

STATE OF TEXAS)(

COUNTY OF HARDIN)(

CITY OF SILSBEE)(

On this the 20th day of May 2024 at 6:30 p.m. the City Council of the City of Silsbee held a Regular Called Meeting in the Regular Meeting place thereof with the following members being present, in which constituted a quorum:

Mayor Danny Reneau, present
Mayor Pro-Tem Mark Muckleroy, present
Council Member Tina Holman, present
Council Member Paul Davis, present
Council Member Roy Gravis, present
Council Member Thomas Tyler, present
Council Member William Bass, present
City Manager DeeAnn Zimmerman, present
Assistant City Secretary Brooke Steel, 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 the quorum was present.
- II. **PLEDGE AND INVOCATION.**
Pledge was conducted followed by Prayer led by Mayor Danny Reneau.
- III. **PRESENTATION OF PROCLAMATION FOR MOTORCYCLE AWARENESS.**
Motorcyclist addressed City, would like Proclamation presented in memory of James Boyette.
Mayor Danny Reneau read and presented the Proclamation.
- VI. **HEARING OF VISITORS.**
None.
- V. **DISCUSSION AND POSSIBLE ACTION ON APPROVING THE MINUTES OF APRIL 15, 2024, AND MAY 13, 2024, MEETINGS.
(City Manager)**
Mayor Pro-Tem Mark Muckleroy made a Motion to Approve the Minutes of April 15 and May 13, 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 EXPENDITURES FOR THE MONTH OF MAY 2024.
(City Manager)**
Mayor Pro-Tem made a Motion to Approve the Expenditures of May 2024.
Council Member William Bass Seconded the Motion and was passed with a unanimous vote of the Council.
- VII. **CITY MANAGER'S REPORT.**

1. Update on Library Flooding.

City Manager DeeAnn Zimmerman stated that the library has flooded 3 times now and an insurance has been filed with TML.

VIII. PUBLIC WORK DIRECTOR'S REPORT.

1. Update North Sewer Plant TCEQ Report.

Public Works Director Roger Martin went over TCEQ report and said that the sludge digester needs to be fixed which will cost about \$55,000 to 75,000.

2. Update Accurate Meter Visit.

Public Works Director Roger Martin Accurate Meters came, which is a vendor of Becon Meters and showed the girls how to work in the system.

IX. CONSENT AGENDA ITEMS.

1. Discussion and Possible Action to Approve Change Order No.1 in the amount of \$46,682.00 to Texas Pride Utilities for the 2021 Sanitary Sewer Rehabilitation Project.

Trey Gapsard addressed went over Valinda drainage sink holes.

Council Member Roy Gravis made a Motion to Approve Change Order No. 1 in the amount of \$46,682.00 to Texas Pride Utilities.

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

2. Discussion and Possible Action on Authorizing the Mayor or Mayor Pro-Tem to sign Amendment No.1 to the contract between the City of Silsbee and LJA Engineering Pertaining to the City's Community Development Block Grant – Mitigation (CDBG-MIT) HMGP Supplemental Grant Contract No. 22-119-005-D415.

3. Discussion and Possible Action on Approving Invoices from LJA Engineering in the amount of \$6,300.00 for the City of Silsbee 2022 ARPA Road Improvement Project and \$3,979.00 for ARPA Fresenius Road Lift Stations for a total amount of \$10,279.00.

4. Discussion and Possible Action on Approving Pay Request No.1 in the amount of \$5,400.00 to Gulf Coast Electric Company, Inc., for the HMGP-GLO Generator Project.

5. Discussion and Possible Action on Approving Pay Request No.2 in the amount of \$24,500.00 to Gulf Coast Electric Company, Inc., for the HMGP-GLO Generator Project.

6. Discussion and Possible Action to Approve Change Order No.1 in the amount of \$11,128.00 to Gulf Coast Electric Company, Inc., for the HMGP-GLO Generator Project.

Mayor Pro-Tem Mark Muckleroy made a Motion to Approve Consent Items #2-6.

