

CITY OF INGLESIDE
REGULAR CITY COUNCIL MEETING
MINUTES
NOVEMBER 08, 2022
6:30 P.M.

Opening Agenda

1. Call Meeting to order.

The Regular Meeting of the City of Ingleside was called to order by Mayor Adame at 6:30 p.m. on November 08, 2022, at City Hall 2671 San Angelo Ingleside, TX and live video streaming.

2. Roll Call.

With Council Members present a quorum was established.

Council Members Present: Steve Diehl, Stewart Wilson, John Salinas, Tracy Long, Julio Salinas and Mayor Pedro Oscar Adame

Council Members Absent: David Pruitt

3. Invocation.

Mayor Adame led the invocation.

4. Pledge of Allegiance.

Mayor Adame led the Pledge of Allegiance to the U.S. flag

5. Citizen Comments and Reports

At this time, written comments received by 4:00 p.m. on the day of the meeting, on any subject matter that is not on the agenda, will be read and summarized in the minutes of the meeting. Persons wishing to address the Council and who have registered using the Citizen Participation Form will have up to three minutes to speak. In accordance with the Open Meetings Act, Council may not discuss or take action on any item that has not been posted on the agenda. While civil public criticism is not prohibited; disorderly conduct or disturbance of the peace as prohibited by law shall be cause for the chair to terminate the offender's time to speak.

Robert Puig 2453 Tallow TR, addressed the Council and asked to speak about Item No. 10 & 12.

Ronnie Parker 2070 Eighth St, addressed the Council and asked to speak about Item No. 10,14,16,17, 18, and 20.

Both commentors asked to wait for the items on the agenda to be called.

6. Staff Comments and Reports

The Council may discuss any subject which is specifically listed under this item.

a. Introduction of new Director of Parks and Recreation Andy Tarkington.

Director of Parks and Recreation Andy Tarkington introduced himself and gave a brief presentation on his new position and his background experience.

b. City of Ingleside expenditures paid over \$3,000.00 for the period of October 17, 2022 through October 31, 2022.

Discussion held among the Council and staff on the budget process for recruiting and temp agencies, details of projects temps are used on, limited recruiting, temps not passing requirements needed, where temps are being used, and using temps to determine if they will be a good fit long term.

7. Council Comments and Reports

The Council may discuss any subject which is specifically listed under this item.

No Council Comments and Report were submitted for meeting.

Consent Agenda

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of the items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

Council Member Julio Salinas requested Consent Agenda Item 8 be removed from the Consent Agenda and moved to Regular Agenda for further discussion.

Regular Agenda

8. Deliberate and take appropriate action on Regular City Council Meeting Minutes of October 25, 2022.

Council Member Julio Salinas stated the previous meeting there was discussion about a drawing that was related to the Faith Park parking lot. Salinas inquired if this was removed and stated there was no attachment of the drawing.

City Secretary Mowles explained the minutes are a brief discussion of what was discussed. Mowles explained the drawing that was used was only a reference document for the presentation.

Motion: Council Member John Salinas made a motion to accept the minutes as presented. Council Member Long seconded the motion. Motion carried with all present voting in favor.

9. Discussion and update on Ordinance #2022-12 - Mobile Food Vendors.

Development Services Director Gene Delauro presented a three-month update on the passage of Ordinance 2022-12 for Mobile Food Vendors. Delauro explained to the Council that vendors were waiting until the first of the year for applications because of prior commitments.

There were no Council comments.

10. Deliberate and take appropriate action on second and final reading of an Ordinance amending City Code Chapter 42: Personnel, Article III: Volunteer Fire Department, Section 42-57 Election of Officers; Terms; Removal; Approval of Members; Ingleside Code of Ordinances and providing for effective date, reading, severance, and publication.

Council Member Diehl asked staff if this action will be taking on a paid position and if there was anything in the Ordinance that would prevent us from taking action? City Manager Brenton Lewis responded with No.

Ronnie Parker, 2070 Eighth Street, addressed the Council and stated he was glad to see this item on the agenda. Parker stated that there should be rules in place that do not allow Volunteer Fire Fighters to bear arms while on duty as this could cause an incident with their guns being taken by anyone at the site of the call. He believes this would put everyone at the incident site in harms way.

