

CITY OF INGLESIDE  
MINUTES  
REGULAR CITY COUNCIL MEETING  
TUESDAY, JULY 12, 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 Tuesday, July 12, 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, David Pruitt, 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**

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 by the Mayor 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. If there is a group of six or more individuals to speak on the same subject, they will be required to provide a single person to represent the group and have up to ten 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.

No Citizen Comments

**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.

**6. Approval of the City of Ingleside expenditures paid over \$3,000.00 for the period of June 22, 2022 through July 05, 2022.**

**7. Approval of the City of Ingleside monthly financials.**

**Motion:** Council Member Diehl made a motion to approve the Consent Agenda as presented. Council Member Wilson seconded the motion. Motion Carried with all present voting in favor.

**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 6:33 p.m.

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

Speaking For: There was no one speaking for the Juvenile Curfew Ordinance.

Speaking Against: There was no one speaking against the Juvenile Curfew Ordinance.

Mayor Adame closed the Regular Hearing at 6:34 p.m.

### Regular Agenda

**9. Deliberate and take appropriate action on second and final reading of an Ordinance re-adopting Section 38.26 through 38.31 of the City of Ingleside Code of Ordinances as required by Local Government Code 370.002.**

Chief Burr addressed the Council and stated this is the second reading of the Ordinance re-adopting Section 38.26 through 38.31 of the City of Ingleside Code of Ordinances as required by Local Government Code 370.002

Council Member Diehl asked for a brief overview, which Chief Burr gave, and no further comments were made.

**Motion:** Council Member Pruitt made a motion to pass Ordinance 2022-11, an Ordinance re-adopting Section 38.26 through 38.31 of the City of Ingleside Code of Ordinances as required by Local Government Code 370.002.. Council Member Diehl seconded the motion. Motion carried with all present voting in favor.

**10. Deliberate and take appropriate action on approval of the HOT Fund Post Event Form submitted by the Ingleside Chamber of Commerce & Visitor Center for their Smokin' Tires & Lightn' Fires event held June 3 & 4, 2022, and issuing payment from the HOT Fund Account 21-500-623 for \$16,575 to the Chamber.**

Economic Development Director Carr addressed the Council stating that the post event form was presented to the Council and that they were in accordance with the laws. They are requesting to be funded \$16,575.00.

Barbara Gregg with the Chamber of Commerce was present to answer any questions.

**Motion:** Council Member John Salinas made a motion to approve the HOT Fund Post Event Form submitted by the Ingleside Chamber of Commerce & Visitor Center for their Smokin' Tires & Lightn' Fires event held June 3 & 4, 2022, and issuing payment from the HOT Fund Account 21-500-623 for \$16,575 to the Chamber. Council Member Pruitt seconded the motion. Motion carried with all present voting in favor.

**11. Deliberate and take appropriate action on the award of contract to A. Ortiz Paving & Construction for the Faith Park Parking Lot.**

Craig Thompson with Hanson Professional Services addressed the Council about the open bids for Faith Park Parking Lot Project. Thompson presented information about the projects two design options: (1) Straight In Parking and (2) Angled Parking. Thompson spoke about the safer option of angled parking spaces with a one way in and one way out, bids and the company that gave the best bid.

Discussion held among the Council about the angles of the parking spaces, the sidewalk dimensions, and the discrepancy in the amount on the bids.

**Motion:** Council Member Long made a motion to approve the award of contract to A. Ortiz Paving & Construction for the Faith Park Parking Lot Project for the angled parking design option. Council Member Wilson seconded the motion. Motion carried with all present voting in favor.

**12. Deliberate and take appropriate action on the possible award of a contract to the apparent lowest responsible bidder Gerke Excavating, for the Fourth Street Roadway Improvements project.**

Craig Thompson with Hanson Professional Services addressed the Council about the Fourth Street Roadway Improvement Project. Thompson spoke about the Bid Proposal.

- Part 1: 4th Street Improvements
  - Base Bid

This part consists of road reconstruction, drainage, water and sewer improvements, and sidewalk improvements from Avenue G to Avenue A.

- Additive Alternate Bid  
This part consists of road reconstruction, drainage, water, and sewer improvements, and sidewalk improvements from Avenue D to Avenue G.
- Part 2: Alley #1 – Between 1st & 2nd Street from Avenue C to Avenue D  
This part consists of water and sewer replacement within the Alley.
- Part 3: Alley #2 – Between Avenue B & Avenue C from 6th Street to 7th Street  
This part consists of water and sewer replacement within the Alley.
- Additive Bid A1: 30 Day Expedited Schedule – Parts 1, 2, & 3
- Additive Bid A2: 60 Day Expedited Schedule – Parts 1, 2, & 3

Craig Thompson spoke about the four bids received and stated Gerke Excavating, Inc. was the apparent low bidder.

