

CITY OF INGLESIDE
REGULAR CITY COUNCIL MEETING
MINUTES
APRIL 25, 2023
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 April 25, 2023, 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, David Pruitt, John Salinas, Mayor Pro-Tem Tracy Long, Julio Salinas and Mayor Pedro Oscar Adame.

3. Invocation.

Council member Pruitt 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.

a. Martha Habluetzel – Flowering Plants vs. Overgrown Yard

Martha Habluetzel, 3508 Avenue A, submitted a letter for Council to read and addressed the Council about the difference between turf and flowers which are pollinator plants for the bees, butterflies, and birds. She stated she would like Code Enforcement to be more tolerant since the plants that are good for bees look like overgrown weeds. She thanked Director Tarkington for his submission for Tree City USA.

Michael Morgan, 2378 Morgan Lane, addressed the Council and stated the entire Garden Club thanked Director Tarkington for applying for Tree City USA. He stated that trees are good for the environment and city.

6. Staff Comments and Reports

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

a. City of Ingleside monthly financials as of March 31, 2023.

Discussion was held between the Council and Staff about sales tax, revenue expense being the most important report, budgeting and spending, taxes and investment, sweep of the account which is everything other than the 4B, and getting Patterson to make a presentation to the Council.

b. City of Ingleside expenditures paid over \$3,000.00 for the period of March 20, 2023 through April 16, 2023.

Discussion was held between Council and Staff about multiple funds of cash that is not unincumbered funds, animal control and only spending part of the budget halfway through the year, and fuel may be charged to Police Department.

c. Presentation of the 2022 Racial Profiling Report for the Ingleside Police Department.

Chief Burr addressed the Council and stated that this is a state required report. The total traffic contacts for the last four years and there have been zero complaints of racial profiling even though the traffic contacts have doubled in four years. This report is submitted annually to the Texas Commission on Law Enforcement.

d. Presentation and discussion on vehicles and equipment inventory in the Fire, Parks and Recreation, Street/Drainage, Water, Wastewater and Police Departments of the City of Ingleside.

Discussion was held between the Council and Staff with the Mayor and each Council Member thanking Director Paredez for putting the information together on the equipment, prioritizing what the staff needs to move forward, get what is needed, and getting equipment fixed.

7. Council Comments and Reports

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

No Council Comments and Reports presented for this meeting.

Presentations

8. Proclamation to recognize 54th Anniversary of Municipal Clerks Week April 30 – May 06, 2023.

Mayor Adame presented a proclamation to City Secretary Ruby Mowles and Assistant City Secretary Jana Stork for Municipal Clerks Week.

Consent Agenda

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one long. 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 Diehl requested that Agenda Item 9 be removed from the Consent Agenda and moved to Regular Agenda for further discussion.

Cindy Wilson, 2635 San Angelo Avenue, addressed the Council about the Council praising the City Secretary and Assistant City Secretary a job well done. She stated that since there is a City Secretary, Assistant City Secretary, and a third person that works part time, why are the minutes not up to date?

10. Deliberate and take appropriate action on Regular City Council Meeting Minutes of March 14, 2023.

Motion: Council Member Diehl made a motion to accept item 10 on the Consent Agenda. Council Member Pruitt seconded the motion. Motion carries with all present voting in favor.

Executive Session

11. 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 551.087 Deliberation regarding Economic Development Negotiations – Update on ongoing industry and retail negotiations**
- b. Section 551.071 Consultations with Attorney - IOB Contract**
- c. Section 551.071 Consultations with Attorney – SH 200 and Cheniere Agreement**

At 7:02 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 551.087 Deliberation regarding Economic Development Negotiations and Section 551.071 Consultations with Attorney.

Council Member Wilson left the meeting during the Executive Session.

12. 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 551.087 Deliberation regarding Economic Development Negotiations – Update on ongoing industry and retail negotiations**
- b. **Section 551.071 Consultations with Attorney - IOB Contract**
- c. **Section 551.071 Consultations with Attorney – SH 200 and Cheniere Agreement**

At 8:47 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: No action taken.

