

CITY OF INGLESIDE
MINUTES
REGULAR CITY COUNCIL MEETING
TUESDAY, DECEMBER 14, 2021
6:30 P.M.

1. Call Meeting to order

The Regular City Council Meeting on December 14, 2021 was called to order at 6:30 p.m., with Mayor Ronnie Parker presiding.

2. Roll Call

Councilmembers present: Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker. Councilmember Salinas attended via Zoom meeting. There were approximately (30) citizens and (11) employees in attendance.

3. Invocation

4. Pledge of Allegiance

5. Citizen Comments

Karisma Luke, 2096 Jenica Dr., made a citizen's comment that she would like to Bless the Council and the City and to Thank you for your sacrifice and courage.

Angel Castro, 2335 Kenny Lane, made a citizen's comment regarding burning in a fire pit and would like some clarification on what is allowed vs. not allowed in the City.

Angel Castro, 2335 Kenny Lane, made a citizen's comment regarding drainage and would like an update on when the drainage in the area of Kenny Lane will be addressed.

Presentations:

6. Recognizing the Paste the Waste Art Competition Winners from the Leon Taylor Jr. High School, Ingleside, Texas, art classes.

Mayor Parker and Ingleside Events Department Youth Coordinator Bianca Skinner presented the winners of the competition with certificates and gift cards.

Public Hearing:

7. A Public Hearing regarding an application filed by David & Nathaniel Mircovich, to request the closure of the entire 20' wide alley, which will be retained as a utility easement, within BLK 3 Old Ingleside Subdivision as recorded in envelope 911-912 map records of San Patricio County, Ingleside, Texas.

Mayor Parker closed the Regular City Council Meeting at 6:40 pm to proceed to the Public Hearing.

There was no one speaking against.

Greg Halger, Surveyor with King and Petrus, Inc., Sinton Texas, spoke on behalf of their clients Nathan and Nathaniel Mircovich. Mr. Halger explained the reason for the request is Mr. Mircovich lives on one side of the alley way and owns property on the other side of the alley way. Mr. Mircovich would like to build a shop building on the vacant property; however, he cannot build unless the shop is located at his residential address. A utility easement will remain on the property.

Mayor Parker closed the Public Hearing at 6:42 pm to return to the Regular City Council Meeting.

Action Items:

8. Discussion, consideration and action of an Ordinance, adopting the application filed by David & Nathaniel Mircovich to request the closure of the entire 20' wide alley, which will be retained as a utility easement, within BLK 3 Old Ingleside Subdivision as recorded in envelope 911-912 map records of San Patricio County, Ingleside, Texas. (First Reading)

Councilmember Schack inquired about the replat of the property.

City Manager, Linnette Barker commented that this is only a request for closure of the alley way at the time, the replat will come later.

Councilmember Salinas inquired about the surrounding neighbors and if they would lose access to the alley way?

Councilmember Salinas was absent from the meeting from 6:48 pm to 6:59 pm due to computer difficulties.

Councilmember Wilson made a motion, seconded by Councilmember Tucker, to pass Ordinance 2021-23 adopting the application filed by David & Nathaniel Mircovich to request the closure of the entire 20' wide alley, which will be retained as a utility easement, within BLK 3 Old Ingleside Subdivision as recorded in envelope 911-912 map records of San Patricio County, Ingleside, Texas to second reading. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker voting aye. Councilmember Salinas was absent from the vote.

9. Discussion consideration and action regarding Resolution 2021-49 of the City of Ingleside, Texas, adopting the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet.

Finance Director, Dawn Tarr commented that Representatives from Texas Attorney General, Ken Paxton's office participating via Zoom Meeting with any questions the Council may have.

Mayor Parker paused the Regular City Council Meeting at 6:51 pm due to computer difficulties.

Mayor Parker resumed the Regular City Council Meeting at 6:55 pm.

Mayor Parker inquired if the City joins this Settlement, how this would affect future claims regarding this matter?

The representative from the Texas Attorney General's Office, commented that by joining the settlement it would be for all past, present and future claims.

Councilmember Schack made a motion, seconded by Councilmember Diehl, to adopt Resolution 2021-49 of the City of Ingleside, Texas, adopting the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker voting aye and Councilmember Salinas abstaining due to computer difficulties.

