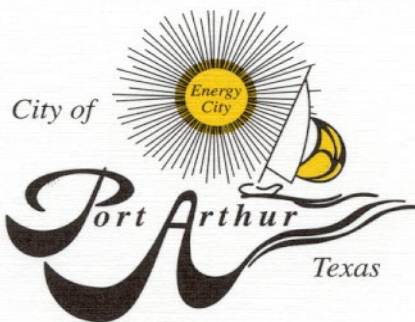


THURMAN BILL BARTIE, MAYOR
TIFFANY HAMILTON, MAYOR PRO TEM

COUNCIL MEMBERS:
WILLIE BAE LEWIS, JR.
DONEANE BECKCOM
HAROLD L. DOUCET, SR.
THOMAS J. KINLAW, III
DONALD FRANK, SR.



RON BURTON
CITY MANAGER

SHERRI BELLARD, TRMC
CITY SECRETARY

VAL TIZENO
CITY ATTORNEY

AGENDA

City Council Regular Meeting

**Tuesday, February 13, 2024
5:30 P.M. CT**

The City Council Of The City Of Port Arthur Will Conduct The Regular Meeting Scheduled For Tuesday, February 13, 2024, At 5:30 P.M. CT, By Telephonic And Videoconference In Addition To Allowing In Person Attendance. A Quorum Of The City Council Will Be Physically Present In The City Council Chamber, Fifth Floor, City Hall, 444 Fourth Street Port Arthur, Texas. The Public May Participate In The Meeting In Person Or By Dialing One Of The Following Toll-Free Numbers And Entering The Meeting ID: 873 7170 8206 And Passcode: 928432

**(877) 853-5247 US Toll Free
(888) 788-0099 US Toll Free**

In Compliance With The Americans With Disabilities Act, The City Of Port Arthur Will Provide For Reasonable Accommodations For Persons Attending City Council Meetings. To Better Serve You, Requests Should Be Received 24 Hours Prior To The Meeting. Please Contact The City Secretary's Office, At (409) 983-8115.

Website: <http://www.portarthurtx.gov>

**City Council Regular Meeting
City Hall Council Chamber
City Of Port Arthur
February 13, 2024
5:30 PM**

PLEASE TURN OFF OR MUTE ALL MOBILE DEVICES

I. INVOCATION, PLEDGE & ROLL CALL

Mayor Bartie	_____
Mayor Pro Tem Hamilton	_____
Councilmember Lewis, Jr.	_____
Councilmember Beckcom	_____
Councilmember Doucet, Sr.	_____
Councilmember Kinlaw, III	_____
Councilmember Frank, Sr.	_____
City Manager Burton	_____
City Secretary Bellard, TRMC	_____
City Attorney Tizeno	_____
Police Chief Duriso Or Designee	_____

II. PROCLAMATIONS

Proclamations

III. PETITIONS & COMMUNICATIONS

A. Speakers

- (1) Wayne Dolcefino Of Dolcefino Consulting Regarding Acadian Ambulance Contract
- (2) Courvesiaye Lockhart And Rennie Lockhart Regarding Solar Energy Opportunities

B. Presentations

- (1) A Presentation By David Adefeso & Cedric Ceballos Of The Sootchy Charitable Foundation & Sootchy Inc. Regarding The Sootchy Education Program (SEP) (Requested By Mayor Bartie)

C. Employee Recognition – None

**AGENDA
FEBRUARY 13, 2024**

III. PETITIONS & COMMUNICATIONS – CONTINUED

- D. Correspondence – None
- E. Discussions
 - (1) A Discussion Regarding The Purpose And Function Of The Pleasure Island Advisory Committee (Requested By Councilmember Doucet)
 - (2) A Discussion Regarding The Street Fund Account (Requested By Councilmember Doucet)

IV. PUBLIC HEARINGS – 6:00 P.M. – NONE

**V. REPORTS / ITEMS OF COMMUNITY INTEREST
(LIMITED TO A TOTAL OF TWO (2) MINUTES PER
COUNCILMEMBER)**

Pursuant To 551.0415 Of The Texas Government Code, The Mayor And Council May Make Announcements Regarding Items Of Community Interest, Which Include The Following:

- (1) Expressions Of Thanks, Congratulations, Or Condolence;
- (2) Information Regarding Holiday Schedules;
- (3) An Honorary Or Salutary Recognition Of A Public Official, Public Employee, Or Other Citizen, Except That A Discussion Regarding A Change In The Status Of A Person's Public Office Or Public Employment Is Not An Honorary Or Salutary Recognition For Purposes Of This Subdivision;
- (4) A Reminder About An Upcoming Event Organized Or Sponsored By The Governing Body;
- (5) Information Regarding A Social, Ceremonial, Or Community Event Organized Or Sponsored By An Entity Other Than The Governing Body That Was Attended Or Is Scheduled To Be Attended By A Member Of The Governing Body Or An Official Or Employee Of The Political Subdivision; And

**AGENDA
FEBRUARY 13, 2024**

**V. REPORTS / ITEMS OF COMMUNITY INTEREST
(LIMITED TO A TOTAL OF TWO (2) MINUTES PER
COUNCILMEMBER) – CONTINUED**

- (6) Announcements Involving An Imminent Threat To The Public Health And Safety Of People In The Political Subdivision That Has Arisen After The Posting Of The Agenda

Possible Action **May Not Be Discussed In Conjunction With The Information Provided In The Report

VI. UNFINISHED BUSINESS – NONE

VII. CONSENT AGENDA

NOTICE TO THE PUBLIC: The Following Items Are Of A Routine Or Administrative Nature. The Council Has Been Furnished With Background And Support Material On Each Item, And/Or It Has Been Discussed At A Previous Meeting. All Items Will Be Acted Upon By One Vote Without Being Discussed Separately Unless Requested By A Council Member Or A Citizen, In Which Event The Item Or Items Will Immediately Be Withdrawn For Individual Consideration In Its Normal Sequence After The Items Not Requiring Separate Discussion Have Been Acted Upon.

A. Travel Request / Travel Expense Reports

Request For Pre-Approval Of Travel Pursuant To 78-269 (b)(8) Of The Code Of Ordinances (ORD 18-63)

- (A1) Mayor Thurman Bartie:
National League Of Cities
Congressional City Conference
Washington, DC
March 8 - 14, 2024 \$4,243.45

- (A2) Councilmember Willie Lewis:
National League Of Cities
Congressional City Conference
Washington, DC
March 10 - 14, 2024 \$3,772.00

**AGENDA
FEBRUARY 13, 2024**

VII. CONSENT AGENDA – CONTINUED

- (A3) Councilmember Donald Frank:
National League Of Cities
Congressional City Conference
Washington, DC
March 8 - 14, 2024 \$4,343.45

Travel Expense Reports

- (A4) City Manager Ronald Burton:
Texas City Management Association (TMCA) 2024
William "King" Cole Series Session 1
Austin, TX
January 24 - 26, 2024 \$1,619.55

B. Minutes

June 12, 2023 Special Meeting
September 12, 2023 Regular Meeting
September 26, 2023 Special Meeting (Executive Session)
October 10, 2023 Regular Meeting
October 16, 2023 Special Meeting
January 30, 2024 Regular Meeting

C. Resolutions

- (1) P.R. No. 23554 – A Resolution Authorizing The City Of Port Arthur Section 4A Economic Development Corporation (PAEDC) To Enter Into A Purchase Agreement For The Sale Of Certain PAEDC-Owned Land Located Along West Fifth, Sixth, And Seventh Streets In Port Arthur, To The Port Of Port Arthur Navigation District
- (2) P.R. No. 23558 – A Resolution Authorizing The City Manager To Execute Contracts With Martin Asphalt Company Of Houston, Texas, And P Squared Emulsion Plants, LLC Of Elm Mott, Texas, To Provide Asphalt, Oil, And Emulsions To The City Of Port Arthur For The Not-To-Exceed Amount Of \$250,000.00. Funding Is Available In The Streets Maintenance Account, 001-21-053-5316-00-70-000, And The Capital Improvement Fund Streets Program Account, 307-21-053-8517-00-10-000, Various Projects