Item B: No action taken.

Item C Motion: Council Member Diehl made a motion to direct staff through the manager to come back to Council with a budget amendment not to exceed \$1.9 million to be allocated from the Cheniere current line item related to State Hwy 200 to be targeted to the replacement of defective water meters and the replenishment of some. Council Member John Salinas seconded the motion. Motion carries 5:0:1.

For Motion: Council Member Diehl, Council Member John Salinas, Mayor Pro-Tem Long, Council Member Julio Salinas, and Mayor Adame.

Against Motion: None

Abstained Motion: Council Member Pruitt

Public Hearing

The City Council shall call a public hearing on each item below in this section. Any person wishing to address the City Council on these items should please come forward when that public hearing is called.

Mayor Adame opened the Public Hearing at 8:50 p.m.

- 13. Conduct a Public Hearing regarding an application to replat the following property: Property ID#'s 47019 LTS 45 – 48 BLK 23 RJ WILLIAMS ADDN also known as 2487 Sixth Street, Ingleside, Texas 78362 to LTS 45A & 45B BLK 23 RJ WILLIAMS ADDN.**

Speaking For: There was no one speaking for the replat.

Speaking Against: There was no one speaking against the replat.

Mayor Adame closed the Public Hearing at 8:51 p.m.

Regular Agenda

- 9. Deliberate and take appropriate action on a Resolution of the City Council of the City of Ingleside, San Patricio County, Texas, amending Chapter 14, Article I, Section 14.43 (F) of the Ingleside Code of Ordinances by approving the waiver of pet adoption fees and microchipping fees on Saturday, May 6, 2023. (Attachment)**

Discussion was held between the Council and Staff about the advantages of microchipping a pet, chipping helps put pets back with owners, and courtesy microchipping by going to the citizens home or at the shelter for a fee of \$15.00.

Motion: Council Member Diehl made a motion to approve Resolution 2023-15, a Resolution of the City Council of the City of Ingleside, San Patricio County, Texas, amending Chapter 14, Article I, Section 14.43 (F) of the Ingleside Code of Ordinances by approving the waiver of pet adoption fees and microchipping fees on Saturday, May 6, 2023. Mayor Adame seconded the motion. Motion carries with all present voting in favor.

14. **Deliberate and take appropriate action on a Resolution for a replat affecting the following property: Property ID# 47019 LTS 45 – 48 BLK 23 RJ WILLIAMS ADDN also known as 2487 Sixth Street, Ingleside, Texas 78362.**

Interim Building Official Gene Delauro addressed the Council about the replat of four existing lots that are 100 feet by 125 feet each. The plan is to construct a new single-family home on Lot 45B and an existing home already sits on Lot 45A. The property is zoned Single-Family Residential. He stated that the Lots meet the minimum square footage and other setbacks that the city has.

Discussion was held between the Council and Staff about easement lines on Sixth Street, 5 foot setback on the sides and 15 foot on the front, House plans required, meets all of the Ordinances for replats, No objections from P & Z meeting, Previous form as part of the Agenda, Requestor informed this would be on the agenda, surveyor was at the meeting and left, and Council Member Wilson had joined online but not able to vote.

Motion: Mayor Pro-Tem Long made a motion to approve Resolution 2023-16 a Resolution for a replat affecting the following property: Property ID# 47019 LTS 45 – 48 BLK 23 RJ WILLIAMS ADDN also known as 2487 Sixth Street, Ingleside, Texas 78362. Council Member Pruitt seconded the motion. Motion carries with all present voting in favor.

15. **Deliberate and Authorize the City Manager to apply for Tree City U.S.A. Designation for the City of Ingleside during the 2023 application period of September 1 through December 31, 2023.**

Parks & Recreation Director Tarkington addressed the Council and recognized the Garden Club for their kind words. Rockport is the only city in the Coastal Bend currently that is a tree city. Staff ask to pass this application.