10. Discussion, consideration and action regarding SH200.

Paula Sales Evans, TxDOT representative, attended via Zoom to help answer questions.

Mayor Parker questioned Paula Sales Evans, TxDOT representative, if the City needed to use to eminent domain for this project? Ms. Evans responded that the project is headed in that direction, that a decision from the City will have to be made soon to move forward with the projected bidding date of August 2022. Mayor Parker questioned if August 2022 starts the process, would the completion date still remain around August 2024? Ms. Evans commented there are many factors involved, however this is the projected date. Mayor Parker commented that if eminent domain is involved with this project, the City would lose the grant money for this project and asked about the timeline TxDOT needs from the City regarding the eminent domain. Ms. Evans replied that a decision from the City would need to be made by mid-January to make the August 2022 projection.

Mayor Parker commented that the \$4 million dollars that is set aside for this project belongs to the citizens of Ingleside. The money should be given back to the citizens in the way of infrastructure for the City and that TxDOT should pay for this project without the financial help of the City.

Councilmember Diehl commented that the citizens of Ingleside would rather the money be spent on infrastructure and not on this highway. The City should not be involved in eminent domain for this project.

Councilmember Schack commented that this project will help the citizens of Ingleside in the way of retail development and growth and removing traffic from the streets of Ingleside.

Councilmember Salinas commented that there is no losing on this project, it is an added investment to the City and moving forward with this project would be beneficial to the City.

Councilmember Pruitt added that the street traffic causes the roads to deteriorate. SH200 is a plus for the City and we should proceed.

Councilmember Wilson commented that the money that is set aside for this project needs to be redirected back to the citizens.

Councilmember Diehl questioned Ms. Evans on the eminent domain process and timelines. Ms. Evans commented that the Right of Way Specialists should speak to those questions.

Councilmember Diehl questioned Ms. Barker that if the Council makes a decision tonight to proceed with the project and eminent domain is involved, would the City lose the Grant for this project? Ms. Barker commented yes, the grant would be lost.

Councilmember Schack made a motion, seconded by Councilmember Pruitt to have TxDOT proceed with moving forward on SH200 and eminent domain as of January 17, 2022 if no agreements on right of way with property owners have been made. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Salinas voting aye and Mayor Parker voting nay.

11. Discussion, consideration and action of a Resolution of the City Council of Ingleside, San Patricio County, Texas, appointing/reappointing of members to the Planning and Zoning Commission. (Single Reading)

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve Resolution 2021-50 of the City Council of Ingleside, San Patricio County, Texas, appointing/reappointing members to the Planning and

Zoning Commission by appointing Connor Brown and Bobby Dendy and extending terms for Dale Wells and Alana Seaman. The motion passed unanimously.

12. Discussion, consideration and action of a Resolution of the City Council of Ingleside, San Patricio County, Texas, appointing/reappointment of members to the Board of Adjustments. (Single Reading)

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve Resolution 2021-51 of the City Council of Ingleside, San Patricio County, Texas, appointing/reappointment members to the Board of Adjustments by extending terms for Tracy Long, Frank Truitt, Ronnie Benton and Gary Patton. The motion passed unanimously.

13. Discussion, consideration and action regarding an application for a Special Park Use Permit by the Ingleside Chamber of Commerce, for the 50th Annual Round-Up Days & Music Festival on March 25th and March 26th, 2022 at N.O. Simmons Park.

Councilmember Pruitt commented that the relaxation of the noise ordinance should not be on the Application of Special Use Permit.

Several Councilmembers commented on the noise during the events and how it would be difficult to control in an event like this.

Councilmember Diehl made a motion, seconded by Councilmember Tucker, to approve the application for a Special Park Use Permit by the Ingleside Chamber of Commerce, for the 50th Annual Round-Up Days & Music Festival on March 25th and March 26th, 2022 at N.O. Simmons Park. The motion passed unanimously.

14. Discussion, Consideration and action regarding an application for a Special Park Use Permit by the Ingleside Chamber of Commerce, for the Ribs & Rods Barbeque Cook Off and Car Show Event, scheduled for June 3 & 4, 2022.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve the Special Park Use Permit by the Ingleside Chamber of Commerce, for the Ribs & Rods Barbeque Cook Off and Car Show Event, scheduled for June 3 & 4, 2022. The motion passed unanimously.