**AGENDA
FEBRUARY 13, 2024**

VII. CONSENT AGENDA – CONTINUED

- (3) P.R. No. 23574 – A Resolution Ratifying The City Manager’s Decision To Authorize The Payment Of The First Quarter Solid Waste Permit Fee For The Landfill To The Texas Commission On Environmental Quality With A Budgetary Impact Of \$34,248.60. Funding Is Available In The Landfill’s Regulatory Costs Account, 403-50-320-5471-00-00-000
- (4) P.R. No. 23576 – A Resolution Authorizing The City Manager To Execute A Contract With The Solco Group, LLC Of Beaumont, Texas To Provide Engineering And Design Services For Port Arthur Transit’s (PAT) Reconstruction And Drainage Repairs On San Antonio Avenue In The Amount Of \$50,433.00; Funding Is Available In Account No. 401-70-530-8512-00-60-000, Project# DR1P06
- (5) P.R. No. 23577 – A Resolution Authorizing The City Manager To Execute A Contract With Coburn Supply Company Of New Caney, Texas, For The Purchase Of Repair Clamps For The Water Utilities Department, With An Annual Projected Budgetary Impact Of \$255,231.32. Funding Is Available In Account Nos. 410-40-215-5315-00-00-000 (Water System Maintenance), & 410-40-220-5313-00-00-000, (Sewer System Maintenance)
- (6) P.R. No. 23582 – A Resolution Calling For A Public Hearing To Consider A Zoning Map Amendment For 0.7245-Acre Of Land Being Out Of The City Of Port Arthur, Jefferson County, Texas (1428 Austin Avenue & 501 13th Street)

Z24-01 - Ballou Towing
LLB Construction

- (7) P.R. No. 23594 – A Resolution Authorizing The City Manager To Enter Into An Agreement With ETSI Group, LLC, Of Houston, Texas, For Professional Services Related To The Design Of Traffic Signals And Related Intersection Improvements Under The Highway Safety Improvement Program For Three Intersections, For The Not To Exceed Amount Of \$235,865.17. Funds Are Available In The Capital Project Account No. 307-21-049-8522-00-10-000, Project Number CE0002-DES

**AGENDA
FEBRUARY 13, 2024**

VII. CONSENT AGENDA – CONTINUED

- (8) P.R. No. 23611 – A Resolution Authorizing The City Manager To Execute A 72-Month Communications Network And Service Agreement With Spectrum Gulf Coast, LLC To Install, Operate, Use, Maintain, Repair, Upgrade, Replace And/Or Remove Internet And Video Services In The Pleasure Island RV Park With A Total Projected Budgetary Impact Of \$149,928.12. Funding Is Available In The Communications Account 450-60-405-5482-00-00-000

VIII. ITEMS REQUIRING INDIVIDUAL ACTION – NON-CONSENT

A. Resolutions – Non-Consent

- (1) P.R. No. 23559 – A Resolution Authorizing The City Manager To Execute Contracts With Mid County Land Co., LLC, Vulcan Construction Materials, Martin Marietta Materials, Texas Materials, And Modern Concrete & Materials To Road Building Materials To The City Of Port Arthur For The Not-To-Exceed Amount Of \$1,000,000.00. Funding Is Available In The Streets Maintenance Account, 001-21-053-5316-00-70-000, And The Capital Improvement Fund Streets Program Account, 307-21-053-8517-00-10-000, Various Projects
- (2) P.R. No. 23561 – A Resolution Authorizing The City Manager To Execute A Professional Engineering Services Contract With Chica And Associates, Inc. For Construction Management And Value Engineering Services Regarding The Stonegate Drainage Improvement Project For The Not To Exceed Amount Of \$1,117,996.38. Funds Are To Be Available From The Hazard Mitigation Grant Account No. 154-00-000-8515-00-10-000 And The Community Development Block Grant DR Account No 148-00-000-8515-00-10-000. Project No. DR1P04-ENG