Robert Puig, 2453 Tallow Trail, addressed the Council as a member of the Volunteer Fire Department and Assistant Chief to Chief Loving he stated that Chief Loving had not asked for input from the Volunteer Fire Fighters and had only consulted with the City Manager which he felt there were many issues with the (SOP) Standard Operating Procedures for the Volunteer Fire Department. He also wanted to know why it was rewritten as Chief Loving was retiring.

Discussion held among Council about the Volunteer Fire Department being a department of the City, taking the politics out of the Volunteer Fire Department, and the Ingleside Volunteer Fire Department Association being only a support group.

Motion: Council Member Diehl made a motion to approve Ordinance 2022-20, an Ordinance amending City Code Chapter 42: Personnel, Article III: Volunteer Fire Department, Section 42-57 Election of Officers; Terms; Removal; Approval of Members. Council Member Long seconded the motion. Motion carried with all present voting in favor.

11. Deliberate and take appropriate action on appointment of Interim Ingleside Volunteer Fire Department Fire Chief and process for selection of the Ingleside Fire Department Chief.

City Manager Brenton Lewis explained that an Interim Fire Chief will need to be appointed until a Fire Chief is appointed. Lewis explained the process of appointing a Fire Chief to include receiving applications, reviewing applications, and establishing an interview team of City Directors and area Fire Chief(s).

Discussion held among the Council and staff on the details of the hiring process, procedures, and staff recommendations.

City Manager Brenton Lewis recommended R.J. Thomas as the Interim Fire Chief.

Fire Chief Loving opposed this decision.

Mayor Adame stated he has full confidence in the City Manager's decision.

Council Member Diehl asked for the recommended timeline, which City Manager stated no later than January 24, 2023.

Motion: Mayor Adame made a motion to accept the recommended appointment of R.J. Thomas as the Interim Ingleside Volunteer Fire Department Chief and process for selection effective immediately. Council Member John Salinas seconded the motion. Motion carried with all present voting in favor.

12. Deliberate and take appropriate action on a draft of the Ingleside Volunteer Fire Department Standard Operating Procedures and Guidelines.

City Manager Brenton Lewis explained the draft was for standard procedures and guidelines for the Ingleside Volunteer Fire Department to ensure the compliance of best practices. Lewis explained the draft version was a compilation from other Fire Department documents and best practices.

Mayor Adame recommended the City Manager and the new Fire Chief review and make recommendations for changes.

Discussion was held among the Council on recommendations for changes, living document, and two-year review.

No action taken.

13. Deliberate and take appropriate action on the Houghton Drainage Improvements by requesting an extension on the project completion date.

City Manager Brenton Lewis explained the City's need for an extension on the Houghton Drainage Improvement project to extend the contract end date from April 30, 2023 to April 30, 2024. In addition, requested authorization for the Mayor to execute the extension request letter.

Discussion held among Council Member Diehl and City Manager Lewis regarding project completion and this project being one that was not going to make the original timeline as previously discussed.

Discussion held among Council Member Diehl and Michaela Mangum of GrantWorks regarding the extension request. Mangum explained that the GLO project will allot two extension requests. The City has previously requested for a one year extension that was granted and is now going for the second request for another year.

Mayor Adame confirmed this was not a new project, but a project that needed to move forward.

Motion: Council Member Long made a motion to authorize the Mayor to sign the extension request letter for the Houghton Drainage Improvements. Council Member Diehl seconded the motion. Motion carried with all present voting in favor.

14. Presentation regarding 4th Street Project Update by Hanson Professional Services. Deliberate and take appropriate action.

Ronnie Parker, 2070 Eight Street, addressed the Council and stated that the contractor working on 12th Street does not need to do the same on 4th Street. Parker stated they need to do better prep work on roads to allow citizens to be able to get home without damage to their vehicle.

Craig Thompson addressed the Council and gave the 4th Street Project Update. Thompson spoke on the current project phase, progress to date, and schedule status.

Discussion held among the Council regarding progress report on budget, completing phases in order, and holding contractor accountable.

15. Deliberate and take appropriate action on the Hultgreen Improvements Project to enter into a Contract based on Resolution 2021-53 and the Agreement entered into 10th day of May 2022.

City Manager Brenton Lewis addressed the Council to explain the American Rescue Plan Act (ARPA) Contract for Engineering and/or Architectural Services for \$250,000.

