

*KEVIN MOTT / CARL HARBERT <i>Council Member, Place 1</i>	DAVID RUTLEDGE <i>Mayor</i>	ERIC ANDRUS <i>Council Member, Place 4</i>
KIRK ROCCAFORTE **Mayor Pro-Tem / <i>Council Member, Place 2</i>		TERRI GAUTHIER <i>Council Member, Place 5</i>
TAMMI FISETTE <i>Mayor Pro-Tem / Council Member, Place 3</i>		LUCY FIELDS <i>Council Member, Place 6</i>

OUTGOING COUNCIL MEMBER
****CHANGE IN APPOINTMENT****

CITY COUNCIL MEETING MINUTES CITY OF BRIDGE CITY May 16, 2017

The City Council of Bridge City met in a meeting on Tuesday, May 16, 2017, 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
Council Member Kevin Mott (Outgoing)
Council Member Carl Harbert (Incoming)
Mayor Pro-Tem Kirk Roccaforte
Council Member Tammi Fisette
Council Member Eric Andrus
Council Member Terri Gauthier
Council Member Lucy Fields

CITY STAFF PRESENT:

City Manager Jerry D. Jones
City Secretary Sherry Tisdale
City Attorney Paul M. Fukuda
Finance Director Karen Morgan
Personnel/Purchasing Director Jeanie McDowell
Chief Paul T. Davis
Utility Superintendent Mike Lund
Asst. Utility Superintendent Mike Die
Municipal Court Judge James B. Scales III

2. INVOCATION AND PLEDGE TO THE UNITED STATES FLAG AND THE STATE OF TEXAS FLAG

Following the invocation given by Mr. Fukuda, 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.

3. APPROVAL OF THE AGENDA

Council Member Andrus made a motion to approve the agenda, seconded by Council Member Gauthier.

With no discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Mott, Fisette, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

4. CANVASS RESULTS OF THE MAY 6, 2017 GENERAL ELECTION

(EL ESCRUTINIO DE LOS RESULTADOS DE LA ELECCIÓN GENERAL DEL 6 DE MAYO DEL 2017)

(a) Council to canvass the results of the Bridge City General Election held on May 6, 2017

(El Concilio escrutinia los resultados de la Elección del 6 de mayo del 2017)

Mayor Rutledge passed out the May 6, 2017 Bridge City General Election canvass (Attachment No. 1) and tally sheets for Council to review.

5. ELECTION RESOLUTION

(RESOLUCION DE ELECCIÓN)

(a) Consideration and possible approval of Resolution No. 2017-11(R) declaring the results of the May 6, 2017 City of Bridge City General Election for Council Members - Places 1, 3, and 5

(La Consideración por el Concilio de la adaptación de la Resolución Número 2017-10(R) declarando los resultados de la Elección General del 6 de mayo del 2017 de la Ciudad de Bridge City de los Miembros del Concilio en los Lugares 1, 3, y 5)

Mr. Fukuda read Resolution No. 2017-11(R), in its entirety, declaring the results of the May 6, 2017 City of Bridge City General Election (Attachment No. 2).

Mayor Pro-Tem Roccaforte made a motion to accept Resolution No. 2017-11(R) as read and then amended the motion (correction to caption to read "...FOR THE PURPOSE OF ELECTING THREE (3) COUNCIL MEMBERS"). Council Member Fields seconded motion and amended motion.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Mott, Fisette, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

6. CONDUCT CEREMONIES FOR COUNCIL MEMBERS

(EL REALIZO DE CEREMONIAS A LOS MIEMBROS DEL CONCILIO)

(a) Presentation of Certificate of Election to Council Members - Places 1, 3, and 5
(*Ceremonia de Presentación de Certificados de Elección a los Miembros del Concilio—Lugares 1, 3, y 5*)

Mayor Rutledge read and presented the certificates of election to Council Member Carl Harbert, Place 1; Council Member Tammi Fisette, Place 3; and Council Member Terri Gauthier, Place 5, along with his congratulations to everyone.

(b) Oaths of office:
Council Member, Place 1
Council Member, Place 3
Council Member, Place 5
(*Juramentos de Oficio:*
Miembro del Concilio, Lugar 1
Miembro del Concilio, Lugar 3
Miembro del Concilio, Lugar 5)

Judge James B. Scales III administered the oaths of office to Carl Harbert, Place 1; Tammi Fisette, Place 3; and Terri Gauthier, Place 5. The audience acknowledged the newly sworn-in council members with their applause.

(c) Newly elected officers seated on Council
(*Oficiales recién elegidos asentados en el Concilio*)

The newly elected officers took their seats on Council. Mayor Rutledge said "Welcome" to Council Member Harbert and "Welcome Back" to Council Members Fisette and Gauthier.

