Reed.

With no further discussion, Mayor Pro-Tem Roccaforte called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington and Savoy.

**Noes:** None.

**Absent:** Mayor Rutledge and Council Member Gauthier.

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Aaron Roccaforte, Mayor Pro-Tem

ATTEST:

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Jeanie McDowell, City Secretary

<b>AARON ROCCAFORTE</b> <i>Mayor Pro-Tem/Council Member, Place 1</i>	<b>DAVID RUTLEDGE</b> <i>Mayor</i>	<b>DANNY HARRINGTON</b> <i>Council Member, Place 4</i>
<b>MIKE REED</b> <i>Council Member, Place 2</i>		<b>TERRI GAUTHIER</b> <i>Council Member, Place 5</i>
<b>TAMMI FISETTE</b> <i>Council Member, Place 3</i>		<b>RICHARD SAVOY</b> <i>Council Member, Place 6</i>

## CITY COUNCIL SPECIAL MEETING AND EXECUTIVE MEETING MINUTES

### CITY OF BRIDGE CITY

December 13, 2021

The City Council of Bridge City met in a special session and an executive session on Monday, December 13, 2021, at the City Hall of Bridge City, 260 Rachal, Bridge City, Texas.

#### **1. CALL TO ORDER**

---

Mayor David Rutledge called the City Council meeting to order at 6:11 p.m.

#### **CITY COUNCIL PRESENT:**

Mayor David Rutledge  
 Mayor Pro-Tem Aaron Roccaforte  
 Council Member Mike Reed  
 Council Member Tammi Fisette  
 Council Member Danny Harrington  
 Council Member Terri Gauthier  
 Council Member Richard Savoy

**CITY COUNCIL ABSENT:** None.

#### **CITY STAFF PRESENT:**

City Secretary Jeanie McDowell  
 City Attorney Paul M. Fukuda  
 Personnel/Purchasing Director Kim Tucker

#### **2. INVOCATION**

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Invocation given by City Attorney Paul Fukuda.

#### **3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG**

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Mayor Rutledge led in the pledge of allegiance to the United States flag and to the State of Texas flag. At the conclusion of the pledges, Mayor Rutledge thanked everyone for coming to the meeting.

#### **4. APPROVAL OF AGENDA**

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Mayor Pro-Tem Roccaforte made a motion to approve the agenda, seconded by Council Member

Gauthier.

With no corrections, additions, or deletions, Mayor Rutledge called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisetite, Harrington, Gauthier and Savoy.

**Noes:** None.

**Absent:** None.

**5 ADJOURN TO CLOSED EXECUTIVE SESSION**

---

**CITY COUNCIL TO GO INTO CLOSED EXECUTIVE SESSION PURSUANT TO THE PROVISION OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE FOR THE FOLLOWING SECTION:**

- (a) *Section 551.074. Personnel Matters – to deliberate the appointment, employment, evaluation, and duties of the City Manager including discussion of the selection criteria of the city manager’s position due to the anticipated retirement of the City Manager and reviewing candidate’s resumes***

Mayor Rutledge opened the executive session at 6:14 p.m. to deliberate the City Manager selection process and began reviewing the candidates Resumes.

**6. RECONVENE INTO OPEN SESSION**

---

- (a) *City Council will reconvene into open session for possible discussion and/or possible action regarding Item 5(a) above.***

Mayor Rutledge reconvened the Council Meeting into open session at 9:39 p.m.

**7. ADJOURN**

---

Council Member Harrington made a motion to adjourn the meeting at 9:40 p.m., seconded by Mayor Pro-Tem Roccaforte.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisetite, Harrington, Gauthier, and Savoy.

**Noes:** None.

**Absent:** None.

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David Rutledge, Mayor

ATTEST:

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Jeanie McDowell, City Secretary

DRAFT

<b>AARON ROCCAFORTE</b> <i>Mayor Pro-Tem/Council Member, Place 1</i>	<b>DAVID RUTLEDGE</b> <i>Mayor</i>	<b>DANNY HARRINGTON</b> <i>Council Member, Place 4</i>
<b>MIKE REED</b> <i>Council Member, Place 2</i>		<b>TERRI GAUTHIER</b> <i>Council Member, Place 5</i>
<b>TAMMI FISETTE</b> <i>Council Member, Place 3</i>		<b>RICHARD SAVOY</b> <i>Council Member, Place 6</i>

**CITY COUNCIL SPECIAL MEETING AND EXECUTIVE MEETING MINUTES**  
**CITY OF BRIDGE CITY**  
**December 14, 2021**

The City Council of Bridge City met in a special session and an executive session on Tuesday, December 14, 2021, at the City Hall of Bridge City, 260 Rachal, Bridge City, Texas.

**1. CALL TO ORDER**

---

Mayor David Rutledge called the City Council meeting to order at 6:00 p.m.

**CITY COUNCIL PRESENT:**

Mayor David Rutledge  
Mayor Pro-Tem Aaron Roccaforte  
Council Member Mike Reed  
Council Member Tammi Fisette  
Council Member Danny Harrington  
Council Member Terri Gauthier  
Council Member Richard Savoy

**CITY COUNCIL ABSENT:** None.

**CITY STAFF PRESENT:**

City Secretary Jeanie McDowell  
City Attorney Paul M. Fukuda  
Personnel/Purchasing Director Kim Tucker

**2. INVOCATION**

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Invocation given by City Attorney Paul Fukuda.

