

**CITY OF INGLESIDE
MINUTES
REGULAR CITY COUNCIL MEETING
JUNE 25, 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 Steve Diehl, Kody Fahrenthold, Stewart Wilson, John Schack, and Ben Tucker. Council Members absent were: Council Member Dennis Knippa. Staff present: City Manager David Huseman, Finance Director Linnette Barker, and City Secretary Kimberly Sampson Henry. There were approximately 40 guests present.

2. Roll Call

Council Member Dennis Knippa was absent.

3. Invocation

4. Pledge of Allegiance

5. Citizen Comments

Mr. James Coulter questioned why the Moony Lane drainage issue was not on the current agenda.

Mr. Gerard Gutierrez questioned why the City is not doing anything to relieve the drainage concerns on their property.

IISD Superintendent, Troy Mircovich provided an update of the School Districts progress with the High School and Jr. High School campuses and parking areas. He announced he is working with the Drainage District regarding certain items and welcomed the City to join in those discussions especially as they concern Coach Emory Bellard Dr. and Mustang Avenue.

Kenny Bowan, of Arrow Self Storage located at the intersection of FM 1069/Main Street and Morgan Lane stated his concerns as a developer in working with the City Staff. He asked that all developers be treated equally. He asked when the potholes on Kenny and Morgan are going to be repaired and staff have told him the contractor is working on Avenue J at the moment, but he see's little if no work ongoing there either.

Mrs. Debra Sanders questioned why the notice letting some of the residents along Avenue A, Tiner, and Indian Trail know of construction didn't provide more detail so the residents knew what was going and when.

Mr. Oscar Adame stated that since the City bought the new equipment for the Public Works Staff to work on the drainage all over town, he saw a lot of work in the beginning, but now he sees no work being performed. He further suggested additional drainage work needed to be completed on Avenue J before they put down the new roadway.

Mr. David Pruitt asked why the police department is not aware of the new Fire Works Ordinance that was approved earlier this year. He called them recently regarding an incident and was told there was no ordinance against them.

Presentations:

- 6. Presentation of Plaque of Appreciation to Police Captain Robert Luna for his service as Interim Police Chief from April 2018 to June 2019,**

City Manager, David Huseman presented Police Captain Robert Luna with a plaque of appreciation for his service as Interim Police Chief for 14 months. Captain Luna thanked all of the staff and his family for their support and dedication to help during this time. Council Members thanked Luna for her service to the City.

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.)

7. **Receive the City's Financial Reports as of May 31, 2019.**
8. **Discussion, consideration and action of Resolution 2019-26 of the City Council of Ingleside, San Patricio County, Texas, adopting a Procurement Policies and Procedures for Federal Grants as required for the Community Development Block Grant – Disaster Recovery Grant awarded to the City of Ingleside.**
9. **Discussion, consideration and action of Resolution 2019-27 of the City Council of the City of Ingleside, Texas Authorizing the Submission of a Community Development Block Grant Disaster Recovery (CDBG-DR) application to the Texas General Land Office and authorizing the Mayor to act as the City's Executive Officer and Authorized Representative in all matters pertaining to the City's participation in the CDBG-DR Program.**
10. **Discussion, consideration and action of Resolution 2019-28 of the City Council of Ingleside, San Patricio County, Texas, adopting an Excessive Force Policy as required for the Community Development Block Grant – Disaster Recovery Grant awarded to the City of Ingleside.**

Council Member Schack made a motion to approve the Consent Agenda and was seconded by Council Member Diehl. The motion was approved unanimously.

Public Hearings:

Mayor Parker opened the Public Hearings at 6:59 p.m.

11. **Second Public Hearing in accordance with the provisions of the Texas Local Government Code, Section 370.002 "Review of Juvenile Curfew Ordinance."**

There were no speakers for or against the Juvenile Curfew Ordinance.

12. **A Public Hearing concerning an application filed by Ray and Denise Hermes to rezone the hereinafter described real property from its present classification of R-1 (Single Family Residential) to R-2 (Two-Family Residential): Lots 2 and 3, Block 1, Hermes Subdivision adjacent to 1459 S. Main Street Ingleside, Texas.**

Speaking in favor of the rezone was Valerie Wyatt with the builder and representative of the property owners, Ray and Denise Hermes. They would like to develop the two lots fronting the highway into duplexes. They plan to build the duplexes as two-bedroom two-bathroom with a single car garage for each unit.

There were no speakers against the rezone.

13. **Public hearing regarding unsafe structures and/or nonconforming use to make a determination if the structures listed below meet the minimum standards of adopted codes or shall be demolished and removed from the property as per Section 18-299 of the Ingleside City Code:**

- A) **Property #1: Owners: Orlando D and Veronica Martinez
Lot 3, Block 2, Villanova Pl Subdivision
Otherwise known as 2792 Avenue H**

Code Enforcement Officer Carisam Luke stated that Mr. Orlando Martinez came into the office recently and provided Structural Engineer Certification and WPI-1. They pulled a permit for repairs this last Friday, June 21, 2019.

