

**CITY OF INGLESIDE  
MINUTES  
CITY COUNCIL MEETING  
May 24, 2011**

**1. Call meeting to order**

The meeting was called to order at 6:32 p.m. with Mayor Pete Perkins presiding. Council Members present: Mayor Pete Perkins, and Council Members Cynthia Wilson, Steve Diehl, John F. Schack, Willie Vaden, and Paul Pierce. Also present was newly elected Council Member Rayman Kinman. Council Members absent: Council Member Elaine Kemp. City of Ingleside Staff present: City Manager Jim Gray and City Secretary Kimberly Drysdale. There were approximately 45 guests.

**2. Invocation**

**3. Pledge of Allegiance**

**4. Presentations from the Audience**

Mayor Perkins welcomed the crews from the Taiwan Navy to Ingleside and provided a Key to the City to Commodore Lin, Commander Chao, Commander Yi, and Commander Yang. There are 38 sailors, 21 dependents, and eight school age students staying in the barracks at the property formerly known as Naval Station Ingleside. The sailors are training on two HMC vessels that were purchased from the U.S. Government and taken out of mothball state. They will be here for approximately two years.

**5. Presentation to the Graduating Youth That Care (YTC) members for their participation and dedication to the community.**

Mayor Perkins provided Certificates of Appreciation to the graduating members of the Youth That Care (YTC): Brooke Ostrom, Sarah Guerrero, Kaydee Shores, Gabi Rodriguez, Travis Salinas, Anthony Thomason, Andrea Davila, and Vincent Verduzco. Some of these students have been involved in YTC since 7<sup>th</sup> grade. They have helped our community with numerous projects and all of the funds they raise are put back into our community. They have been recipients of awards every year they have applied. Code Enforcement Officer Carey Dietrich stated they were just notified they have won third place from the Keep Texas Beautiful Youth Awards and will be recognized at the Annual Conference in June 2011.

**6. Consideration and action of the minutes of the City Council Meetings dated May 10, 2011.**

Council Member Pierce noted a correction to agenda item # 10, second paragraph. The motion was to include an amendment of the Insurance form to include the City of Ingleside's name as an additionally insured party instead of a Certificate Holder.

Council Member Vaden made a motion to approve the minutes of the City Council Meeting dated May 10, 2011 and was seconded Council Member Diehl. The motion was approved unanimously.

**7. Consideration and action of an Ordinance establishing Industrial Development Areas No. 9, 10, and 11, and authorizing the making of contracts establishing within said areas Industrial Districts No. 9, 10, and 11, each such district being Co-Terminus with its like numbered development area. (Final Reading)**

Mayor Perkins made a motion to approve Ordinance # 1034 establishing Industrial Development Areas No. 9, 10, and 11, and authorizing the making of contracts establishing within said areas Industrial Districts No. 9, 10, and 11, each such district being Co-Terminus with its like numbered development area and was seconded by Council Member Pierce. The motion was approved unanimously.

**8. Consideration and action authorizing the use of additional funds for the newly authorized position of Warrant Officer.**

Council Member Diehl made a motion authorizing the transfer of an additional \$6,500 of Council Contingency Funds to be used for the new position of Warrant Officer and was seconded by Council Member Pierce. The motion was approved unanimously.

**9. Canvass returns from the General Election held on May 14, 2011, and adopt a Resolution certifying the returns.**

The results of the General Election held on May 14, 2011 as follows:

Name of Office	Name of Candidate	Total Votes Received
Place # 1 Council Member (2 year – full term)	Rayman Kinman	n/a
Place # 3 Council Member (2 year – full term)	William Willie Vaden	n/a
Place # 5 Council Member (2 year – full term)	Elaine W. Kemp	n/a
Proposition # 1 The reauthorization of the local sales and use tax in the City of Ingleside at the rate of one-fourth of one percent (0.25%) to continue providing revenue for maintenance and repair of municipal streets.		Yes - 342 No - 103
TOTAL # OF VOTERS:		486

Council Member Vaden made the motion to approve Resolution # 1017 canvassing the returns from the General Election held on May 14, 2011, and certifying the returns. This was seconded by Council Member Diehl and approved unanimously.

