

STATE OF TEXAS            )(

COUNTY OF HARDIN        )(

CITY OF SILSBEE           )(

On this the 19<sup>th</sup> day of August 2024 at 6:30 p.m. the City Council of the City of Silsbee held a Regular Meeting in the regular meeting place thereof with the following members being present, in which constituted a quorum:

Mayor Danny Reneau, present  
Council Member Tina Holman, present  
Council Member Paul Davis, present  
Council Member Roy Gravis, present  
Council Member Thomas Tyler, present  
Mayor Pro-Tem Mark Muckleroy, present  
Council Member William Bass, present  
City Manager DeeAnn Zimmerman, present  
City Attorney Solomon Freimuth, present

**I. CALL TO ORDER/ROLL CALL.**

Time approximately 6:30 p.m. Mayor Danny Reneau asked for a roll call and stated that a quorum was present.

**II. PLEDGE AND INVOCATION.**

The pledge was conducted followed by Prayer led by Mayor Danny Reneau.

**III. RECOGNITION OF DONATIONS RECEIVED.**

Pass till September 3, 2024, Meeting.

**IV. HEARING OF VISITORS.**

Tracy Baker, advocate for Pickle Ball group at Knupple Park. Several Church Groups utilize the Park currently. This is fast growing in the United States. Great, fun, healthy sport to be apart of Know this has been discussed and would love to see the City of Silsbee move forward with. Will bring folks into Silsbee.

Terri Carter also addressed. Love to see this pursued as well. Comes out at at least three times per week.

**V. DISCUSSION AND POSSIBLE ACTION ON APPROVING THE EXPENDITURES FOR THE MONTH OF AUGUST.**

**(City Manager)**

Mayor Pro-Tem Mark Muckleroy made a Motion to Approve the Expenditures for the month of August 2024.

Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.

**VI. DISCUSSION AND POSSIBLE ACTION ON APPROVING THE MINUTES OF AUGUST 5, 2024, MEETING.**

Council Member Roy Gravis made a Motion to Approve the Minutes of August 5, 2024 Meeting.

**VII. CITY MANAGER'S REPORT.**

**1. Presentation of Summer Clean-up Day.**

City Manager DeeAnn Zimmerman presented Summer Clean Up-Day. Went over flier with Mayor and Council.

Contract awards the City two free clean up days for the citizens and businesses within the City Limits per year.

Also, Citizen addressed that the TxDOT curve by Howard Road has a lot of trash on it.

City Manager will reach out to TxDOT and let the Police aware so it can be patrolled more often.

#### **VIII. CONSENT AGENDA ITEMS.**

- 1. Discussion and Possible Action on Approving Pay Request No. 1 in the amount of \$52,291.13 to Apeck Construction, LLC for the GLO CDBG-DR Hurricane Harvey Round 1 Valinda Roadway Improvements GLO Grant No. 20-065-102-C275.**

LJA Engineering spoke in reference to this one.

After a brief discussion Mayor Pro-Tem Mark Muckleroy made a Motion to Approve.

Council Member Paul Davis Seconded the Motion and was passed with a unanimous vote of the Council.

- 2. Discussion and Possible Action on Approving Invoice to Traylor and Associates for Grant Administration Services rendered for 2023. CDBG Sanitary Sewer Rehabilitation Project in the amount of \$725.00.**  
(See #7)

- 3. Discussion and Possible Action on Approving Invoice to LJA Engineering, for Engineering Services rendered for the SCATA Sanitary Sewer Rehabilitation Improvement Project in the amount of \$4,200.00.**  
(See #7)

- 4. Discussion and Possible Action on Approving Invoice to Traylor and Associates for Grant Administration Services rendered for the 2023 CDBG Sanitary Sewer Rehabilitation Project in the amount of \$10,000.00.**  
(See #7)

- 5. Discussion and Possible Action on Approving Invoice to Levans Engineering and Design, LLC for Engineering Services rendered for the 2023 CDBG Sanitary Sewer Rehabilitation Project in the amount of \$15,125.00.**  
(See #7)

- 6. Discussion and Possible Action on Approving Invoice to Traylor and Associates for Grant Administration Services rendered for the 2023 CDBG Sanitary Sewer Improvement Rehabilitation Project in the amount \$725.00.**  
(See #7)

- 7. Discussion and Possible Action on Approving Invoice to Levans Engineering and Design, LLC for Engineering Services rendered for the 2023 CDBG Sanitary Sewer Rehabilitation Project in the amount of \$4,125.00.**

Mayor Danny Reneau read Item No. 2 through 7 aloud.