- B) Property #2 Owner: Hector and Esmeralda Ramirez
Lots 41, 42, 43, and 44, Block 22, RJ Williams Subdivision
Otherwise known as 2515 Ave D**

Code Enforcement Officer Carisam Luke stated the city's utility connection has been off since April 2018. The photos indicate that someone has done repairs to the windows, roof, and front port posts; however, no permits have been pulled. Staff has send certified mail to the address of record and posted notices on the house and published in the newspaper. There has been no communication from the property owner.

- C) Property #3 Owner: Kirk E and Taddie L Veselka
PT Lot 13, Block 84, McCampbell Subdivision
Otherwise known as 2447 McCullough**

Building Official, Carey Dietrich explained the owner has recently contacted the City and Staff is assisting owener, Taddi Veselka, to make contact with the Samaritans Purse to see if they can help. This property had damage with Hurricane Harvey and then a structure fire. The Samaritans Purse needs time to come out and assess the structure to see if they can assist.

Mayor Parker closed the Public Hearings at 7:11 p.m.

Action Items:

- 14. Discussion, consideration and action of an Ordinance re-adopting Sec. 38-26 through Sec. 38-31 of the City of Ingleside, Texas Code of Ordinances relating to minors within the City of Ingleside, establishing a curfew for juveniles, establishing exceptions to the curfew where the juvenile is accompanied by a parent or other adult, or on lawful business or other permissible activities; Providing for an effective date, reading, severance, and publication. (Final Reading)**

Council Member Schack made a motion to approve Ordinance # 2019-16 re-adopting Sec. 38-26 through Sec. 38-31 of the City of Ingleside, Texas Code of Ordinances relating to minors within the City of Ingleside, establishing a curfew for juveniles, establishing exceptions to the curfew where the juvenile is accompanied by a parent or other adult, or on lawful business or other permissible activities; Providing for an effective date, reading, severance, and publication: and was seconded by Council Member Diehl. The motion was approved unanimously.

- 15. Discussion, consideration and action of an Ordinance changing the zoning for the following property from its present zoning of R-1 (Single Family Residential) to R-2 (Two-Family Residential) and further providing for effective date, reading, severance, and publication: Lots 2 and 3, Block 1, Hermes Subdivision adjacent to 1459 S. Main Street Ingleside, Texas. (First Reading)**

Council Member Diehl stated he had a concern with the Future Land Use Map.

Council Member Schack stated he had a concern with Spot Zoning.

Building Official, Carey Dietrich noted that even though there is R-1 (Single Family) on both sides of this lot, M (Multi-Family) is across the street.

Council Member Diehl made a motion to pass to a second reading the Ordinance changing the zoning for the following property from its present zoning of R-1 (Single Family Residential) to R-2 (Two-Family Residential) and further providing for effective date, reading, severance, and publication: Lots 2 and 3, Block 1, Hermes Subdivision adjacent to 1459 S. Main Street Ingleside, Texas: and was seconded by Council Member Wilson. The motion was not approved with Mayor Parker and Council Members Diehl

and Wilson voting aye; and Council Members Fahrenthold, Schack, and Tucker voting no.

- 16. Discussion, consideration and action to make a determination if the following structure meets the minimum standards of adopted codes or shall be demolished and removed from the property as per Section 18-299 of the Ingleside City Code - Owner: Orlando D and Veronica Martinez at Lot 3, Block 2, Villanova Pl Subdivision, Otherwise known as 2792 Avenue H. (Item 13-A above)**

Building Official, Carey Dietrich explained that the property owner is willing to pull a permit that would allow them six-months to perform repairs. Staff recommends Council allow the property owner time to complete the repairs.

Council Member Schack made a motion to table this demolishing order for 90-days to allow Orlando D and Veronica Martinez time to make significant progress with their repairs; and was seconded by Council Member Diehl. The motion was approved unanimously.

- 17. Discussion, consideration and action to make a determination if the following structure meets the minimum standards of adopted codes or shall be demolished and removed from the property as per Section 18-299 of the Ingleside City Code - Owner: Hector and Esmeralda Ramirez at Lots 41, 42, 43, and 44, Block 22, RJ Williams Subdivision, Otherwise known as 2515 Ave D. (Item 13-B above)**

Building Official, Carey Dietrich noted there has been no communication from the property owner and there has been no utility services since April 2018. Staff is recommending demolition.

Mayor Parker made a motion to issue Demotion Order # 2019-06-001 specifying that the following structure does not meet the minimum standards of adopted codes and shall be demolished and removed from the property as per Section 18-299 of the Ingleside City Code - Owner: Hector and Esmeralda Ramirez at Lots 41, 42, 43, and 44, Block 22, RJ Williams Subdivision, Otherwise known as 2515 Ave D. The motion was seconded by Council Member Diehl. The motion was approved unanimously.

- 18. Discussion, consideration and action to make a determination if the following structure meets the minimum standards of adopted codes or shall be demolished and removed from the property as per Section 18-299 of the Ingleside City Code - Owner: Kirk E and Taddie L Veselka at PT Lot 13, Block 84, McCampbell Subdivision, Otherwise known as 2447 McCullough. (Item 13-C above)**

Building Official, Carey Dietrich reminded the Council that the owners are now working with Samaritans Purse to be assessed for possible assistance. Staff recommends a delayed demolition order to allow for the assessment by the Samaritans Purse.