**10. Certificates**

Mayor Perkins issued the Certificates of the Election to William “Willie” Vaden and Rayman Kinman. Elaine W. Kemp was not present, her Certificate will be provided to her prior to the next Council Meeting.

**11. Oath.**

Ingleside Municipal Court Judge Cheryl Deal administered the Oaths of Office to the newly elected officials. Elaine W. Kemp was not present; her oath will be administered prior to the next Council Meeting.

**12. Plaques.**

Mayor Perkins issued a plaque of appreciation to Steve Diehl for his six years of service to the City as a Council Member.

**Mayor Perkins recessed the meeting at 7:02 p.m. for refreshments and the seating of the new Council.**

**Mayor Perkins reconvened the regular meeting at 7:28 p.m.**

**13. Public Hearings regarding:**

**Mayor Perkins opened the Public Hearing at 7:29 p.m.**

- a) **An application for a Special Permit to allow on-site 24-hour security travel trailer at 2765 Shady Oak Lane, Lot 4, Block 1, Ingleside-Corbin Subdivision.**

Susan Morris spoke in favor of this special permit due to a kitchen fire on April 7, 2011 in order for them to live close to the house while it is being repaired. It is expected to take four to six months.

There were no speakers against this special permit.

- b) **An application to rezone 555.1606 acres out of a 1,229.47 acre Welder Tract described as Abstract 163 LF James & AS Hatch Survey, acres 52.3376; Abstract 283 RS Williamson Survey, acres 7.6445; Abstract 292 TT Williamson Survey, acres 129.8352; Abstract 294 TT Williamson Survey, acres 251.0999; Abstract 295 TT Williamson Survey, acres 8.1973; and Abstract 387 Dayland & Cattle Co., acres 106.0461; from its current R-1 (Single Family Residential District) to I (Industrial District), L-1 (Light Industrial District), and C-2 (General Commercial District).**

Speaking in favor of this rezoning was W.L. Bates Realtor's representative, Rick Dupriest. He explained the boundary guides used to separate the different zones.

There were no speakers against this zoning change.

**Mayor Perkins closed the Public Hearing at 7:28 p.m.**

- 14. Consideration and action of an Ordinance granting a Special Permit to place a Travel Trailer for on-site 24-hour Security on the property known as Lot 4, Block 1, Corbin Subdivision, also known as 2765 Shady Oak Lane and further providing for effective date, reading, severance, and publication. (First Reading)**

Council Member Pierce made a motion to pass for a second reading of an Ordinance granting a Special Permit to place a Travel Trailer for on-site 24-hour Security on the property known as Lot 4, Block 1, Corbin Subdivision, also known as 2765 Shady Oak Lane and further providing for effective date, reading, severance, and publication and was seconded by Council member Schack.

Council Member Wilson requested the Special Permit be restricted to December 31, 2011. There was some discussion as to whether that would be sufficient enough time. Council Member Kinman questioned the location of the Travel Trailer and Mrs. Morris explained the planned location. Mrs. Morris stated she felt the December 31, 2011 would be sufficient.

Council Member Pierce amended his motion to include the expiration of this Special Permit to be December 31, 2011 and was seconded by Council Member Schack. The motion was approved unanimously.

- 15. Consideration and action of an Ordinance changing the zoning for the following property from its present zoning of R-1 (Single Family Residential District) to I (Industrial District), L-1 (Light Industrial District), and C-2 (General Commercial District) and further providing for effective date, reading, severance and publication: 555.1606 acres out of a 1,229.47 acre Welder Tract described as Abstract 163 LF James & AS Hatch Survey, acres 52.3376; Abstract 283 RS Williamson Survey, acres 7.6445; Abstract 292 TT Williamson Survey, acres 129.8352; Abstract 294 TT Williamson Survey, acres 251.0999; Abstract 295 TT Williamson Survey, acres 8.1973; and Abstract 387 Dayland & Cattle Co., acres 106.0461. (First Reading)**