Discussion held among the Council about communicating with those who will be affected by construction on the roadway before the construction project begins.

**Motion:** Council Member Wilson made a motion to award Gerke Excavating the Fourth Street Roadway Improvement Project. Council Member Long seconded the motion.

Discussion held among the Council regarding Gerke Excavating working on the 12th Street Project that is not completed, price difference concerns, expedited schedule, and qualifications.

**Amended Motion:** Council Member Wilson made a motion to amend the previous motion to award Gerke Excavating the Fourth Street Roadway Improvement Project to include Part 1, Part 2, and Part 3 and no additive bids. Council Member Long seconded the motion. Motion carried 6:1.

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

**13. Deliberate and take appropriate action on second and final reading of an Ordinance Amending Ingleside Code of Ordinances - Chapter 30-Environment, Article VI.-Excavations, adding Sections 30-201 – 30-209, and adding a new Article VII-Recreational Vehicles.**

Chief Burr addressed the Council and stated this is the second and final reading of the Ordinance presented at the last Council meeting. This Ordinance addresses the issue of preventing people from treating their recreational vehicles as a residence or storage in an area not zoned for this. In addition, cleaning up RV's and watercraft that are broken down and not able to be used. We are still working with Economic Development and the GLO to assist the residents in getting rid of these items that are not useable.

Discussion among the Council on making progress to beautify the City with assistance.

Mary Shaler, 2969 Atlantic Blvd, addressed the Council Members about the wording 12 feet off the roadway is a long way. If someone has a functioning boat that they have in their driveway and it's not 12 feet off the roadway, would that be an issue or if the Council is okay with that, does it need to be in the wording?

Chief Burr responded that those vehicles that are set in place and can't be moved immediately are the issue since emergency response vehicles will need adequate room to maneuver in the road.

Cindy Wilson, 2635 San Angelo, addressed the Council to remind Council of their selectiveness in the past, she remembers when on Main Street there was not to be any parking in front of the Tortilla Factory. She stated that was state law and Council over road that law. She stated, so please when your saying selective, I want to see this City cleaned up. I've waited for almost a year to call a beautification committee together because this City has been in so much turmoil. I believe this is to clean up the City only and not to get

anyone fined. You select what you are going to enforce. If you're not going to stand behind what you are pushing Ordinances for, why do them.

Teresa Flores, 2586 Ave A, asked the Council if this will delay the boat cleanup.

Discussion among the Council to remove the 12-foot rule and bring back to a first reading.

No Action taken.

**14. TABLED 06/28/2022 Deliberate and take appropriate action on first reading of an Ordinance Amending Ingleside Code of Ordinances - Chapter 62-Traffic and Vehicles, Article V-Golf Carts and Neighborhood Electric Vehicles.**

Chief Burr addressed the Council about this Ordinance being brought back after Council requested seatbelts be required in the vehicles and occupants (if the law requires) be in a child safety seat, and each person be seated in a seat, and seatbelts worn by all occupants in the vehicle, all these changes are in Section 62-206 in the new Ordinance.

Discussion among the Council on age of drivers, including ATV's, State Law Requirements, and helmets not required per State Law which needs to be verified before second reading.

**Motion:** Council Member Diel made a motion to approve the first reading of an Ordinance Amending Ingleside Code of Ordinances - Chapter 62-Traffic and Vehicles, Article V-Golf Carts and Neighborhood Electric Vehicles subject to helmet law. Council Member Wilson seconded the motion. Motion Carried 6:1

For Motion: Council Member Diehl, Council Member Wilson, Council Member John Salinas, Council Member Pruitt, Council Member Julio Salinas, and Mayor Adame

Against Motion: Council Member Long

**15. Deliberate and take appropriate action on first reading of an Ordinance Amending Chapter 22- Business Regulations, Article III Food Establishments, Division 1 – Generally, Sec. 22-51 Adoption of Texas Food Establishment Rules, and Division 2, Permits, Sec 22-61 Application for Permits and Fees, through Sec 22-63 Mobile Food Vendor Allowed Areas of Operations and Division 3 – Regulations, Sec 22-71 Review of Plans, Ingleside Code of Ordinances and Providing for Effective Date, Reading, Severance, and Publication.**

Carrie Smith, 1931 Indian Trail, owner of Carries Grill & Treats, LLC, addressed the Council and said that this was originally passed a year ago and fell through the cracks. It was not reinstated, the bylaws or Ordinance that was written up was not to maintain food trucks but was due to COVID. When I came, I also represented Buckhorn and the bars not being able to be operational. We would like to get this Ordinance reinstated to allow food trucks back with the proper wording. I was the only one who originally received a permit due to the high cost of fees. We have copies of permits from surrounding cities and the fees and requirements for food trucks in those areas. With annual fees, businesses approved this can help keep our cost down per set-up. Many businesses have asked for food trucks to be in their lots but not near any of the major restaurants or fast food.

