

**CITY OF INGLESIDE
MINUTES
CITY COUNCIL MEETING
JANUARY 13, 2015**

1. Call meeting to order

The meeting was called to order at 6:30 p.m. with Mayor Pete Perkins presiding. Council Members present: Mayor Pete Perkins and Council Members Cynthia Wilson, Ben Tucker, Elaine Kemp, Kevin Robbins, and Willie Vaden. Council Members absent: Council Member Paul Pierce. Staff present: City Manager, Jim Gray, and City Secretary Kimberly Sampson. There were approximately 10 guests.

2. Invocation

3. Pledge of Allegiance

4. Presentations from the Audience

There were no presentations from the audience.

5. Consideration and action of the Minutes of the Regular City Council Meetings of December 16 and December 22, 2014.

Council Member Kemp made a motion to approve the Minutes of the Regular City Council Meetings of December 16 and December 22, 2014 and was seconded by Council Member Tucker. The motion was approved with Mayor Perkins and Council Members Wilson, Tucker, and Robbins voting aye; Council Member Kemp abstaining from the December 16, 2014 meeting and voting in favor of the December 22, 2014 meeting; and Council Member Vaden voting in favor of the December 16, 2014 meeting and abstaining from the December 22, 2014 meeting.

6. The Council may meet in Closed Executive Session in accordance with Texas Government Code Section 551.071 to "Consult with Attorney" regarding the following items:

- A) The lawsuit against the City of Ingleside made by Patricia Arnold, Laura McLaughlin, William Priday, and Kevin Robbins involving re-zoning ordinances numbered 1087, 1089, 1090, and 1091;
- B) The City of Ingleside vs. the City of Corpus Christi regarding a boundary lawsuit; and
- C) The annexation of property currently located in the City of Ingleside's Extra Territorial Jurisdiction (ETJ).

Mayor Perkins recessed the Regular meeting to go into Closed Executive Session at 6:33 p.m.

Mayor Perkins closed the Executive Session and reconvened the Regular meeting at 7:03 p.m.

Council Member Robbins did not attend the portion that discussed the lawsuit against the City of Ingleside made by Patricia Arnold, Laura McLaughlin, William Priday, and Kevin Robbins involving re-zoning ordinances numbered 1087, 1089, 1090, and 1091.

7. Consideration and action of an Ordinance of the City Council of the City of Ingleside, Texas, ordering and calling a Special Election pursuant to Section 327.007 of the Texas Tax Code to determine whether the citizens desire to reauthorize the Local Sales and Use Tax to continue providing Revenue for Maintenance and Repair of Municipal Street; prescribing the form of ballot; providing for notices; providing a severability clause; and declaring an effective date. (First Reading)

Council Member Kemp made a motion to pass for a second reading of the Ordinance of the City Council of the City of Ingleside, Texas, ordering and calling a Special Election

pursuant to Section 327.007 of the Texas Tax Code to determine whether the citizens desire to reauthorize the Local Sales and Use Tax to continue providing Revenue for Maintenance and Repair of Municipal Street; prescribing the form of ballot; providing for notices; providing a severability clause; and declaring an effective date: and was seconded by Council Member Vaden. The motion was approved unanimously.

- 8. A Public Hearing regarding an application to rezone Lot 1, Rockland Development Addition, also known as 2905 Rockland Boulevard from its present classifications of C-1 (Local Commercial) and R-1 (Single Family Residential) to C-2 (General Commercial).**

Mayor Perkins opened the Public Hearing at 7:05 p.m.

There were no speakers for or against this application.

Mayor Perkins closed the Public Hearing at 7:06 p.m.

- 9. Consideration and action of an Ordinance changing the zoning for the following property from its present zoning of C-1 (Local Commercial) and R-1 (Single Family Residential) to C-2 (General Commercial) and further providing for effective date, readings, severance, and publication: Lot 1 Rockland Development Addition, also known as 2905 Rockland Boulevard. (First Reading)**

Craig Thompson of Naismith Engineering was speaking on behalf of the applicant. This is approximately 11 acres and there is already C-2 (General Commercial) in between this location and SH-361.

Council Member Kemp made a motion to pass for a second reading of the Ordinance changing the zoning for the following property from its present zoning of C-1 (Local Commercial) and R-1 (Single Family Residential) to C-2 (General Commercial) and further providing for effective date, readings, severance, and publication: Lot 1 Rockland Development Addition, also known as 2905 Rockland Boulevard; and was seconded by Council Member Vaden. The motion was approved unanimously.