(d) Recognition of outgoing Council Member Mott
(*Reconocimiento del Miembro Saliente del Concilio, Miembro Mott*)

Mayor Rutledge presented a certificate to Council Member Mott. Mayor Rutledge thanked Mr. Mott and said he has done everything they have asked him to do and hate that he's moving out of the City. He told Mr. Mott "I do appreciate everything you have done." The audience acknowledged their thanks with applause.

7. REPORTS & COMMENTS

(a) City Manager

City Manager Jerry Jones had the following report for Council:

1. Water Projects
 - Filters: break-in period is over and they are operational - waiting on a call from TCEQ to set up a conference call to get the Romero well working - should happen hopefully this week
 - Flushing: guys will start flushing the lines starting Thursday at midnight - will start with everything from Rachal back then they will move to another site - will announce where they will be going each time - will be on the internet and will be on the radio station and some other things - will try to keep everybody informed - with results they are getting out of the filters he said

he doesn't know if it's going to be that big of a deal - he said they will see when City staff starts flushing - hopefully it won't be as bad as they originally thought, but still have to get all the iron and manganese that's accumulated over the last 25 years

- Bridge City Park Project: McDonald's playground equipment has been removed - dumped a pile of sand for the kids to play on - another piece of equipment to be ordered is on the agenda tonight

Mr. Jones asked Mr. Fukuda to give a quick report on the Ruby Blacke situation.

City Attorney Paul M. Fukuda reported that the City has filed a lawsuit in District Court with Judge Hahn. They gave notice to Ms. Blacke and she did not respond to the lawsuit. Judge Hahn has granted an order that she is to vacate and remove the temporary FEMA housing from her property. She also has a residential home structure there that has not been repaired since Hurricane Ike. If she doesn't remove that FEMA trailer within the 30-day period given by the Judge, then he has authorized the City to remove that structure. Also, he has granted an injunction, which does not allow her to stay in the residential home because of the danger it poses to individuals because it has not been repaired since the storm. Only people who can go in that structure are people who are going to repair it, and she can't maintain that it is housing until she gets an occupancy certificate from the City. The 30-day time period has already started and she has gotten notice and has been served with a copy of that order and injunction.

(b) City Council

Council Member Carl Harbert stated it is an honor to be here and working with Council.

Mayor Pro-Tem Kirk Roccaforte informed everyone "We lost Dr. Pugh today." Dr. Pugh was a long-time businessman here. He stated he was a good friend and acquaintance of his. He said they will miss him and please keep his family in everyone's prayers. He also said whoever did the reception preparations, as always, did a fantastic job.

Council Member Tammi Fisette said congratulations to Mr. Harbert and to Terri. She said she appreciated all the support that she received from Council and the citizens. She said it is a blessing and she looks forward to serving for two more years. She said "Thank you very much for the opportunity." She also welcomed the newest person to our Bridge City family - Police Officer Jon Ellison to the City.

Council Member Eric Andrus said welcome back to the two ladies and welcomed Mr. Carl to the seat on Council.

Council Member Terri Gauthier stated she feels honored and blessed to serve our community for another two years with such great people that mean a lot to her. She said she feels like they all have the same passion and heart to see great things happen for our City. She also reported that the new Facebook page is going really well. She stated she was excited that they are keeping good information on the Facebook page. As the City moves forward with the flushing

of the water system, she is going to try to keep it updated so the citizens can keep up with what is going on.

Council Member Lucy Fields congratulated the three members sworn in to Council. She said she looks forward to working with them. Council Member Fields also stated that Deanna Thibodeaux was named Mother of the Year and she received \$1300 in gifts. She reported that Mayor Rutledge read a proclamation at the presentation. Council Member Fields said she was very well deserving of it. Also, Father of the Year will be crowned on the second Tuesday of June, and they are seeking nominations.

Mayor Pro-Tem Roccaforte told Mayor Rutledge he had one more thing - the new Entergy representative. He asked him if he would like to introduce himself to everyone here. Mr. Jim Malain stood up and stated he was the new customer service manager for Orange County, and he wanted to stop by and say hello to everybody.

Mayor David Rutledge told the newly sworn in council members "Welcome Aboard!" He stated that democracy is in action and it continues on. You want to have people step up and want to serve. For that, he said we all are very grateful. Mayor Rutledge said, "Thank y'all for stepping up and doing that."

(c) City Staff

There were no comments from City staff.

8. CITIZEN COMMENTS

There were no citizen comments.