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

X. ITEMS TO BE CONSIDERED.

1. Discussion and Possible Action on Request from Dean Robinson, Neches Bell to adjust busted water line bill.

Council Member Paul Davis made a Motion to Table.

Council Member Thomas Tyler Seconded the Motion and was passed with the following vote: (5-1)

AYES: Council Member Tina Holma, Council Member Paul Davis, Council Member Thoms Tyler, Mayor Pro-Tem Mark Muckleroy, and Council Member William Bass.

NAYES: Council Member Roy Gravis.

2. Discussion and Possible Action on Street Closure on North 9th Street from W Ave C to Payne Road on June 1, 2024, from 8:30 a.m. to 4:30

p.m. for Festival for St. Marks Catholic Church. (No homes or businesses will be affected). (City Manager/ Kathy Watson)
Kathy Watson addressed.

Council Member Paul Davis made a Motion to Approve Street Closure for Festival.

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

3. **Discussion and Possible Action on Street Closure on South 14th Street between Ave K and Ave L on May 25, 2024, from 5:30 p.m. to 9:00 p.m. for Graduation Party. (Council Member Thomas Tyler)**

Council Member Thomas Tyler made a Motion to Approve with getting Signatures from Homeowners.

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

4. **Discussion and Possible Action on Resolution No. 24-11
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SILSBEE, TEXAS, AUTHORIZING THE EXECUTION OF DOCUMENTS, AGREEMENTS, AND APPLICATIONS NECESSARY TO ACT AS AN ELIGIBLE PROJECT SPONSOR FOR GRANT FUNDING AND CAPITAL ASSISTANCE THROUGH CREDIT PROGRAMS FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION AND ITS AGENCIES FOR THE PLANNING AND INFRASTRUCTURE RELATED TO THE CLR SILSBEE PROJECT LOCATED IN HARDIN COUNTY, TEXAS AND DESIGNATING A SIGNATORY FOR SAID AGREEMENTS AND APPLICATIONS. (City Council)**

Jay Kennedy with County Line Rail addressed and went over the project.

Robert Ardolino addressed and stated that it is a CRISI grant through the US Dept of Transportation.

Council Member Paul Davis made a Motion to Approve Resolution No. 24-11 and read caption aloud.

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

Council Member Tina Holman stated she would like a copy of the Grant.

5. **Discussion and Possible Action on Approving Application for a Tax Refund for 7503 Street LLC in the amount of \$547.66 due to over-collection due to an adjustment. (City Manager)**
See Line Item #6

6. **Discussion and Possible Action on Approving Application for a Tax Refund for LM Lighthouse in the amount of \$846.33 due to over-collection for to an adjustment. (City Manager)**

Mayor Pro-Tem Mark Muckleroy made a Motion to approve Tax Refunds in the amount of \$547.66 and \$846.33.

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

7. **Discussion and Possible Action on using funds from Water & Sewer Fund Reserve for Contingencies for transmission for 2016 Ford F450. (City Manager)**

Council Member Thomas Tyler made a Motion to Approve using funds from Water & Sewer Fund Reserve for Contingencies for transmission for 2016 Ford F450.