Council Member Roy Gravis made a Motion to Approve Items 2 through 7.

Mayor Pro-Tem Mark Muckleroy Seconded the Motion.

Council Member Thomas Tyler said he would like Invoice Numbers to be listed in the future.

Motion was passed with a unanimous vote of the Council.

**IX. ITEMS TO BE CONSIDERED.**

**1. Discussion and Possible Action on Resolution No. 24-13**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR THE GLO RESILIENT COMMUNITIES GRANT PROGRAM FOR UP TO \$300,000.00 WITH NO MATCH REQUIRED AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS INCLUDING A FUNDING AGREEMENT UPON AWARD. (City Manager)**

Donald Brinkman with CSR Consultants addressed the Mayor and Council. Been working with City Manager DeeAnn Zimmerman on this Comprehensive Plan with no match required. Willing to help the City of Silsbee with this Plan.

Council Member Roy Gravis made a Motion to Approve Submittal of an Application for the GLO Resilient Community Grant Application.

Council Member Tina Holman Seconded the Motion and was passed with a unanimous vote of the Council.

**2. Discussion and Possible Action on Resolution No. 24-14**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS, AUTHORIZING AN AGREEMENT FOR THE TEMPORARY CLOSURE OF A STATE RIGHT OF WAY FOR THE 2024 SILSBEE HOMECOMING PARADE.**

Council Member Paul Davis made a Motion to Approve Resolution No. 24-14 and Read the Caption in full.

Council Member Roy Gravis Seconded the Motion.

Council Member Thomas Tyler said he wants to see all the paperwork with TxDOT requiring us to do this.

City Manager said this was already presented to Mayor and Council twice in other meetings.

Will go and pull information for Council Member Thomas Tyler and have ready for the next meeting.

Motion was passed with a unanimous vote of the Council.

**3. Discussion and Possible Action on Resolution No. 24-15**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS AUTHORIZING AN AGREEMENT FOR THE TEMPORARY CLOSURE OF A STATE RIGHT OF WAY FOR THE 2024 CRUISIN SILSBEE PARADE.**

Council Member William Bass made a Motion to Approve Resolution No. 24-15 and Read the Caption in full.

Council Member Roy Gravis Seconded the Motion.

Council Member Thomas Tyler wants to see the letter from TxDOT that you received.

City Manager said, "This has already been brought to the Council and all the documents got produced at the time of their requests."

Council Member Thomas Tyler said, "I want to see it anyway and don't remember any of this getting discussed."

City Manager said, "I will get you the minutes where it was discussed and the paperwork for the next meeting."

Motion was passed with a unanimous vote of the Council.

**4. Discussion and Possible Action on Ordinance No. 24-09**

**AN ORDINANCE OF THE CITY OF SILSBEE, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 38, TO ADD ARTICLE VI. MUNICIPAL DRAINAGE UTILITY SYSTEM, TO ESTABLISH A MUNICIPAL DRAINAGE UTILITY SYSTEM; PROVIDING FOR DRAINAGE SERVICE, BILLING, EXEMPTIONS, DRAINAGE CHARGES AND APPEALS; PROVIDING A REPEALING CLAUSE; PROVIDING A SERERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE;**

**PROVIDING FOR A CRIMINAL PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING FOR AN EFFECTIVE DATE.**

After discussion in the Public Hearing for citizen input Council Member Roy Gravis made a Motion to Table until the Water Development Board Drainage Study is complete, and we have more information for the citizens on fees.

Mayor Pro-Tem Mark Muckleroy Seconded the Motion and was passed with a unanimous vote of the Council.

**5. Discussion and Possible Action on Resolution No. 24-16**

**A RESOLUTION OF THE CITY OF SILSBEE, TEXAS, TO SUPPORT SOUTHEAST TEXAS REGIONAL PLANNING COMMISSION-METROPOLITAN PLANNING ORGANIZATION'S (SETRPC-MPO) EFFORT TO REDESIGNATE AND EXPAND ITS PLANNING AREA BOUNDARIES TO ACCEPT JASPER COUNTY.**

Council Member Roy Gravis made a Motion to Approve Resolution No. 24-16 and Read the Caption in full.