15. Discussion, consideration and action regarding an application for the use of Hotel Motel Funds by the Ingleside Chamber of Commerce for the “50th Annual Ingleside Round Up Days & Music Festival”, scheduled for March 25 & 26, 2022.

Mayor Parker asked that the Chamber wait on the spending of funds for advertising for this event until after mid-January 2022, due to the Covid pandemic. Ingleside Chamber of Commerce Director, Barbara Gregg, commented that advertising needs to get started as soon as possible, but holding off until mid-January would not be a problem.

Councilmember Diehl made a motion, seconded by Councilmember Tucker, to approve the application for the use of Hotel Motel Funds by the Ingleside Chamber of Commerce for the “50th Annual Ingleside Round Up Days & Music Festival”, scheduled for March 25 & 26, 2022 with an advanced payment of \$25,000.00. The motion passed unanimously.

16. Discussion, consideration and action regarding an application for the use of Hotel Motel Funds by “Ribs & Rods” for the Barbecue Cook-Off and Car Show Event, scheduled for June 3 & 4, 2022.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve the application for the use of Hotel Motel Funds by "Ribs & Rods" for the Barbecue Cook-Off and Car Show Event, scheduled for June 3 & 4, 2022. The motion passed unanimously.

17. Discussion, consideration and action for Award of Bid for Fire Department Truck Purchase.

Ingleside Volunteer Fire Department Chief, Steven Loving reported that the Fire Truck is part of the Bond Project and has been budgeted. The truck is a smaller truck with a quicker response time to combat fires and would benefit the citizens. The "Wildfire" bid that is included in the council packet, is the bid that the Fire Department is recommending.

Councilmember Diehl asked City Manager Linnette Barker, if the funding was included in the Budget? Ms. Barker, commented that the amount included in the capital budget was \$150,000.00. However, the department also has 2 other trucks in the rolling stock inventory the department will be dropping from inventory, that money can be reallocated and will be brought to Council in the future for a budget amendment.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to award the bid to "Wildfire" for the purchase of a Chevy 6500, in the amount of \$206,922.92. The motion passed unanimously.

18. Discussion, consideration and action of a Resolution of the City of Ingleside confirming the appointment/reappointment of officers to the Ingleside Volunteer Fire Department.

Councilmember Schack made a motion, seconded by Councilmember Tucker, to approve Resolution 2021-55 of the City of Ingleside confirming the appointment/reappointment of officers to the Ingleside Volunteer Fire Department. The motion passed unanimously.

19. Discussion, consideration and action for Resolution No. 2021-54 GLO CDBG-DR GRANT NO. 20-065-086-C247, Houghton Drainage Improvement.

Councilmember Pruitt was absent from the Meeting from 8:37 pm to 8:40 pm.

Mayor Parker made a motion, seconded by Councilmember Schack, to approve Resolution No. 2021-54 GLO CDBG-DR GRANT NO. 20-065-086-C247, Houghton Drainage Improvement. The motion passed with Councilmember Diehl, Wilson, Schack, Tucker, Salinas and Mayor Parker voting aye. Councilmember Pruitt was absent from the vote.

20. Discussion, consideration and action regarding a Task Order for Hanson Engineering for the additional Engineering costs not covered by the GLO Grant for the revised drainage project for the Houghton area.

Councilmember Tucker made a motion, seconded by Councilmember Wilson, to approve a Task Order for Hanson Engineering for the additional Engineering costs not covered by the GLO Grant for the revised drainage project for the Houghton area. The motion passed with Councilmembers Diehl, Wilson, Schack, Tucker, Salinas and Mayor Parker voting aye. Councilmember Pruitt was absent from the vote.

21. Discussion, consideration and action regarding a Task Order for Hanson Engineering to conclude the engineering portion of the water and sewer improvements on the Houghton area.

Councilmember Diehl made a motion, seconded by Councilmember Tucker, to approve a Task Order for Hanson Engineering to conclude the engineering portion of the water and sewer improvements on the Houghton area. The motion passed unanimously.

22. Discussion, consideration and action regarding a Task Order for Hanson Engineering to perform a capacity analysis of the Water and Wastewater capacity and Density Evaluation of Northern Ingleside.

Item #22 was removed by Mayor Parker.