**AGENDA
FEBRUARY 13, 2024**

**VIII. ITEMS REQUIRING INDIVIDUAL ACTION – NON-CONSENT –
CONTINUED**

- (3) P.R. No. 23586 – A Resolution Authorizing The City Manager To Execute An Agreement With Florida Floats, Inc. DBA Bellingham Marine Of Jacksonville, Florida For The Rehabilitation Of The Pleasure Island Marina In The Amount Not To Exceed \$1,382,900.00; The Funding For This Project In Account Number 307-60-000-8525-00-10-000 Project Number PI0001 Is Contingent Upon The Approval Of A Budget Amendment Via Adoption Of Proposed Ordinance 7228
- (4) P.R. No. 23589 – A Resolution Authorizing The City Manager To Execute Change Order No. 1 To The Contract With BDS Construction, LLC DBA MK Construction Of Vidor, Texas, For The Landfill Waterline Extension Project, Increasing The Contract Amount By \$74,870.00 To The New Total Contract Amount Of \$1,457,379.00 Funds Are Available In Account No. 405-40-000-8516-00-00-000, Project No. WS-0008 CON
- (5) P.R. No. 23591 – A Resolution Authorizing The City Manager Or His Designee To Negotiate A Professional Services Agreement With Arceneaux, Wilson & Cole, LLC, (AWC) Of Port Arthur, Texas, For Engineering Construction Management Services Associated With The El Vista Subdivision Drainage Improvement Project. Project No. DR1P02-CON
- (6) P.R. No. 23592 – A Resolution Authorizing The City Manager Or His Designee To Negotiate A Professional Services Agreement With Arceneaux, Wilson & Cole, LLC, (AWC) Of Port Arthur, Texas For Engineering Construction Management Services Associated With The Port Acres Subdivision Drainage Improvement Project. Project No. DR1P03-ENG
- (7) P.R. No. 23595 – A Resolution Authorizing The City Manager To Enter Into A Memorandum Of Understanding (MOU) With Research, Applied Technology, Education, And Services (RATES), Inc. Of Edinburg, Texas, To Address Coastal Management Plan Goals With No Budgetary Funding Impact

**AGENDA
FEBRUARY 13, 2024**

**VIII. ITEMS REQUIRING INDIVIDUAL ACTION – NON-CONSENT –
CONTINUED**

- (8) P.R. No. 23596 – A Resolution Authorizing The City Manager To Terminate The Non-Exclusive Ambulance Agreement With Acadian Ambulance Service, Inc. As It Pertains To Providing Ambulance Service In The City Of Port Arthur
- (9) P.R. No. 23604 – A Resolution Authorizing The City Manager To Execute Amendment No. 2 To The Contract Between The City Of Port Arthur And LJA Engineering Of Beaumont, Texas, Extending The Project Duration By 57 Calendar Days Until March 15, 2024. There Is No Budgetary Impact For The Extension
- (10) P.R. No. 23605 – A Resolution Appointing And/Or Reappointing A Director Or Directors To The City Of Port Arthur Section 4A Economic Development Corporation (Requested By Councilmembers Lewis and Doucet)

B. Ordinances – Non-Consent

- (1) P.O. No. 7228 – An Appropriation Ordinance Amending The City Of Port Arthur Budget For The Fiscal Year Beginning October 1, 2023 And Ending September 30, 2024, Increasing The General Fund By \$129,730.00 Capital Fund Buy \$1,214,500.00, Pleasure Island Fund By \$286,715.00 The CDBG-DR By \$4,207,065.00, And The Hazard Mitigation Fund By \$35,592,566.00

IX. ADJOURNMENT OF MEETING

NOTE: If The Meeting Extends Past 11:59 PM, The City Council May Elect To Recess The Meeting And Reconvene At 9:30 AM On February 14, 2024. During The Recess, No Action Will Be Taken On Any Item Of Remaining Business And No Executive Sessions Will Be Held To Discuss Any Matters, All In Accordance With The Open Meetings Law