Council Member Fahrenthold made a motion to table this demolition order by 60-days to allow time for the assessment by the Samaritans Purse; and was seconded by Council Member Wilson. The motion was approved unanimously.

- 19. Discussion, consideration and action of Harvey Updates including, but not limited to: Insurance, Buildings and Facilities, FEMA Debris Removal, and Fund 19 Fund Report.**

City Secretary, Kimberly Sampson Henry announced that she continues to work with the various departments to confirm which repairs are complete so the structures can be moved from the Axis policy to the Velocity policy.

Building Official, Carey Dietrich stated the properties still needing assistance with PPDR have diminished and thereby we are trying to get a revised estimate to confirm whether we are required to go through the RFP process.

20. Discussion, consideration and action of an Ordinance of the City of Ingleside, Texas, amending the 2018/2019 Director of Infrastructure Department within the General Fund Budget.

City Manager, David Huseman explained that the City has budgeted and attempted various methods to find the right person to hire as the Director of Infrastructure. Since we haven't found the right candidate yet, staff is recommending the funds be moved from salary line items to contract lines items within same departmental budget. We could contract with an engineering firm to provide a contract laborer to not only perform these duties, but also better prepare a more thorough job description.

Council Member Schack made a motion to approve Ordinance 2019-17 of the City of Ingleside, Texas, amending the 2018/2019 Director of Infrastructure Department within the General Fund Budget; and was seconded by Council Member Diehl. The motion was approved unanimously.

21. Discussion, consideration and action of an Ordinance of the City of Ingleside, Texas, amending the 2018/2019 Capital Fund for approval and appropriation of a Temporary Animal Control facility.

Council Member Diehl stated that even though he requested this item, some additional options have been brought forward and he feels the staff need additional time to consider these options.

Council Member Diehl made a motion to table the Ordinance of the City of Ingleside, Texas, amending the 2018/2019 Capital Fund for approval and appropriation of a Temporary Animal Control facility; and was seconded by Council Member Fahrenthold. The motion was approved unanimously.

City Manager, David Huseman stated there is another facility in the area that may assist us with housing of these animals; however, staff is looking at the cost and available space.

Executive Session:

N/A

Other:

22. Reports from Staff

- A. **City of Ingleside expenditures to be paid** – There were no questions from Council.
- B. **Update of Unencumbered Balance** - There were no questions from Council.

23. Requests from Council Members for Future Agenda Items.

Several Council Members requested an agenda item at the next Council Meeting to discuss drainage of Mooney Lane. It was suggested that staff include engineer reports, elevation maps, and various options for Council to take action upon.

Council Member Diehl requested an update on the street work being completed on First Street. City Manager, David Huseman stated the construction has finished; however, when he reviewed the work compared to the drawings, there is a concern of the length of the construction. The engineers have requested a meeting with the contractor to discuss.

Council Member Diehl asked that something be put on the City's website about the Firework Ordinance.

Council Member Diehl thanked the Police Officers for assisting the large trucks trying to park on Church Street to move along.

Council Member Diehl requested a future agenda item to assist with drainage on the North West side of town down SH-361.

Council Member Diehl asked that the staff eventually bring back to Council the various water rate options prior to the February 2020 bonds for the possible new wastewater facility.

Mr. Oscar Adame was allowed to speak during Requests from Council Members and asked that the drainage behind HEB be addressed at some point.

Council Member Diehl requested there be a future agenda item to discuss the options for Mustang Drive and Coach Emery Bellard Blvd. that were mentioned by IISD Superintendent, Troy Mircovich.

Council Member Wilson asked staff to look into the cat tails growing in the ditch at Avenue B and Oklahoma and the ditch behind fence and houses facing Oklahoma Street. Mr. Huseman stated the Engineers are working with the Contractor to clean those ditches prior to the job being considered complete.

Council Member Wilson asked why there was still standing water South of the intersection of FM 1069 and FM 2725. Mr. Huseman stated he would have the staff look into that.

Council Member Fahrenthold requested the City have a FaceBook page like the Police and Parks staff have to stream Council Meetings and post notices.

Council Member Wilson questioned if there are still two brush trucks running for the City because he only sees one of the streets. Mr. Huseman stated he would look into that.

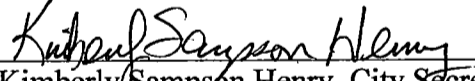
Ms. Julie Wilson was allowed to speak during Requests from Council Members and stated that Stop Signs are still need on Avenue J at 1st and 4th Streets.

Mr. James Coulter was allowed to speak during Requests from Council Members and asked if the drainage of Mooney Lane was going to be on the next Council agenda. Mr. Huseman state it would be on the next agenda.

24. Adjourn

There being no further business, the meeting was adjourned at 7:48 p.m.

ATTEST:


Kimberly Sampson Henry, City Secretary

APPROVED:


Mayor Ronnie Parker