Building Official Gene Delauro addressed the Council and stated that the information from Carrie Smith is correct, and we are trying to reauthorize the Ordinance.

Discussion held among the Council on apartment complexes and private property zoning and approval, defining open spaces such as parks, the best way to apply fees, type of authorization from private property owners, and city property being used for community functions.

Gary Mc Ray owner of a BBQ Place food truck addressed the Council and talked about the extreme fees from the previous Ordinance, and he believes that Ingleside is missing out on the business that the food trucks can potentially bring into Ingleside. I want to come to Ingleside but not have to get a permit every time.

Denise De La Garza, 2969 Atlantic Blvd., addressed the Council and asked about the time restraints on the Ordinance, and could they change it because so many people want breakfast tacos in the mornings?

Discussion held among the Council on the fees, the wording needing to be changed and bring it back on the next meeting. Staff will contact the citizens who spoke and other cities to mirror the surrounding cities Ordinances.

No action taken.

**16. Deliberate and take appropriate action on approval of first reading of an ordinance establishing the street committee, an advisory committee, for the City Council to examine, consider, and recommend any changes, additions, or deletions to the master street plan and providing for effective date, reading, severance, and publication.**

Mayor Adame requested to table this item to give the City Manager time to go back and do more research on this item and bring some new ideas to the table on this.

No action taken.

**17. Deliberate and take appropriate action on approval of first reading of a Resolution approving a Business Improvement Grant (BIG) project of the Ingleside Development Corporation; complying with Section 505.158, Texas Local Government Code; and providing for two separate readings and an effective date.**

Teresa Flores President of Ingleside Development Corporation (IDC) addressed the Council and presented a new project for IDC and gave some background of how and why they came up with it. Prior to this we had the facade grant and still do, it is not being eliminated. It was limited to our businesses that improvements had to be street facing and in the front of the building most of the time. A committee was put together and some of the board members are in attendance at this meeting tonight. This Business Improvement Grant (BIG) helps broaden the help for existing businesses. There are several stipulations.

Discussion held among the Council and discussed entities who collect sales tax, existing structure, and must be slab.

**Motion:** Council Member Diehl made a motion to approve the first reading of a Resolution approving a Business Improvement Grant (BIG) project of the Ingleside Development Corporation; complying with Section 505.158, Texas Local Government Code; and providing for two separate readings and an effective date. Council Member Wilson seconded the motion. Motion carried with all present voting in favor.

**18. Deliberate and take appropriate action on the potential award of contract for the Materials Testing RFQ advertisement.**

City Manager Lewis addressed the Council and discussed the material testing RFQ's advertisement and the three bids received. City Manager Lewis discussed whether to outsource or use our engineering firm. Lewis discussed use of an outside firm versus more control on outside firms or we can go with our engineering firm and not have to be involved with scheduling. Low bidder is Raba Kistner, who was the only local Texas company who bid.

Council Member Julio Salinas stated this is what we talked about earlier on 4<sup>th</sup> Street giving us authority outside of having to go through the engineering firm. Which for a larger project is standard operating procedure. This also helps with control of funding. These tests help us to get over sight of making sure we are getting what we pay for. The testing is only one part, we will still need someone to interpret the tests to make sure we are getting what we pay for, and this is a good start.

Council Member Long stated that he is in construction and usually uses locals out of Corpus Christi and has never heard of these companies before.

Mayor Adame asked what is the total cost? Where is the money coming from?

City Manager Lewis responded that funding will come from the project.

Council Member Long left the Council Chambers.

**Motion:** Council Member Julio Salinas made a motion to approve award of contract for the Materials Testing group Raba Kistner. Council Member Pruitt seconded the motion. Motion carried with all present voting in favor 6:0.

For Motion:	Council Member Diehl, Council Member Wilson, Council Member John Salinas, Council Member Pruitt, Council Member Julio Salinas, and Mayor Adame
Abstained:	Council Member Long (Not present during Vote)

Council Member Long returned to the Council Chambers.

