

AGENDA
SILSBEE CITY COUNCIL
MONDAY, AUGUST 21, 2023, AT 6:00 P.M.
LOCATION: 1220 HWY 327 EAST, SILSBEE, TEXAS
CITY HALL/COUNCIL CHAMBERS

- I. CALL TO ORDER/ROLL CALL.
- II. PLEDGE AND INVOCATION.
- III. HEARING OF VISITORS.
- IV. DISCUSSION AND POSSIBLE ACTION ON APPROVING THE MINUTES OF JULY 17, 2023, MEETING.
(City Manager)
- V. DISCUSSION AND POSSIBLE ACTION ON APPROVING THE EXPENDITURES FOR THE MONTH OF AUGUST 2023.
(City Manager)
- VI. CITY MANAGER'S REPORT
 1. Presentation of PFIA Quarterly Investment Reports.
- VII. PUBLIC WORK DIRECTOR'S REPORT.
 1. Update on Splash Pad.
 2. Update on ARPA Road Project.
 3. Update on Fresenius Road Lift Station.
- VIII. CONSENT AGENDA ITEMS.
 1. Discussion and Possible Action on Invoice from LJA Engineering in the amount of \$4,643.10 for Professional Services rendered through July 2023 for the 2022 ARPA Road Improvement Project. Funds will be paid out of the ARPA Grant Funding received. (City Manager)
 2. Discussion and Possible Action on Invoice from LJA Engineering in the amount of \$54,213.10 for the City of Silsbee GLO-CDR Critical Infrastructure Generator Grant. This invoice will not be paid until the funds are received from GLO. (City Manager)
 3. Discussion and Possible Action to Approve Change Order No. 1 for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)
 4. Discussion and Possible Action on Pay Request No. 1 from Eastex Utility Construction in the amount of \$54,830.84 from the Water & Sewer Reserve Fund for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)
 5. Discussion and Possible Action on Approving the Certificate of Construction Completion for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)
 6. Discussion and Possible Action on Approving Pay Request No. 2 (FINAL) from Eastex Utility Construction in the amount of \$6,092.32 from the Water & Sewer Reserve Fund for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)

7. Discussion and Possible Action on Invoice from Equipment Share in the amount of \$520.00 from the Water & Sewer Reserve Fund for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)
8. Discussion and Possible Action on Approving Invoice from Equipment Share in the amount of \$539.64 from the Water & Sewer Reserve Fund for the Highway 96 Emergency Sanitary Sewer Manhole Replacement Project. (City Manager)

IX. ITEMS TO BE CONSIDERED.

1. Discussion and Possible Action on Closure of 9th Street from Ave. C to Payne Road September 30th, 2023, from 7:00 a.m. to 7:00 p.m. for Cruise'n Silsbee Annual Car Show. (Bill Phillips)
2. Discussion and Possible Action of Closure of Street East Ave H from 3rd Street West to Coats Jewelry. Then from 4th Street from Pines Theater South to Earnest Ave at the stop sign (Corner of Icehouse Museum). Saturday September 16th, 2023, from 10:00 a.m. to 4:00 p.m. for Tiger Prowl. (Kathy Merrit)
3. Discussion and Possible Action on Resolution No. 23-26
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS, SHOWING THE CITY COUNCIL'S SUPPORT OF THE FELINE TRAP, NEUTER, AND RETURN PROGRAM OPERATED BY SATSUMA VALLEY CAT COALITION. (City Attorney)
4. Presentation from Hardin County Emergency Service District No. 6 on funding supporting the Silsbee Fire Department by the ESD. (President Matt Dulaney)
5. Discussion and Possible Action on Recommendation of Award for the ARPA Road Rehabilitation Project to Blacksmith Ventures in the amount of \$518,840.00. (Trey Gaspard, LJA Engineering)
6. Discussion and Possible Action on Resolution No. 23-27
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS AUTHORIZING THAT THE SILSBEE ECONOMIC DEVELOPMENT CORPORATION PROVIDE FINANCIAL ASSISTANCE TO ICEHOUSE MUSEUM & CULTURAL CENTER, INC. IN THE TOTAL AMOUNT OF \$10,000.00, AUTHORIZING THE EXECUTION OF A PERFORMANCE AGREEMENT SETTING OUT THE TERMS OF THAT FINANCIAL ASSISTANCE, AND RECOGNIZING THAT THE LEGAL REQUIREMENTS FOR PROVISION OF SUCH FINANCIAL ASSISTANCE HAS BEEN OBSERVED. (City Manager)
7. Discussion and Possible Action on Resolution No. 23-28
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS AUTHORIZING THAT THE SILSBEE ECONOMIC DEVELOPMENT CORPORATION PROVIDE FINANCIAL ASSISTANCE TO BISKAMP ELECTRIC, INC. IN THE TOTAL AMOUNT OF \$25,000.00, AUTHORIZING THE EXECUTION OF A PERFORMANCE AGREEMENT SETTING OUT THE TERMS OF THAT FINANCIAL ASSISTANCE, AND RECOGNIZING THAT THE LEGAL REQUIREMENTS FOR PROVISION OF SUCH FINANCIAL ASSISTANCE HAS BEEN OBSERVED. (City Manager)
8. Discussion and Possible Action on Resolution No. 23-29
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS AUTHORIZING THAT THE SILSBEE ECONOMIC DEVELOPMENT CORPORATION PROVIDE FINANCIAL