9. RESOLUTION

(a) Consideration and possible action to approve Resolution No. 2017-12(R) in support of a proposal by Entergy Texas, Inc. regarding the application of ETI to amend its Certificate of Convenience and Necessity to construct Montgomery County Power Station

Mr. Fukuda read Resolution No. 2017-12(R) in its entirety (Attachment No. 3), in support of a proposal by Entergy Texas, Inc., regarding the application of ETI to amend its Certificate of Convenience and Necessity to construct Montgomery County Power Station.

Council Member Fields made a motion to approve Resolution No. 2017-12(R), seconded by Council Member Andrus.

Mayor Rutledge directed Council to their packets where they had a letter from the Lawton Law Firm. They represent the cities in this area, look into the utilities, and analyze them. They have done the analysis on this project and they said it's in the City's best interest - to keep the rates

lower - if this particular power station is completed vs. buying power from other sources. It is Lawton Law Firm's recommendation that Council approves this resolution.

Council Member Fields asked how does this power station interact with the Entergy station on Hwy 1442. Mayor Rutledge said it is all part of one big distribution system. Mr. Malain stated that it should not have any effect on the power station here in town. This (Montgomery County Power Station) is to provide additional base load power to the grid.

With no more comments, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Harbert, Fisetite, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

10. ITEMS FOR DISCUSSION & POSSIBLE ACTION

(a) Consideration and possible action to approve the May 2, 2017 City Council meeting minutes

Mayor Pro-Tem Roccaforte made a motion to approve the May 2, 2017 City Council Meeting minutes, seconded by Council Member Fields.

With no changes, discussion, or alterations, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Harbert, Fisetite, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

(b) Consideration and possible action to approve the April 2017 bills

Council Member Gauthier made a motion to approve the City bills for the month of April 2017 (Attachment No. 4), seconded by Council Member Andrus.

Mayor Rutledge asked if there were any questions. With no questions, he called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Harbert, Fisetite, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

(c) Consideration and possible action to appoint new Mayor Pro-Tem to the City Council, as required by the City Charter, Section 3.05

Mayor Rutledge explained that the normal procedure is to go from year to year starting at Place 1 and going to Place 6. Mr. Roccaforte was the Mayor Pro-Tem this past year as Place 2. Mayor Rutledge said he would now entertain a motion.

Council Member Andrus made a motion to appoint Tammi Fissette as new Mayor Pro-tem, seconded by Council Member Gauthier.

With no other nominations or discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Roccaforte, Council Members Harbert, Fissette, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

Mayor Rutledge then congratulated Mayor Pro-Tem Fissette.

(d) Consideration and possible action to appoint a City Council Liaison to the City Planning and Zoning Commission

Council Member Gauthier made a motion to appoint Council Member Andrus as City Council Liaison to the Planning and Zoning Commission. Motion was seconded by Council Member Harbert.

With no other nominations or discussion, Mayor Rutledge called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Fissette, Council Members Harbert, Roccaforte, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

Mayor Rutledge congratulated Council Member Andrus.

(e) Consideration and possible action to approve purchase of new playground equipment for the City Park from AAA State of Play

Council Member Andrus made a motion to approve purchase of new playground equipment for the City Park from AAA State of Play. Motion was seconded by Council Member Roccaforte.

Mr. Jones referred Council to the packet he gave everyone (Attachment No. 5). He said when City staff removed a piece of equipment they replaced it with a little slide that was bought from this same company. When they started looking for pieces to replace the McDonald's playground they went back to this company. He said Ms. McDowell found this particular unit that was normally \$39,000 but was on sale for \$19,815, so it is about half-price. The materials are good. They have not had any problems with the slide, and it has held up well. He said City staff is recommending that Council purchase this particular piece. He referred Council to the color chart and said they are probably looking at "Horizon" because it has the same colors as

the other pieces. Mr. Jones said it is a pretty good size piece of equipment. It has five or six slides on it and other things. It has a larger footprint than the particular piece that was taken down, but it will fit in this area.

Council Member Roccaforte asked if the funds were in the Park Budget. Mr. Jones replied that there are funds in the bond monies that the splash pad project used. This money was set aside for park type purchase. There is enough money in there to buy this equipment, but nothing else can be bought.

Mayor Rutledge asked if there were any more questions. Hearing none, he called for a vote.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Fisette, Council Members Harbert, Roccaforte, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

11. ADJOURN

Council Member Andrus made a motion to adjourn the meeting at 6:30 p.m., seconded by Council Member Fields.

MOTION CARRIED.

Ayes: Mayor Rutledge, Mayor Pro-Tem Fisette, Council Members Harbert, Roccaforte, Andrus, Gauthier, and Fields.

Noes: None. **Absent:** None.

/s/ David Rutledge

David Rutledge, Mayor

ATTEST:

/s/ Sherry Tisdale

Sherry Tisdale, City Secretary