- 10. Consideration and action of an Ordinance amending Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation; and providing for effective date, reading, severance, and publication. (Final Reading)**

Mayor Perkins made a motion to approve Ordinance # 2015-01 amending Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation; and providing for effective date, reading, severance, and publication; and was seconded by Council Member Vaden. The motion was approved unanimously.

- 11. Consideration and action of an Ordinance of the City of Ingleside, Texas amending the Code of Ordinances of the City of Ingleside by updating references to Laws and Statutes now codified in Vernon's Texas Codes Annotated; by adding to Chapter 38 "Offenses and Miscellaneous Provisions" a new Article IV Chapter 38-50 through Chapter 38-55. "Prepayment for Gasoline and Diesel Fuel" to prohibit an owner, employee, or Manager/Supervisor of a Retail Fuel Business from activating a pumping device to dispense gasoline or diesel fuel from a pumping device without receiving prepayment for such gasoline or diesel fuel; providing a penalty not to exceed \$500 for violations; providing a defense; providing that this Ordinance shall be cumulative; proving a severability clause; providing a savings clause; providing for publication; and providing an effective date. (Final Reading)**

Council Member Kemp made a motion to approve Ordinance # 2015-02 of the City of Ingleside, Texas amending the Code of Ordinances of the City of Ingleside by updating references to Laws and Statutes now codified in Vernon's Texas Codes Annotated; by adding to Chapter 38 "Offenses and Miscellaneous Provisions" a new Article IV Chapter 38-50 through Chapter 38-55. "Prepayment for Gasoline and Diesel Fuel" to prohibit an owner, employee, or Manager/Supervisor of a Retail Fuel Business from activating a pumping device to dispense gasoline or diesel fuel from a pumping device without

receiving prepayment for such gasoline or diesel fuel; providing a penalty not to exceed \$500 for violations; providing a defense; providing that this Ordinance shall be cumulative; providing a severability clause; providing a savings clause; providing for publication; and providing an effective date: and was seconded by Council Member Tucker. The motion was approved with Mayor Perkins and Council Members Wilson, Tucker, Kemp, and Vaden voting aye; and Council Member Robbins voting no.

12. Discussion regarding possible revisions of Chapter 78 Zoning, to include R3 (Three and Four Residential) to P (Professional) zoning.

City Manager Jim Gray explained this was brought back for discussion due to some confusion of R3 (Three and Four Residential) being included in P (Professional) zoning. At this point Staff does not have a recommendation either way; however, the options would be to remove R-3 from being included in P zoning or to amend R-3 to have a minimum square footage.

Council Member Wilson stated she requested this agenda item due to the 4-plex being built at Main Street and Humble Street. Previously the owner requested a special permit to build a single-family home, which was granted. Then when we amended our zoning to allow the lower zoning within the larger zones, it appears this owner has now decided to build a 4-plex. Then the fact that the owner was originally worried about parking when she was planning a single-family residence and now she is building a 4-plex brings even more concerns regarding this project.

Building Official John Davis explained the owner is meeting all existing minimum code standards, including a minimum of two parking spaces per residence, and they will only consist of one bedroom. She is also including a sprinkler system. At this time there is no minimum square footage per residence within R-3 or R-2 (Duplex Zoning). R-1 (Single-Family) zoning requires a minimum of 1,000 square feet per home. There was additional discussion regarding the square footage of apartments and whether the bedrooms are required to be on an exterior wall.

Staff will bring back an Ordinance to include minimum square footage of approximately 1,000 square feet and parking.

13. Receive the Departmental Reports for the month of December 2014.

Council Member Kemp questioned how much vandalism occurred with regards to the Christmas Lighting and City Manager Jim Gray stated he would look into that and forward to the Council. He also noted that about 12 trees were transplanted from the new apartment complex at SH-361 and Avenue A to N.O. Simmons Park.

14. Staff Reports

City Manager Jim Gray requested that anyone wishing to attend the San Patricio County Day in Austin scheduled for February 12, 2015 RSVP to the City Secretary as soon as possible. There will also be a Regional Chamber of Commerce Day in Austin, but we do not have that date schooled at this time. Included in tonight's packet was also the Tri-County EMS 2014 Activity Report for Council's review.

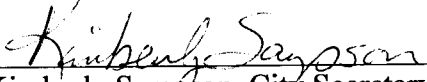
15. Requests from Council Members

There were no requests from Council Members.

16. Adjourn

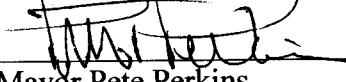
There being no further business, the meeting was adjourned at 7:46 p.m.

ATTEST:



 Kimberly Sampson, City Secretary

APPROVED:



 Mayor Pete Perkins