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

- 8. Discussion and Possible Action to Approve the Selection by the Committee over the Engineering Selecting for the Water & Sewer Project. (Public Works Director)**
Mayor Pro-Tem Mark Muckleroy stated they looked at 5 companies and narrowed it down to 3 but wants them to come in and explain the plan and cost, wants to move to next agenda.
- 9. Discussion and Possible Action on Changing the time of City Council Meetings to 7:00 p.m. and possibly having 2 (two) meetings per month. (Council Member Roy Gravis)**
Council Member Roy Gravis reached out to other entities and we wouldn't be the only one going to twice a month meetings.
Council Member Tina Holman made a Motion to move meetings to 1st and 3rd Mondays at 6:30 p.m.
Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.
- 10. Discussion and Possible Action on Appointing/ Re-Appointing a Member to the Silsbee Planning & Zoning Board. Current Board Member is Bridget Gilder, New Term will expire May 2026. (Council Member Tina Holman).**
Council Member Tina Holman made a Motion to appoint LaTosha Briscoe to the Silsbee Planning & Zoning Board.
Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.
- 11. Discussion and Possible Action on Appointing/ Re-Appointing a Member to the Silsbee Planning & Zoning Board. Current Board Member is Harvey Crysel, New Term will expire May 2026. (Mayor Pro-Tem Mark Muckleroy)**
Mayor Pro-Tem Mark Muckleroy made a Motion to reappoint Harvey Crysel to the Silsbee Planning & Zoning Board.
Council Member William Bass Seconded the Motion and was passed with a unanimous vote of the Council.
- 12. Discussion and Possible Action on Purchasing a Generator from Hardin County in the amount of \$5,000.00 (City Manager)**
Council Member Thomas Tyler made a Motion to Approve Purchase of Generator from Hardin County in the amount of \$5,000.00.
Council Member Roy Gravis Seconded the Motion and was passed with a unanimous vote of the Council.
- 13. Discussion and Possible Action on Piney Woods/Live Oak Contract Update. (City Attorney)**
City Attorney Solomon Freimuth stated that we should just Table, can't cancel if they are doing their job.
- 14. Discussion and Possible Action on TxDOT Municipal Maintenance Agreement with the City of Silsbee. (City Attorney)**
City Attorney Solomon Freimuth addressed.
Table and come back next meeting.
- 15. Discussion and Possible Action on Request from Zoning Board of Adjustment & Appeals Board on Requesting Council to set time limits for previous approved plans to build with old specs. (City Manager)**
Council Member Thomas Tyler addressed and wants State Marshall opinion.
Mayor Pro-Tem Mark Muckleroy made a Motion to Table.
Council Member William Bass Seconded the Motion and was passed with a unanimous vote of the Council.

16. Discussion and Possible Action on Ordinance No. 24-08
AN ORDINANCE BY THE CITY OF SILSBEE, TEXAS
AUTHORIZING THE SETTLEMENT OF CENTERPOINT ENERGY
RESOURCES CORP., D/B/D CENTERPINT ENERGY ENTEX AND
CENTERPOINT ENERGY TEXAS GAS'S STATEMENT OF
INTENT TO INCREASE RATES IN THE HOUSTON, TEXAS
COAST, SOUTH TEXAS, AND BEAUMONT/EAST TEXAS
DIVISIONS, FILED OCTOBER 30, 2023; FINDING THAT THE
MEETING COMPLIES WITH THE OPEN MEETINGS ACT;
MAKING OTHER FINDINGS AND PROVISIONS RELATED TO
THE SUBJECT; AND DECLARING AND EFFECTIVE DATE (City
Attorney)

City Attorney Solomon Freimuth addressed and advises we accept.
Council Member Roy Gravis made a Motion to Approve Ordinance No. 24-
08 and read caption aloud.
Council Member Paul Davis Seconded the Motion and was passed with a
unanimous vote of the Council.

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

Council Member Thomas Tyler questioned Trey about Bowls St whole
thing needs to be done.

Trey Gaspard stated he will get with Roger and Russell for additional tvng.

XII. 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.

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

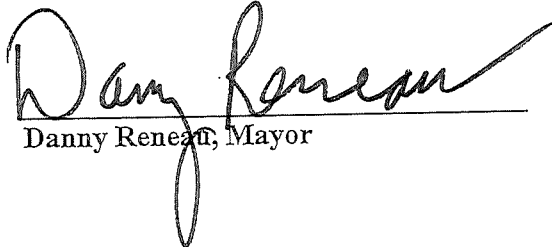
XIV. ADJOURN.

Time approximately 9:15 p.m. with no further discussion

Council Member Paul Davis Made a Motion to Adjourn.

Council Member William Bass Seconded the Motion and was passed with
a unanimous vote of the Council.

SIGNED:


Danny Reneau, Mayor

ATTEST:


Brooke Steel, Assistant City Secretary