#### **19. Presentation from Public Works for vehicle and equipment operational status report.**

City Manager Lewis addressed the Council and stated that there is a list of all equipment and photos presented in the packet.

Dale McConnell addressed the Council to answer any questions.

Discussion was held among Council Member Diehl and Dale McConnell in reference to the \$450,000 spent a couple of years ago on street maintenance equipment. Diehl understood that one winter the equipment was allowed to be outside and was damaged. Diehl stated he wanted to begin a true Street Department, make a road maintenance plan, and wanted to know what we have in equipment. McConnell stated he was responsible for the distributor truck that broke due to cold weather not knowing oil would freeze to that extent. Council Member McConnell stated that the piece of equipment to start a true street department is broke and the parts are on back order and are probably going to need to have the parts made.

Discussion was held among Council Member Pruitt and Dale McConnell on equipment presented. Pruitt asked if all the equipment presented still gets used and McConnell confirmed it did. McConnell stated there are a few pieces taken off the books, which may get used for parts, and some pieces are not assigned unit numbers. Council Member Pruitt stated that he hoped that Public Works would come to the Council and ask for new equipment. McConnell stated that he hesitates to ask for new equipment since he needs more staff to run the current equipment. Pruitt stated he would like to see new dump trucks. McConnell informed Council Member Pruitt we already had three new ones and that two years ago we had no new equipment.

Mayor Adame stated he wanted to see the list to know what needs to be fixed before the next budget. He also expressed his concern about getting the patch truck fixed to be able to use a better product to fix the streets. He also stated that Council needs to know what equipment needs to be fixed and coordinate with the City Manager.

#### **20. Announcements of Community Interest and/or upcoming events.**

City Secretary Mowles stated the Charles H. Doherty Pool Grand Re-Opening will be held on July 15, 2022 at 10:00 am.

#### **21. Items to consider for placement on future agendas.**

Council Member Long stated an area of concern is the Hultgreen project and getting no response from the school. Mayor Adame stated that it was brought up at the school board meeting the night before and he suggests Council lets the new City Manager handle it with the Superintendent.

Council Member Wilson has a concern about Park Lighting. City Manager responded with this item would be in the next budget process.

Council Member John Salinas has a concern about moving forward on Cove Park. Keep moving forward even though it is a budget problem.

Council Member Diehl made a statement about the staff putting the extra-large packets together and would like to have it in electronic form. The trees and hours spent are too much.

Council Member Diehl made a statement regarding the Director of the Port of Corpus Christi, the CEO Shawn Strawbridge in the article Port of Corpus Christi and a second article needs to be careful of attacking elected officials. In the article Mr. Strawbridge quoted "The Port of Corpus Christi is in the crosshairs of everything they do." Council Member Diehl stated he had done research and couldn't find anywhere in San Patricio County where the City of Ingleside was fighting them for quote development. In the past efforts were made to invite them over and open lines of communication. We understand their economic drivers in the community. Comments were made on the salary of Mr. Strawbridge and what his position is for the Port of Corpus Christi. The salary of Council Members for the City of Ingleside was compared to the salary of the CEO of the Port of Corpus Christi. Ultimately it is about the citizens and their rights and the type of development the City of Ingleside wants. Comment made to Mr. Strawbridge to come into our chamber and open a line of communication instead of hiding behind reports. Council Member Diehl stated he found out the Port of Corpus Christi is buying up land in Ingleside. I would like to see an article that says Coastal Bend Prosperity. Council Member Diehl stated his request is for the Mayor, Mayor Pro Tem, and City Manager to sit down with our Port Commissioner to represent our interests. Find a way to open direct lines of communication directly with him. The citizens has a right to be heard.

Mayor Adame has two requests. (1) Executive session for 45 days for City Manager Lewis for the goals talked about when he was hired. (2) Are there computers available for Council?

Discussion held about computers that had been issued to Council Members and they can't be found. There is a quote for new I-pads for electronic copies of the agenda.

Recreation Vehicles going back for first (1) reading, food truck for first (1) reading, and Executive Session for the 45-day goals.

Council Member Julio Salinas stated there was a previous agenda item for Fourth St. and the oversight of the general management of the project. Would like to know where we left off with that.

## 22. Adjourn

Mayor Adame adjourned the Regular Meeting of the City of Ingleside at 9:35 p.m.

**APPROVED:**



Pedro Oscar Adame, Mayor

**ATTEST:**



Ruby Mowles, City Secretary