**3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG**

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Mayor Rutledge led in the pledge of allegiance to the United States flag and to the State of Texas flag. At the conclusion of the pledges, Mayor Rutledge thanked everyone for coming to the meeting.

**4. APPROVAL OF AGENDA**

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Mayor Pro-Tem Roccaforte made a motion to approve the agenda, seconded by Council Member

Gauthier.

With no corrections, additions, or deletions, Mayor Rutledge called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington, Gauthier and Savoy.

**Noes:** None.

**Absent:** None.

**5 ADJOURN TO CLOSED EXECUTIVE SESSION**

---

**CITY COUNCIL TO GO INTO CLOSED EXECUTIVE SESSION PURSUANT TO THE PROVISION OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE FOR THE FOLLOWING SECTION:**

- (a) Section 551.074. Personnel Matters – to deliberate the appointment, employment, evaluation, and duties of the City Manager including discussion of the selection criteria of the city manager’s position due to the anticipated retirement of the City Manager and reviewing candidate’s resumes**

Mayor Rutledge opened the executive session at 6:14 p.m. to deliberate the selection process for the City Manager’s position and began the reviewing candidates resumes.

**6. RECONVENE INTO OPEN SESSION**

---

- (a) City Council will reconvene into open session for possible discussion and/or possible action regarding Item 5(a) above.**

Mayor Rutledge reconvened the Council Meeting into open session at 9:39 p.m.

**7. ADJOURN**

---

Council Member Harrington made a motion to adjourn the meeting at 10:03 p.m., seconded by Council Member Savoy.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fissette, Harrington, Gauthier, and Savoy.

**Noes:** None.

**Absent:** None.

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David Rutledge, Mayor

ATTEST:

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Jeanie McDowell, City Secretary

DRAFT

<b>AARON ROCCAFORTE</b> <i>Mayor Pro-Tem/Council Member, Place 1</i>	<b>DAVID RUTLEDGE</b> <i>Mayor</i> 	<b>DANNY HARRINGTON</b> <i>Council Member, Place 4</i>
<b>MIKE REED</b> <i>Council Member, Place 2</i>		<b>TERRI GAUTHIER</b> <i>Council Member, Place 5</i>
<b>TAMMI FISETTE</b> <i>Council Member, Place 3</i>		<b>RICHARD SAVOY</b> <i>Council Member, Place 6</i>

## CITY COUNCIL SPECIAL MEETING AND EXECUTIVE MEETING MINUTES

### CITY OF BRIDGE CITY

December 27, 2021

The City Council of Bridge City met in a special session and an executive session on Monday, December 27, 2021, at the City Hall of Bridge City, 260 Rachal, Bridge City, Texas.

#### **1. CALL TO ORDER**

---

Mayor David Rutledge called the City Council meeting to order at 6:00 p.m.

#### **CITY COUNCIL PRESENT:**

Mayor David Rutledge  
Mayor Pro-Tem Aaron Roccaforte  
Council Member Mike Reed  
Council Member Tammi Fisette  
Council Member Danny Harrington  
Council Member Terri Gauthier  
Council Member Richard Savoy

**CITY COUNCIL ABSENT:** None.

#### **CITY STAFF PRESENT:**

City Secretary Jeanie McDowell  
City Attorney Paul M. Fukuda  
Personnel/Purchasing Director Kim Tucker

#### **2. INVOCATION**

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Invocation given by Council Member Tammi Fisette.

#### **3. PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG**

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Mayor Rutledge led in the pledge of allegiance to the United States flag and to the State of Texas flag. At the conclusion of the pledges, Mayor Rutledge thanked everyone for coming to the meeting.

#### **4. APPROVAL OF AGENDA**

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Council Member Reed made a motion to approve the agenda, seconded by Council Member

Savoy.

With no corrections, additions, or deletions, Mayor Rutledge called for a vote.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisetite, Harrington, Gauthier and Savoy.

**Noes:** None.

**Absent:** None.

**5 ADJOURN TO CLOSED EXECUTIVE SESSION**

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**CITY COUNCIL TO GO INTO CLOSED EXECUTIVE SESSION PURSUANT TO THE PROVISION OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE FOR THE FOLLOWING SECTION:**

- (a) *Section 551.074. Personnel Matters – to continue deliberating the appointment, employment, evaluation, and duties of the City Manager including discussion of the selection criteria of the city manager’s position and reviewing candidate’s resumes***

Mayor Rutledge opened the executive session at 6:03 p.m. to continue deliberating the selection process for the City Manager’s position and reviewed the candidates resumes.

**6. RECONVENE INTO OPEN SESSION**

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- (a) *City Council will reconvene into open session for possible discussion and/or possible action regarding Item 5(a) above.***

Mayor Rutledge reconvened the Council Meeting into open session at 8:22 p.m.

**7. ADJOURN**

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Council Member Harrington made a motion to adjourn the meeting at 8:23 p.m., seconded by Council Member Savoy.

**MOTION CARRIED.**

**Ayes:** Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Reed, Fisetite, Harrington, Gauthier, and Savoy.

**Noes:** None.

**Absent:** None.

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David Rutledge, Mayor

ATTEST:

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Jeanie McDowell, City Secretary

DRAFT