

**CITY OF INGLESIDE
MINUTES
REGULAR CITY COUNCIL MEETING
MARCH 12, 2019**

1. Call meeting to order

The meeting was called to order at 6:30 p.m. with Mayor Ronnie Parker presiding. Council Members present: Mayor Ronnie Parker and Council Members Ben Tucker, Kody Fahrenthold, Oscar Adame, Dennis Knippa, Pete Perkins and John Schack. Staff present: City Manager David Huseman, Finance Director Linnette Barker, and City Secretary Kimberly Sampson Henry. There were approximately 30 guests present

2. Roll Call

All Council Members were present.

3. Invocation

4. Pledge of Allegiance

5. Citizen Comments

San Patricio County Commissioner Precinct # 4, Howard Gillespie provided an overview of the various bills being introduced during the legislative session regarding the County's voting capacity on the Port of Corpus Christi Authority (POCCA), the POCCA's name, the POCCA's Ethics Code, and the POCCA's possible sunset ruling. He invited everyone to attend the Steel Dynamics Meet and Greet. He announced the San Patricio County Commissioners Court approved the Tax Abatement agreement with Steel Dynamics.

Ingleside Chamber of Commerce Representative, Barbara Gregg invited everyone to the 45th Annual Ingleside Round-Up Days event scheduled for March 22-23, 2019 at N.O. Simmons Park. This year they are dedicating the event to the City of Ingleside and provided VIP tickets to City Council and City employees.

Presentations:

6. Introduction of the Staff recently promoted from within and new hires.

Library Director, Belinda Casanova introduced two new part time Library Clerks: Norma Lopez and April Gamez.

Public Hearings:

N/A

Mayor Parker moved the Executive Session item # 14 forward on the agenda in order to allow the City Attorney to provide report to the Council.

14. The Council may meet in Closed Executive Session in accordance with the Texas Government Code Section 551.071 (Consultations with Attorney) and Section 551.074 (Personnel Matters) regarding the following items:

- A) **Discussion of the appointment of the Municipal Court Clerk as Municipal Court Relief Judge; and**
- B) **Consideration and possible action regarding the Annual Evaluation, Operations, and Procedures as well as the Reappoint of the Municipal Court Judge, Valarie Glover in accordance with the City Charter Section 4.02.B and Texas Government Code Section 29.005 for a two (2) year term to run from January 1, 2019 through December 31, 2020.**

Mayor Parker closed the Regular Meeting to go into Closed Executive Session at 6:41 p.m.

Mayor Parker closed the Executive Session and re-opened the Regular Meeting at 8:22 p.m.

No action was taken at time, but action was deferred until later in the meeting.

Action Items:

- 7. Discussion, consideration, and action of an application filed by Tracy Long, to re-plat the following property, Lots 9 and 10, Block I, Burton and Danforth Subdivision to Lots 1-8, Block 1, Long Estates Subdivision, City of Ingleside, San Patricio County Texas. Property is located on North side of 4th Street across from Danforth Lane. (Tabled from 02/12/19)**

Council Member Adame made a motion to approve the application filed by Tracy Long, to re-plat the following property, Lots 9 and 10, Block I, Burton and Danforth Subdivision to Lots 1-8, Block 1, Long Estates Subdivision, City of Ingleside, San Patricio County Texas: and was seconded by Council Member Tucker.

Council Member Schack questioned where the water is going to drain to when there are heavy rains. Building Official, Carey Dietrich explained that when the property is being developed, if there is movement of more than 50 cubic yards of dirt, they have to provide an Engineers Certification of how it is being managed to allow for flooding. Council Member Adame agreed there is already State Law and City Ordinance to protect neighbors from each other. There was additional discussion regarding existing ponds on the larger lot.

City Manager, David Huseman suggested the Council consider a plat with conditions.

Council Member Adame withdrew his first motion. He further made a motion to approve the replat application with condition that the retention pond be designated on the plat. Property owner, Tracy Long stated he refused to agree to that because (1) it's not necessary or required for a replat; and (2) it would cost additional funds for another survey. Council Member Adame withdrew his second motion.

Council Member Adame made a motion to approve the application filed by Tracy Long, to re-plat the following property, Lots 9 and 10, Block I, Burton and Danforth Subdivision to Lots 1-8, Block 1, Long Estates Subdivision, City of Ingleside, San Patricio County Texas: and was seconded by Council Member Perkins.