Mayor Pro-Tem Mark Muckleroy Seconded the Motion and was passed with a unanimous vote of the Council.

**6. Discussion and Possible Action on Approving Rental of YYFA October 12, 2024, from 9:00 a.m. to 1:00 p.m. for City of Silsbee Community Health Fair. (Council Member Tina Holman)**

Council Member Tina Holman addressed.

Went around and talked to local Dr. offices, etc. and had several willing to participate. Tina went over some of the things that will be provided. Thinks is good thing to bring community together and to help our citizens.

Have Emily Bellamy that is helping here tonight as well.

YYFA gave us a fee of \$200.00 that we are asking for approval tonight.

Emily Bellamy addressed.

Live on Timber Lane, Silsbee, Texas. Thinks this is a good thing and went over some of the things that will be offered as well.

After a brief discussion Mayor Pro-Tem Mark Muckleroy made a Motion to Approve the rental of YYFA October 12, 2024, for the City of Silsbee Community Health Fair and the rental fee of \$200.00.

Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.

**7. Discussion and Possible Action on the Silsbee Police Association Collective Bargaining Agreement for 2024-2026. (City Attorney)**

City Attorney Solomon Freimuth went over negotiation request from the collective bargaining meeting Wednesday night.

Asked for increase in Level I. Asked to break down vacation earned in equal increments.

Solomon asked for something in return. To clean up clause over equal time off. If other employees got paid not to work and Police had to work they would be compensated the same time off with pay.

Council Member Thomas Tyler agrees to all except doesn't like the Me Too Clause, but does agree they should get same time off pay.

Agreed to wait of DeeAnn to see about cost of living raise for city employees.

Also agreed to Two (2) year contract, with exception of pay scale sheet being changed each year based on increases.

Council Member Roy Gravis made a Motion to accept as presented.

Council Member Paul Davis Seconded the Motion and was passed with a unanimous vote of the Council.

**8. Discussion and Possible Action on Resolution No. 24-17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS, MODIFYING THE CITY'S DISASTER POLICY TO MORE CLOSELY MATCH THE PRACTICES OF THE CITY.**

**(City Attorney)**

City Attorney Solomon Freimuth went over the current Disaster Policy and what changes have been made.

Council Member Roy Gravis made a Motion to Approve Resolution No. 24-17 and read the caption in full.

Council Member Paul Davis Seconded the Motion and was passed with a unanimous vote of the Council.

**9. Discussion and Possible Action on Approving Invoice to Scott St. Cyr for I-TECH Services rendered at the Silsbee Police Department for Computer Crash in the amount of \$5,197.50 to be paid out of Municipal Court Security Fund.**

Council Member Paul Davis made a Motion to Approve Invoice in the amount of \$5,197.50 to be paid out of Municipal Court Security Fund.

Mayor Pro-Tem Seconded the Motion and was passed with a unanimous vote of the Council.

**10. Discussion and Possible Action on Approving Invoice to Scott St. Cyr for set up of backup server and upgrade existing terminal server after computer crash at Police Department in the amount of \$4,769.00 to be paid out of Municipal Court Security Fund.**

Council Member Paul Davis made a Motion to Approve Invoice in the amount of \$4,769.00 to be paid out of Municipal Court Security Fund.

Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.

**11. Discussion and Possible Action on Proposing a 2024 Property Tax Rate the amount of 0.449171. (City Manager)**

**City Manager DeeAnn Zimmerman addressed.**

Mayor Pro-Tem Mark Muckleroy made a Motion to approve the Proposed 2024 Property Tax Rate of 0.443822.

Council Member Paul Davis Seconded the Motion and was passed with a unanimous vote of the Council.

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

1. August 26<sup>th</sup> Budget Workshop
2. Quarterly Report from City Judge
3. September 3<sup>rd</sup> Workshop Maintenance Agreement TxDOT Workshop

**XI. EXECUTIVE SESSION.**

Not Held.

- 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.**

Time approximately 8:54 p.m. with no further discussion  
Council Member Paul Davis made a Motion to Adjourn.  
Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.

SIGNED: *Danny Reneau*  
Mayor Danny Reneau

ATTEST: *Brooke Steel*  
Brooke Steel Assistant City Secretary