Discussion held among the Council, City Manager Lewis, Melanie Gavlik and Craig Thompson of Hanson Professional Services, and Jennifer Berkich of GrantWorks regarding a nine (9) month contract, holding the contractor accountable for liquidated damages, construction administration, project overview, limits under contract, engineering fees, and contract revisions to protect the City.

Motion: Council Member Diehl made a motion to Table item until 12/13/2022 to bring contract back with revisions. Council Member Wilson seconded the motion. Motion carried with all present voting in favor.

16. Deliberate and take appropriate action on the purchase of a GPS tracking and vehicle maintenance system from SHI/GS.

Council Member Diehl stating this was an unbudgeted item and this would typically be a capital outlay item. Since the City is pending an audit, Diehl requested this item be tabled.

Discussion held among the Council regarding tracking, savings, tracking vehicle maintenance, excessive braking recording, miles per gallon, idle time, and there are no cameras with this option but the option is available.

Motion: Council Member Diehl made a motion to Table item until January 24, 2023. Council Member Wilson seconded the motion. Motion carried with all present voting in favor.

17. Deliberate and take appropriate action an Ordinance of the City of Ingleside, Texas, for the acceptance of an eight hundred (800) square foot utility easement, within Lot 12-C, Block 2, Garden Oaks Subdivision, Unit 2 to be recorded in Volume 4, Page 83, Map Records of San Patricio County, Texas; and providing for effective date, reading, severance, and publication.

Building Official Gene Delauro addressed the Council and explained the request is for an eight hundred (800) square foot utility easement for new sanitary sewer services. The existing sanitary sewer is located approximately twenty (20) feet below the surface of 12th Street and the road construction project requires the new sanitary sewer service be provided from an existing sanitary sewer service along Hackberry Street.

Building Official Gene Delauro explained the City is proposing to waive wastewater impact and tap fees for a new residential dwelling in exchange for the Owner granting the utility easement.

Discussion held among the Council, Building Official Gene Delauro, and City Manager Brenton Lewis regarding City's obligations, easement, and impact fees not being able to be waived.

Motion: Council Member John Salinas made a motion to approve the first reading the Ordinance excluding the waiver of the wastewater impact fees. Council Member Diehl seconded the motion. Motion carried with all present voting in favor.

18. Deliberate and take appropriate action on an agreement with Linebarger Goggan Blair & Sampson, LLP, Attorneys at Law, for the 'Action Approving Contract with Linebarger Goggan Blair Sampson, LLC' for the collection of court fines and fees and utility fees.

Council Member Diehl stated the Notice of Public Meeting had issues with the wrong date and City listed incorrectly.

Ronnie Parker, 2070 Eighth Street, addressed the Council and inquired why we would pull authority away from our staff and outsource? Parker stated this would cost the City more than 30 percent and stated we have Round-Up each year. Parker questioned if the Judge or any other departments were notified?

Discussion held among the Council in regard to concerns with communication and Judge being involved in the collection of court fines.

Steven Saucedo with Linebarger Goggan Blair & Sampson addressed the Council and addressed questions.

Council direction was to take no action on this item because the Notice of a Public Meeting needs to be reposted with correct information.

No action taken.

19. Deliberate and take appropriate action on an agreement with Linebarger Goggan Blair & Sampson, LLP, Attorneys at Law, for the Contract for Fines and Fees and Utility Collection Services.

Council direction was to take no action on this item because the Notice of a Public Meeting needs to be reposted with correct information.

No action taken.

20. Deliberate and take appropriate action on a resolution authorizing collection fees in the amount of 30% of debts and receivables such as unpaid fines, fees, court costs, forfeited bonds, and restitution ordered by a municipal court serving the city and amounts in cases which the accused has failed to appear and are more than 60 days past due.

Council direction was to take no action on this item because the Notice of a Public Meeting needs to be reposted with correct information.

No action taken.

21. Deliberate and take appropriate action to authorize the City Manager to enter into a contract for professional administrative services to assist the City of Ingleside in its

application(s) for and implementation of one or more contracts, if awarded, from the GLO's CDBG – MIT Regional Method of Distribution (MOD) Program.