23. Discussion, consideration and action regarding Hanson Engineering Task Order for drainage evaluations to be processed through San Patricio County Drainage District.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve the Hanson Engineering Task Order for drainage evaluations to be processed through San Patricio County Drainage District. The motion passed unanimously.

24. Discussion, consideration and action regarding a Task order for Hanson Engineering and Shelter Planners of America (SPOA) to provide architectural and animal facility design services (tabled from October 12, 2021, Regular City Council Meeting).

City Manager, Linnette Barker commented that there have been some issues at the City's current Animal Control Facility regarding fencing and moving forward with the design phase on the new facility would be beneficial to the City.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve the Task order for Hanson Engineering and Shelter Planners of America (SPOA) to provide architectural and animal facility design services. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker voting aye and Councilmember Salinas voting nay.

25. Discussion, consideration and action regarding Bid evaluations on Utility Replacement – Alley between Avenues C & D and 1st & 2nd Street, and Avenues B & C and 6th & 7th Street.

Mayor Parker commented that the bid received for these projects are high. Mayor Parker asked City Manager, Linnette Barker what the recommendations are for these projects. Ms. Barker recommended rejecting all current bids, and include an addendum to the Kenny Lane utility project; for the winner of that bid to include these projects at a much lower cost.

Councilmember Schack commented that these projects could possibly be put on hold for two to three years if the bids are rejected, would waiting on these projects create an issue? City of Ingleside Chief Wastewater Plant Operator, Chris Burke commented that the City has been patching these lines for many years and would probably hold out for a few more years.

Councilmember Tucker made a motion, seconded by Councilmember Wilson, to reject all bid evaluations on Utility Replacement – Alley between Avenues C & D and 1st & 2nd Street, and Avenues B & C and 6th & 7th Street. The motion passed unanimously.

26. Discussion, consideration and action regarding the 12th Street Improvement Project.

Item #26 was tabled until the next Regular City Council Meeting on January 11, 2022.

27. Discussion, consideration and action for a Resolution of the City of Ingleside, Texas authorizing Professional Service Provider selection for the American Rescue Plan (ARP) Act Program.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve Resolution 2021-53 of the City of Ingleside, Texas authorizing Professional Service Provider selection for the American Rescue Plan

(ARP) Act Program. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker voting aye and Councilmember Salinas voting nay.

28. Discussion, consideration and action of the amended Procurement Policies and Procedures of the City of Ingleside, Texas, Adopting the amendment to be in accordance with State and local laws and regulations.

Councilmember Schack made a motion, seconded by Councilmember Tucker, to approve the amended Procurement Policies and Procedures of the City of Ingleside, Texas, Adopting the amendment to be in accordance with State and local laws and regulations. The motion passed with Councilmembers Diehl, Pruitt, Wilson, Schack, Tucker and Mayor Parker voting aye and Councilmember Salinas voting nay.

29. Discussion, consideration and action regarding Design Build Agreement for the Ingleside Swimming Pool.

City Manager, Linnette Barker reported that "Progressive Commercial Aquatics, Inc." was located on Buy Board and was also recommended to the City. The contract would include a total renovation of the pool, plumbing, electrical and electrical for future use for possibly adding a kiddie pool. The pool would be the same design as it is now and the projected completion date would be May 2022.

Several Councilmembers commented on the electrical portion of the contract and warranty information.

Ms. Barker commented the City Attorney is currently looking over the contract.

Councilmember Salinas made a motion, seconded by Councilmember Wilson, to approve the Design Build Agreement for the Ingleside Swimming Pool. The motion passed unanimously.

30. Discussion, consideration and action regarding Proposal Scope of Work, Hellas Construction, City of Ingleside - Faith Park Multipurpose Fields with small concession stand and restrooms.

Several Councilmembers commented on adding covered areas around the dugout areas of the fields and larger restrooms.

Item #30 was tabled until the next Regular City Council Meeting on January 11, 2022.

31. Discussion, consideration and action regarding an Ordinance for the City of Ingleside, Texas, repealing Section 3 of Ordinance 2020-22, An Ordinance adopting the full-time salary schedule. (First Reading)

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to pass to the second reading of Ordinance 2021-24 for the City of Ingleside, Texas, repealing Section 3 of Ordinance 2020-22, An Ordinance adopting the full-time salary schedule. The motion passed unanimously.