There was additional discussion with the Council Members and the property owner.

Council Member Perkins called for the vote. The motion was approved with Mayor Parker and Council Members Tucker, Fahrenthold, Adame, Knippa, and Perkins voting aye; and Council Member Schack voting no.

- 8. Discussion, consideration, and action awarding a contract for the Avenue A Utility Crossings project.**

Mayor Parker explained this work is being scheduled prior to the repaving of Avenue A from SH-361 to 12th Street and questioned where the funds are being paid from.

Finance Director, Linnette Barker stated it was budgeted in the Utility Fund for the current FY 18/19 Budget.

Council Member Adame made a motion to award the contract to JJ Fox Construction, Inc. for an amount not to exceed \$42,800 and was seconded by Council Member Knippa. The motion was approved unanimously.

- 9. Discussion, consideration, and action of a Resolution of the City Council of the City of Ingleside, Texas, authorizing the City Manager to remove from consideration participation in a Regional Wastewater Treatment Facility.**

Mayor Parker reported that the study by the SPMWD indicated that the initial buy-in for the City of Ingleside would be 25 Million Dollars plus the monthly/annual fees associated with the daily usage, maintenance, and upkeep. He recommended not participating in the Regional Wastewater Treatment Facility.

Council Member Fahrenthold made a motion to approved Resolution # 2019-13 of the City Council of the City of Ingleside, Texas, authorizing the City Manager to remove from consideration participation in a Regional Wastewater Treatment Facility: and was seconded by Council Member Tucker. The motion was approved unanimously.

- 10. Discussion, consideration, and action of a Resolution of the City Council of the City of Ingleside, Texas, authorizing and instructing staff to proceed with the necessary plans to develop a Wastewater Treatment Facility utilizing Texas Water Development Board Funding.**

Council Member Adame made a motion to approve Resolution # 2019-14 of the City Council of the City of Ingleside, Texas, authorizing and instructing staff to proceed with the necessary plans to develop a Wastewater Treatment Facility utilizing Texas Water Development Board Funding: and was seconded by Council Member Knippa. The motion was approved unanimously.

- 11. Discussion, consideration and action authorizing the City Manager to sign Task Order # 2 with Freese and Nichols, Inc. to provide Project Management Services related to Hurricane Harvey Recover Project for an amount not to exceed \$15,000.**

City Manager, David Huseman recommended approval of this Task Order due to the amount of work that Project Manager, Shane Torno is performing with the Staff, FEMA, and now working with our Attorneys.

Council Member Fahrenthold made a motion authorizing the City Manager to sign Task Order # 2 with Freese and Nichols, Inc. to provide Project Management Services related to Hurricane Harvey Recover Project for an amount not to exceed \$15,000: and was seconded by Council Member Perkins. The motion was approved with Mayor Parker and Council Members Tucker, Fahrenthold, Adame, Perkins, and Schack voting aye; and Council Member Knippa voting no.

- 12. Discussion, consideration, and action of an Ordinance amending the General Fund 2018-19 Budget for the City of Ingleside to provide for revenues from the Insurance Company in the amount of \$352,149 and expenditures in the amount f \$176,710 for amendments to the City Hall Change Order No. 1 and No. 2, for H2O Partners, and a Task Order #2 for Freese and Nichols.**

City Manager, David Huseman explained some the items included were previously approved by Council and this is the Ordinance to move the funds within the City's current FY 18/19 Budget.

Council Member Adame made a motion to approve Ordinance # 2019-09 amending the General Fund 2018-19 Budget for the City of Ingleside to provide for revenues from the Insurance Company in the amount of \$352,149 and expenditures in the amount f \$176,710 for amendments to the City Hall Change Order No. 1 and No. 2, for H2O Partners, and a Task Order #2 for Freese and Nichols: and was seconded by Council Member Fahrenthold. The motion was approved with Mayor Parker and Council Members Tucker, Fahrenthold, Adame, Perkins, and Schack voting aye; and Council Member Knippa voting no.