RULES OF DECORUM – PERSONS ADDRESSING COUNCIL & AUDIENCE MEMBERS

1. *Recognition by Presiding Officer.* No person shall address the Council without first being recognized by the Presiding Officer.
2. *Speaking Procedure; Limitation on discussion and questioning.* Each person addressing the Council shall step up to the microphone provided for the use of the public and give his name and address in an audible tone of voice for the records, state that subject he wishes to discuss, state whom he is representing if he represents an organization or other person, and unless further time is granted by majority vote of the Council, shall limit his remarks to five (5) minutes. All remarks shall be addressed to the Council as a whole and not to any member thereof. No person other than members of the Council and the person having the floor shall be permitted to enter into any discussion, whether directly or through a member of the Council, without the permission of the Presiding Officer.
3. *Improper References, Disorderly Conduct By Person Addressing The Council;* Any person making, expressly or impliedly, personal, impertinent, slanderous, derogatory, discourteous, snide, or profane remarks or who willfully utters loud, threatening or abusive language, or engages, in any disorderly conduct which would impede, disrupt, or disturb the orderly conduct, the order by the Presiding Officer, and if such conduct continues, may, at the discretion of the Presiding Officer, be ordered barred from further audience before the Council during that Meeting.
4. *Addresses After Motion Made or Public Hearing Closed.* After a motion has been made or a public hearing has been closed, no member of the public shall address the Council from the audience on the matter under consideration without first securing permission to do so by majority vote of the City Council.
5. *Campaign Speeches Prohibited.* No persons will be allowed to address the City Council by making campaign speeches for or against any candidate who has announced or does announce his intention to run, or issue already ordered on a ballot for election.
6. *Disorderly Conduct.* No person in the audience shall engage in disorderly conduct such as hand clapping, stamping of feet, whistling, using profane language, yelling, and similar demonstrations, which conduct disturbs the peace and good order of the meeting.
7. *Limitations on Use of Supplemental Lighting.* Limitations on use of supplemental lighting for television and motion picture cameras to create the least amount of interference with or disturbance of Council proceedings and/or discomfort to the public.
8. *Persons Having Complaints, Allegations, or Charges Against Individual City Employees.* No person shall make any complaint, specific allegation, or charge against an individual City Employee by name in a public meeting unless he first shows that he has pursued appropriate administrative channels.

ENFORCEMENT OF DECORUM

Warning. All persons shall at the request of the Presiding Officer, be silent.

Removal. If, after receiving a warning from the Presiding Officer, a person persists in disturbing the meeting, such Officer may order him to remove himself from the meeting. If he does not remove himself, the Presiding Officer may order the Sergeant-at-arms to remove him.

Resisting Removal. Any person who resists removal by the Sergeant-at-arms shall be charged with violating V.T.C.A, Penal Code 42.05.

Motions To Enforce. Any Councilmember may move to require the Presiding Officer to enforce this division, and the affirmative vote of a majority of the Council shall require him to do so.

RULES OF PROCEDURE

The City Secretary shall make public, in accordance with the Texas Open Meetings Law, an agenda containing all business to be discussed at a meeting of the City Council.

Persons Requesting To Be Heard On Agenda Items (1) Residents. Any resident who wishes to address the Council on any matter may do so by notifying the City Secretary in accordance with the Texas Open Meetings Law. (2) Nonresidents. Any nonresident wishing to address the Council shall notify the City Secretary and specify his interest in the matter being considered. The City Secretary shall present such request to the Presiding Officer for approval before placing the name on the Agenda.

Specific Agenda Items. After a motion, second and discussion by the City Council on any specific agenda item, and before a vote is taken, the Presiding Officer shall recognize any citizen in the audience wishing to address the council on such item, who shall be permitted to address the Council thereon for a period of three (3) minutes. "Specific Agenda Items" are defined as any item specified on the Notice of Meeting posted for purposes of the Texas Open Meetings Law and which becomes the subject of a motion before the Council.