



**NOTICE OF REGULAR MEETING
SEALY CITY COUNCIL
415 MAIN STREET
SEALY, TX 77474
TUESDAY, SEPTEMBER 3, 2019
6:00 P.M.**

Notice is hereby given of a meeting of the City Council of Sealy to be held on the abovementioned date and time at the City Hall Council Chamber located at 415 Main Street in Sealy, Texas, for the purpose of considering the following agenda items. All agenda items are subject to action. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

In the interest of maintaining the decorum of the meeting, and in accordance with Sections 2-35 and 2-36 of the Code of Ordinances, only those individuals who have registered to speak may speak on any agenda item. Individuals may register prior to the start of the meeting on the form at the entrance of the council chamber or by contacting the City Secretary. Comments may not be addressed to or at individuals and are limited to five minutes per speaker; however, if a large quantity of individuals has registered to speak, the time may be reduced. Speakers may not poll the council members or attendees.

1. Call to Order
2. Invocation and Pledges of Allegiance
3. Roll Call and Certification of a Quorum
4. Proclamations and Special Recognitions
5. Petition(s) and/or Request(s) from the Public.
(Comments made under this agenda item are limited to five minutes per person; however, if a large quantity of individuals has registered to speak, the time may be reduced. In accordance with the Texas Open Meetings Act and Section 2-36(5) k.7 of the Code of Ordinances, the city council will not discuss or consider any item addressed during this agenda item. However, the mayor and the city manager may make statements of fact, for example, identifying the procedure for reporting an issue or referring the speaker to the cognizant agency or individual.)
6. **CONSENT AGENDA**
(In accordance with Sec. 2-35. (1) of the Code of Ordinances, "Routine matters thought to require little or no deliberation by city council may be placed on a consent agenda, which shall be treated as one agenda item." At any time prior to the call for a vote on the consent agenda, any council member may request that one or more items may be removed from the consent agenda and handled separately in the same manner as a regular agenda item.)
 - a. Discussion and possible action regarding approval of minutes for the meeting held:
 1. August 20, 2019 - Workshop
 2. August 20, 2019
 - b. Discussion and possible action to adopt a resolution authorizing the expenditure of funds by the Sealy EDC for the Main Street Program in an amount not to exceed \$9,000. *(This is the second of two readings.)*
7. Presentation and possible action concerning Boo Bash event in downtown Sealy.

8. Discussion and possible action to approve a resolution authorizing the expenditure of funds for Hailiang Copper Texas by the Sealy Economic Corporation, for incentives, not to exceed \$75,000, to include \$25,000.00 infrastructure grant and a \$50,000 permit and tap fee reimbursement. *(This is the first of two readings.)*
9. Discussion and possible action to approve a management and financing agreement by and between the City of Sealy and Sealy EDC regarding the Sika, Inc., 380 Agreement.
10. Discussion and possible action to adopt a resolution approving the Sealy EDC reimbursement to City of Sealy of Sika payment in the amount of \$80,704.71. *(This is the first of two readings.)*
11. Discussion and possible action regarding the qualifications of the members of the Planning Commission to serve as the Capital Improvement Advisory Committee in accordance with Texas Local Government Code Sec. 395.058.
12. Discussion and possible action to approve a resolution *nunc pro tunc* in which the caption reads: A RESOLUTION NUNC PRO TUNC FOR RESOLUTION 2018-29 OF THE CITY COUNCIL OF THE CITY OF SEALY TEXAS, APPOINTING A CAPITAL IMPROVEMENTS ADVISORY COMMITTEE AS REQUIRED BY CHAPTER 395 OF THE TEXAS LOCAL GOVERNMENT CODE.
13. Discussion and possible action to approve an agreement between City of Sealy and BNSF Railroad authorizing the use of the Railroad right-of-way.
14. Discussion and possible action to approve an ordinance amending Chapter 66 of the City of Sealy Code of Ordinances to adopt regulations regarding use of electronic cigarettes, e-cigarettes, and electronic smoking devices (vaping) in the City of Sealy. *(This is the first of two readings.)*
15. Discussion and possible action to approve an ordinance amending Chapter 42 of the City of Sealy Code of Ordinances to adopt regulations regarding use of electronic cigarettes, e-cigarettes, and electronic smoking devices (vaping) in the City of Sealy. *(This is the first of two readings.)*
16. Discussion and possible action to adopt an ordinance establishing and providing rates for services of the waterworks and sanitary sewer systems of the City of Sealy. *(This is the first of two readings.)*
17. Discussion and possible action to adopt an ordinance establishing and providing rates for services for natural gas system of the City of Sealy. *(This is the first of two readings.)*
18. Discussion and possible action to adopt an ordinance establishing and providing rates for services of solid waste of the City of Sealy. *(This is the first of two readings.)*
19. Discussion and possible action regarding public parking on Front Street from Main Street to Fourth Street.
20. Discussion and possible action regarding regulations for wrecker storage yards.

21. City Manager's report and possible discussion:
 - Update on Wastewater Treatment Plant Project
 - Update on Main Street Water project
 - Update on Highway 36 water and sewer project
 - Update on clearing of Allen's Creek
22. Request(s) for future agenda items and comment(s).
23. **EXECUTIVE SESSION:** A closed meeting will be held concerning the following item(s):
 - a. **Section 551.071 CONSULTATION WITH ATTORNEY.** A governmental body may conduct a private consultation with its attorney when the governmental body seeks the advice of its attorney about: pending or contemplated litigation; or a settlement offer;
 - Town Park Center, Cause No. 2019V-0062.
 - Sealy ISD
 - b. **Section 551.071 CONSULTATION WITH ATTORNEY.** A governmental body may conduct a private consultation with its 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.
24. Reconvene into regular session and consider action, if any, on items discussed in Executive Session.
25. Adjournment.

CERTIFICATION

I certify that a copy of the September 3, 2019, agenda of items to be considered by the Sealy City Council was posted on the City Hall bulletin board and on the city website on or before 6:00 p.m., Friday, August 30, 2019.

//Signature on file//

Dayl Cooksey, City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING: The Sealy City Hall and Council Chambers is wheelchair accessible. Access to the building and special parking are available at the primary entrance to the building facing Main Street. Persons with disabilities who plan to attend this meeting and who might need auxiliary aids or services, such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's office at 979-885-3511 or E-mail at dcooksey@ci.sealy.tx.us.