ASSISTANCE TO SOUTHERN GROWERS, LLC IN THE TOTAL AMOUNT OF \$25,000.00, AUTHORIZING THE EXECUTION OF A PERFORMANCE AGREEMENT SETTING OUT THE TERMS OF THAT FINANCIAL ASSISTANCE, AND RECOGNIZING THAT THE LEGAL REQUIREMENTS FOR PROVISION OF SUCH FINANCIAL ASSISTANCE HAS BEEN OBSERVED. (City Manager)

9. Discussion and Possible Action on Resolution No. 23-30
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE TEXAS, AUTHORIZING THE CITY ATTORNEY TO NEGOTIATE WITH HARDIN COUNTY, THE SILSBEE INDEPENDENT SCHOOL DISTRICT, AND ANY OTHER ENTITIES WITH CLAIMS IN CERTAIN REAL PROPERTY HELD IN TRUST BY THE CITY OF SILSBEE FOR THE SALE OR OTHER ALLOCATION OF SAID REAL PROPERTIES. (City Attorney)

10. Discussion and Possible Action on Ordinance No. 23-05
AN ORDINANCE BY THE CITY OF SILSBEE, TEXAS ("City") AUTHORIZING THE SETTLEMENT OF THE PROPOSED FUEL RECONCILIATION OF ENTERGY TEXAS, INC.; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT. MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE. (City Attorney)

11. Discussion and Possible Action on Vote on Proposed 2023 Property Tax Rate. (City Manager)

12. Discussion and Possible Action on Selecting Collective Bargaining Members. (City Manager)

X. DISCUSSION ABOUT ITEMS NOT ON THE AGENDA, SPECIFICALLY LIMITED TO PROPOSALS THAT A SUBJECT BE PLACED ON THE AGENDA FOR A SUBSEQUENT MEETING.

XI. EXECUTIVE SESSION.

- a. Pursuant to Texas Gov't Code Sect. 551.074(a)(1) to deliberate the appointment, employment, evaluation, reassignment, duty, discipline, or dismissal of a Public Officer or Employee.
- b. Pursuant to Texas Gov't Code Sect. 551.071(1)(A) to consult with City Attorney on pending or contemplated litigation
- c. Pursuant to Texas Gov't Code Sect. 551.071(2) to consult with City Attorney on a matter in which the duty of the Attorney to the Governmental Body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.
- d. Pursuant to Texas Gov't Code Sect. 551.072 to deliberate the purchase, exchange, lease, or value of real property.

XII. DISCUSSION AND POSSIBLE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION.

XIII. ADJOURN.

Notes to the Agenda.

- a. The Council may vote and/or act upon each of the items listed in this Agenda.
- b. Persons with disabilities who plan to attend this meeting and who may need assistance should contact DeeAnn Zimmerman, City Secretary, at (409) 385-2863, at least the working day prior to the meeting so that appropriate arrangements can be made.

This is to certify that I, Brooke Steel, Assistant City Secretary, posted this Agenda on the Official Bulletin Board of the City of Silsbee, and in an Outdoor Bulletin Board, which is accessible to the Public 24 hours per day, at 5:45 p.m. on the 18th day of August 2023.

SIGNED: Brooke Steel
Brooke Steel, Assistant City Secretary