32. Discussion, consideration and action to approve procurement of the Ambrose Group Services to provide appraisal services for the City of Ingleside's CDBG-DR Acquisition for Redevelopment Program GLO Contract #20-066-030-C224. Bids collected under 2 CFR 200 Small Purchase Rules and to approve procurement of JLL Valuation, Inc to provide appraisal review services for the City of Ingleside's CDBG-DR Acquisition for Redevelopment Program GLO Contract #20-066-033-C224. Bids collected under 2 CFR 200 Small Purchase rules.

Councilmember Diehl made a motion, seconded by Councilmember Wilson, to approve the procurement of the Ambrose Group Services to provide appraisal services for the City of Ingleside's CDBG-DR Acquisition for Redevelopment Program GLO Contract #20-066-030-C224. Bids collected under 2 CFR 200 Small Purchase Rules and to approve procurement of JLL Valuation, Inc to provide appraisal review services for the City of

Ingleside's CDBG-DR Acquisition for Redevelopment Program GLO Contract #20-066-033-C224. Bids collected under 2 CFR 200 Small Purchase rules. The motion passed unanimously.

33. Discussion, consideration and action regarding a Resolution of the City Council of Ingleside, San Patricio County, Texas, to allocate 238 votes for its use in the election of directors for the Board of the San Patricio County Appraisal District Board of Directors.

Mayor Parker made a motion, seconded by Councilmember Wilson, to approve Resolution 2021-52 of the City Council of Ingleside, San Patricio County, Texas, to allocate 238 votes for its use in the election of directors for the Board of the San Patricio County Appraisal District Board of Directors and to cast 238 votes for Marcela "Marcy" Thormaehlen. The motion passed unanimously.

34. Discussion, consideration and action for possible expenditures from the Mayor & Council Discretionary Funds.

Mayor Parker commented that donations for the employee Christmas Party are very low this year compared to years in the past and would like some of the discretionary funds be used to purchase Christmas Hams for all employees.

Councilmember Diehl commented that the police department is need of four workstations at the old Municipal Courts area of the police department for officers to complete work. The workstations were left out of the 2021-2022 fiscal budget fund and these work stations are very much needed.

Mayor Parker made a motion, seconded by Councilmember Wilson, to approve the expenditures from the Mayor & Council Discretionary Funds for the Christmas Hams and Police Department workstations. The motion passed unanimously.

35. Discussion, consideration and action regarding the Special City Council Minutes, dated November 1, 2021 and the Regular City Council Minutes, dated November 9, 2021.

Councilmember Schack commented that the Minutes need to include the names of the Councilmembers who voted aye and nay.

Item #35 was tabled to amend the minutes to include Councilmember names on the votes.

Other:

36. Reports from Staff:

a) Expenditures over \$3000

Councilmember Pruitt questioned the L&D Collision repair cost and why the City is spending a large amount of money to repair older vehicles. City Manager Linnette Barker commented that this vehicle was involved in a crash and the City will be reimbursed by insurance.

b) Monthly Financials

c) Update: Ingleside Drainage Master Plan

d) Update: Project Gant Chart

37. Requests from Council

Councilmember Wilson thanked staff for the hard work on the LULO Event and N.O. Simmons Park lighting and would like staff to address Downtown Ingleside decorations/lighting next year.

Councilmember Diehl stated Sales Tax collection is down 20% from years past.

Councilmember Diehl thanked Animal Control for the rescue work they are doing with the animals.

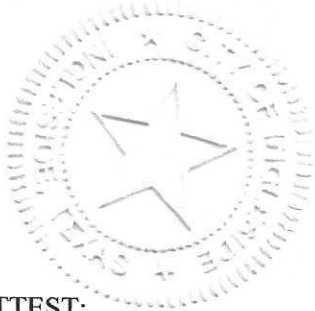
Mayor Parker requested that the City Manager, Linnette Barker repurpose the fencing around Faith Park to re-install at the current Animal Control Facility.

Councilmember Pruitt commented the LULO Event was very nice and thanked the Police Department for traffic control/direction.

Councilmember Wilson requested the City look into installing a Band Stage at Live Oak Park for future events.

38. Adjourn

The Regular City Council Meeting held on December 14, 2021, was adjourned at 9:41 pm.



APPROVED:


Ronnie Parker, Mayor

ATTEST:


Evanne Higgins - Interim City Secretary