Discussion was held between the Council and Staff about needing a permit to cut down trees, criteria is a tree Ordinance must include tree planting care removal for residence and on private property, guidelines that are best for trees for this area, guidelines are not saying you cannot cut a tree for development but is a guideline to save trees, a tree could add \$10,000 to a lot, guideline burdens for citizens, and needing an Ordinance stepping on private property rights.

Motion: Council Member John Salinas made a motion to authorize the City Manager to apply for Tree City U.S.A. Designation for the City of Ingleside during the 2023 application period of September 1 through December 31, 2023. Council member Julio Salinas seconded the motion. Motion carries with all present voting in favor.

16. **Deliberate and take appropriate action authorizing the City Manager to award and execute a contract for services to install shade structures over the bleacher area of the Benny Diegel Sports Complex at Live Oak Park.**

City Manager Lewis addressed the Council about the bids for the installation of the shade structures over the bleachers. There were two bidders and two staff members who reviewed the bids and the recommendation was to go with PlayWell Group, Inc. for \$60,802.91. He stated that Staff is working with the Little League Association about the installation. This would be mid-July for installation.

Discussion held between the Council and Staff about which budget the cost would come out of, this would be a budget amendment and was shown as an allocation that was not

budgeted, Council Discretionary Fund amount, taking this directly from the Council's Discretionary Fund, being part of the construction or capital purchases in the Fund 30, revenues being budgeted but not the appropriations, amount of structures are six sets of bleachers, reviewing of designs by our Building Official, moving forward and finishing a project, and the type of material of the shades.

Motion: Mayor Adame made a motion to authorize the City Manager to award and execute a contract for services to install shade structures over the bleacher area of the Benny Diegel Sports Complex at Live Oak Park. Council Member Diehl seconded the motion. Motion carries with all present voting in favor.

17. Deliberate and take appropriate action on a quote from LSPS Solutions for smoke testing and manhole inspection in the watershed area of the 12th Street lift station.

City Manager Lewis addressed the Council about contacting three different companies for smoke testing the manhole inspections. LSPS Solutions, Pipeline Analysis, and Video Pipeline were contacted. Video Pipeline stated they no longer do this type of work. Pipeline Analysis stated they could not perform the tests until the fall. LSPS submitted a quote.

Discussion was held between the Council and Staff about the problem areas which flow into 12th Street, list of auxiliary ratings, water shed from 12th Street, area of the new apartments being built, undeveloped property, solutions to the problem according to the information received, this being a test run for other areas, unbudgeted item currently, unincumbered balance, current operations not prior years, and maintenance expense from the current year's budget.

Motion: Council Member John Salinas made a motion to approve the contract with LSPS Solutions for smoke testing and manhole inspection in the watershed area of the 12th Street lift station. Council Member Pruitt seconded the motion. Motion carries with all present voting in favor.

18. Deliberate and take appropriate action to accept Grant Funds in the amount of \$7,500 from Petco Love to be used for any lifesaving purpose for our Animal Control Unit.

Chief Burr addressed the Council requesting the Council accept the Petco Love grant in the amount of \$7,500.00. She stated that she would like to acknowledge the efforts of Animal Control Officer Kim Otwell who has for the last several years applied for this grant being turned down every time. She stated that Animal Control is grateful that they are receiving a portion of the grant this year. They look forward to putting this money towards the Animal Control Department.

Discussion was held between the Council and Staff about making sure this money only goes towards the Animal Control Department and all members of the Council thanked the Animal Control Department for what they do and their efforts in applying for the grant.

Motion: Mayor Adame made a motion to accept Grant Funds in the amount of \$7,500.00 from Petco Love to be used for any lifesaving purpose for our Animal Control Unit. Council Member John Salinas seconded the motion. Motion carries with all present voting in favor.

19. Deliberate and take appropriate action regarding the authorization for the City Manager to approve and execute the contract with Pitney Bowes for 63 months to lease the Pitney Bowes Relay 5000 with 4 feed stations.