- 13. Discussion, consideration, and action of an Ordinance amending the General Fund 2018-19 Budget for the City of Ingleside to provide for revenues for Right of Way Permits in the amount of \$124,216 and expenditures in the amount of \$10,000 for additional supplies and repairs to the City Hall.**

City Manager, David Huseman noted this Ordinance allows for the receipt of ROW revenues and an additional \$10,000 for multiple items to finish City Hall.

Council Member Adame made a motion to approve Ordinance # 2019-10 amending the General Fund 2018-19 Budget for the City of Ingleside to provide for revenues for Right of Way Permits in the amount of \$124,216 and expenditures in the amount of \$10,000 for additional supplies and repairs to the City Hall; and was seconded by Council Member Fahrenthold. The motion was approved unanimously.

Consent Agenda: (All of the following items are considered to be self-explanatory by the City Council and will be enacted with one motion; there will be no separate discussion of these items unless a Council Member requests.)

N/A

Executive Session:

14. The Council may meet in Closed Executive Session in accordance with the Texas Government Code Section 551.071 (Consultations with Attorney) and Section 551.074 (Personnel Matters) regarding the following items:

- A) **Discussion of the appointment of the Municipal Court Clerk as Municipal Court Relief Judge; and**
- B) **Consideration and possible action regarding the Annual Evaluation, Operations, and Procedures as well as the Reappoint of the Municipal Court Judge, Valarie Glover in accordance with the City Charter Section 4.02.B and Texas Government Code Section 29.005 for a two (2) year term to run from January 1, 2019 through December 31, 2020.**

There was no action taken regarding item A.

Council Member Fahrenthold made a motion to re-appoint Municipal Court Judge, Valarie Glover for a two (2) year term to begin March 12, 2019 and was seconded by Council Member Adame.

City Secretary, Kimberly Sampson Henry questioned if the term could be changed due to Charter requirements and/or the dates posted with this agenda.

Council Member Fahrenthold requested the City Secretary consult the Charter and the City Attorney for clarification. If the date can be moved to March 12, 2019; that is the preference of his motion. If it is required to be kept at January 1, 2019; then staff can make that change with the motion due to legal reasons. Staff to report back to Council the findings. The motion was approved unanimously.

(Outside of the Council Meeting, Mrs. Henry consulted with City Attorney, Michael Morris and it was determined that to be consistent with Texas Government Code Section 29.005 the date of re-appointment should be January 1, 2019 and extend for a two year period to end December 31, 2020.)

Other:

15. Reports from Staff

- i. **City of Ingleside expenditures to be paid** – There were no questions by Council.

16. Requests from Council Members

Mayor Parker requested a future agenda item to discuss the Alternate/Relief Municipal Court Judge to still abide by the City's Policy and Procedure Manual. He also requested a future agenda item to allow for an Open Purchase Order for the Courts quarterly payments.

Council Member Adame asked if an adjustment could be made to the Council Chamber's entry door due to it slamming and City Secretary, Kimberly Sampson Henry explained it

has been adjusted and due to the automatic locking mechanism, this is the only adjustment that can be made.

Council Member Adame questioned if the City Manager had received the business card for the Attorney in Corpus that was willing to review our Property/Liability/Workers Compensation/Windstorm policy to confirm we have appropriate coverage. The City Manager stated he does have that card and staff are forwarding the data to the Attorney.

Council Member Tucker questioned what was being done with the dip in FM 1069 just past HEB where the City had to cut the road for a water leak. City Manager, David Huseman explained they are waiting for the ground to settle before they do the final fix of that road area.

Council Member Perkins requested an update on the water line to the Airport and the City Manager stated he would look into it and provide additional information to Council via email.

Council Member Knippa requested a future agenda items to discuss: (1) Resoluituion for 75/25 Single Family Residential/Multi-Family Residential; (2) changes to the Master Plan and Future Land Use Map; and (3) can we try changing the Council Meetings to Wednesday nights for one month during the summer. City Secretary, Kimberly Sampson Henry explained the meeting dates are set for the 2nd and 4th Tuesday of the month by Ordinance and allows for changes to be made by a vote of the Council due to circumstances. If they want change the meeting dates for a period of time, an Ordinance may be required.

17. Adjourn

There being no further business, the meeting was adjourned at 9:05 p.m.

ATTEST:


Kimberly Sampson Henry, City Secretary

APPROVED:


Mayor Ronnie Parker