City Manager Brenton Lewis stated the City went out for Request for Proposal for professional administrative services to assist in the Community Development Block Grant – Mitigation. The City received three (3) bids and recommendation for the highest scoring goes to GrantWorks.

Motion: Council Member John Salinas made a motion to enter into a contract with GrantWorks for professional administrative services. Council Member Long seconded the motion. Motion carried with all present voting in favor.

22. Deliberate and take appropriate action to authorize the City Manager to negotiate, awarding a contract for engineering services to assist the City of Ingleside in its project related services and project implementation for the GLO's CDBG – MIT Regional Method of Distribution (MOD) Program.

City Manager Brenton Lewis stated the City went out for qualifications for engineering services to assist in the Community Development Block Grant – Mitigation. The City received three (3) bids and recommendation for the highest scoring goes to Freese and Nichols.

Discussion held among Council Member Diehl and City Manager Brenton Lewis in regard to what went into the scoring, experience, work performance, capacity to perform, and prior history with City.

Motion: Council Member Julio Salinas made a motion to enter into a contract with Freese and Nichols for engineering services. Council Member John Salinas seconded the motion. Motion carried 4:2.

For Motion:	Council Members Wilson, John Salinas, Julio Salinas and Mayor Adame
Against Motion:	Council Members Diehl and Long

23. Deliberate and take appropriate action on authorizing the City Manager to advertise for Request for Proposals for a firm to perform a rate study on the water and sanitary sewer rates and impact fees.

City Manager Brenton Lewis stated the City needs to go out for Request for Proposals for a rate study on the water and sanitary sewer rates and impact fees.

Motion: Council Member Long made a motion to authorize the City Manager to advertise for Request for Proposals for a firm to perform a rate study on the water and sanitary sewer rates and impact fees. Council Member Julio Salinas seconded the motion. Motion carried with all present voting in favor.

24. Deliberate and take appropriate action to authorize the City Manager to execute an Interlocal Cooperation Agreement with San Patricio County to provide health related services within Ingleside City Limits.

City Manager stated the interlocal agreement is for health-related services with San Patricio County and explained the breakdown on the financial impact.

Motion: Council Member Diehl made a motion to approve to authorize the City Manager to execute an Interlocal Cooperation Agreement with San Patricio County to provide health related services within Ingleside City Limits. Council Member Julio Salinas seconded the motion. Motion carried with all present voting in favor.

25. Closed Session

City Council will meet in Closed Session pursuant to the provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in:

- a. Section 551.071 Consultations with Attorney – Contract Negotiations with IOB**

b. Section 551.074 Personnel Matters

At 9:59 p.m. Mayor Adame convened the Ingleside City Council into a closed session pursuant to provision of Chapter 551 of the Texas Government Code, in accordance with the authority contained in Section 551.071 Consultations with Attorney and Section 551.074 Personnel Matters.

26. Open Session

City Council will reconvene in Open Session at which time action on the matter(s) discussed in Closed Session may be considered.

a. Section 551.071 Consultations with Attorney – Contract Negotiations with IOB

b. Section 551.074 Personnel Matters

At 10:42 p.m. Mayor Adame reconvened the Ingleside City Council into an open session pursuant to provision of Chapter 551 of the Texas Government Code to take any action necessary related to the executive session noted herein, or regular agenda items, noted above, and/or related items.

Item A Motion: Council Member Julio Salinas made a motion to authorize the City Manager to finalize the contract negotiations with Ingleside on the Bay and to return back to Council. Council Member Long seconded the motion. Motion carried with all present voting in favor.

Item B: No action taken.

27. Announcements of Community Interest and/or upcoming events.

a. Vessel Turn-In Program November 15-19, 2022

b. 3rd Annual Ingleside Light Up Live Oak December 02-03, 2022

28. Items to consider for placement on future agendas.

Council Member Diehl request for an Ordinance review related to loud music from establishments at 1:00 A.M. for next agenda.

Council Member Diehl request for an auditor to reconcile the Grants/Bonds and for the City Manager to bring back request for next agenda.

Mayor Adame request for update/cleanup on Ordinances.

29. Adjourn.

Mayor Adame adjourned the Regular Meeting of the City of Ingleside at 10:52 p.m.

APPROVED:


Pedro Oscar Adame, Mayor

ATTEST:


Ruby Mowles, City Secretary