City Manager Lewis addressed the Council and stated that currently the Utility Billing Office sends bills to customers on postcards. It is a violation of the Privacy Act because anyone can see what your usage is. Postcards get lost, there is no space for messages, and don't look professional. The staff is wanting to send bills out on a full sheet. The machine that Staff are requesting will increase our ability to add critical messages to customers which would include the City newsletter. You can put in 3 full pages in one mailing.

Discussion was held between the Council and Staff about how the machine works by folding, stuffing, and sealing envelopes, needing envelopes currently, bills are ready to be

printed on a full sheet, working with Tyler Technologies for doing the late notices, and window envelopes with stamp already on it.

Motion: Council Member Diehl made a motion to approve the City Manager to approve and execute the contract with Pitney Bowes for 63 months to lease the Pitney Bowes Relay 5000 with 4 feed stations. Mayor Pro-Tem Long seconded the motion. Motion carries with all present voting in favor.

20. Deliberate and take appropriate action regarding the future process for creating and distributing the City's quarterly newsletter.

Discussion between the Council and Staff about how this item is directly related to Item 19 on this agenda and Council Member Wilson wanted this on the agenda.

Motion: Council Member Diehl made a motion to accept the future process for creating and distributing the City's quarterly newsletter. Council Member Pruitt seconded the motion. Motion carries with all present voting in favor.

21. Deliberate and take appropriate action regarding the authorization for the City Manager to approve and execute the contract with Tyler Technologies for the following software: ERP Pro 10 Financial Management Suite to include Financial Management Services, Customer Relationship Management Suite, Community Development Suite; ERP Pro 9 Accounts Receivable module, and Municipal Justice 10 Suite.

City Manager Brenton B. Lewis addressed the Council and turned this over to Finance Director Vela.

Director Vela addressed the Council and stated that the representative for Tyler Technologies told her that all new clients since 2012 have been on ERP10. This is the newest version. ERP9 has not been updated since about 2012-2013. The City of Ingleside has been on 9.1 for ten plus years.

Discussion was held between the Council and Staff about most of the modules already being in place, minimum of one year before installation, training and updating other departments to utilize the new module, City Manager bringing back amendments and budget items vs. system wide items to be placed on the agenda, compatibility and upgrades, and cost will be from the Fund balance.

Motion: Council Member Diehl made a motion to authorize the City Manager to approve and execute the contract with Tyler Technologies for the following software: ERP Pro 10 Financial Management Suite to include Financial Management Services, Customer Relationship Management Suite, Community Development Suite; ERP Pro 9 Accounts Receivable module, and Municipal Justice 10 Suite. Council Member Pruitt seconded the motion. Motion carries with all present voting in favor.

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

- a. **Ingleside Pet of the Week**
- b. **Celebrate National Library Week April 23-29**
- c. **Ingleside Tire Take Back April 29**
- d. **State of the Port Luncheon Aransas Pass May 31**
- e. **Nueces Basin Summit Portland June 21-23**
- f. **Ingleside Fire Rescue Golf Tournament Sinton June 24**

23. Items to consider for placement on future agendas.

Council Member Diehl asked to add an all-inclusive Animal Control Building

Mayor Pro-Tem Long made a statement about Avenue A and make sure the Road Committee get this on their agenda. A cross section of the road which has 4 inches of base with sand and shell underneath. This is why the road falls apart. Avenue A from Fourth Street to Eighth Street.

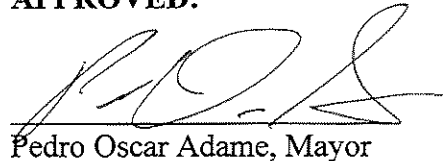
Mayor Adame made a request about getting an update from SPCA on the next meeting.

Mayor Adame made a statement about finding a location for the Animal Shelter that already has sewer and water on it.

24. Adjourn.

Mayor Adame adjourned the Regular City Council Meeting at 9:39 p.m.

APPROVED:



Pedro Oscar Adame, Mayor



ATTEST:



Jana Stork, Assistant City Secretary