Council Member Vaden made a motion to pass for a second reading of an Ordinance changing the zoning for the following property from its present zoning of R-1 (Single Family Residential District) to I (Industrial District), L-1 (Light Industrial District), and C-2 (General Commercial District) and further providing for effective date, reading, severance and publication: 555.1606 acres out of a 1,229.47 acre Welder Tract described as Abstract 163 LF James & AS Hatch Survey, acres 52.3376; Abstract 283 RS Williamson Survey, acres 7.6445; Abstract 292 TT Williamson Survey, acres 129.8352; Abstract 294 TT Williamson Survey, acres 251.0999; Abstract 295 TT Williamson Survey, acres 8.1973; and Abstract 387 Dayland & Cattle Co., acres 106.0461 and was seconded by Mayor Perkins. The motion was approved unanimously.

- 16. Consideration and action of an Ordinance amending the City's Traffic Control Device Schedule as previously enacted, by repealing a part of Ordinance # 1022 by deleting the North and South Bound Stop Signs on Avenue A at 12<sup>th</sup> Street as set out in the Ordinance. (First Reading)**

Council Member Pierce made a motion to pass for a second reading of an Ordinance amending the City's Traffic Control Device Schedule as previously enacted, by repealing a part of Ordinance # 1022 by deleting the North and South Bound Stop Signs on Avenue A at 12<sup>th</sup> Street as set out in the Ordinance and was seconded by Council Member Vaden. The motion was approved with Council Members Kinman, Schack, Vaden, and Pierce voting aye; and with Mayor Perkins and Council Member Wilson voting no.

- 17. Consideration and action to appoint a representative to the Planning and Zoning Commission for the term that will expire December 31, 2012.**

City Manager Jim Gray stated there were three people nominated by the Planning and Zoning Commission: Brenda Richardson, Victor Washington, and Raul Vargas. The only concern noted would be that Mr. Vargas' spouse is currently serving on the Board of Adjustments and this could be seen as a conflict of interest or a possible legal issue. Staff suggests spouses not be on both of these Boards.

Council Member Kinman stated he doesn't know these individuals or their backgrounds and therefore doesn't feel comfortable voting for people he doesn't know their qualifications. Mr. Gray stated that

some cities utilize applications for Board Appointments; however, to date, the City of Ingleside does not.

Council Member Schack nominated Brenda Richardson. Mayor Perkins nominated Steve Diehl. There were no more nominations.

Voting in favor of Brenda Richardson were Council Members Wilson, Schack, Vaden, and Pierce. Voting in favor of Steve Diehl were Mayor Perkins, and Council Member Kinman. Mrs. Brenda Richardson was appointed as the newest member to the Planning and Zoning Commission for the term that will expire December 21, 2012.

**18. Consideration and action of a Resolution amending the Articles of Incorporation and the By Laws of the City of Ingleside Development Corporation.**

City Manager Jim Gray gave an overview of the changes.

Council Member Vaden made a motion to approve Resolution # 1018 amending the Articles of Incorporation and the By Laws of the City of Ingleside Development Corporation and was seconded by Mayor Perkins. The motion was approved unanimously.

**19. Consideration and action to appoint/reappoint a representative to the Ingleside Development Corporation for the term that will expire September 30, 2011.**

Council Member Vaden made a motion to reappoint Steve Diehl as a representative to the Ingleside Development Corporation for the term that will expire September 30, 2011 and was seconded by Mayor Perkins. The motion was approved unanimously.

**20. Discussion regarding contracts to be brought before City Council.**

Council Member Pierce explained he felt that contracts should be negotiated by the staff, signed by other party, and then brought before Council. If all negotiations were made by staff, it would be less time during the meeting and the other party would not have to negotiate with the Council. In the case with the Little League recently, the President of the League felt pressured to make decisions in front of Council for his Board that he was not comfortable with and therefore they are now not willing to sign the agreement this Council approved.

City Manager Jim Gray stated the staff does negotiate with the other parties to the best of their ability. When there are items that cannot be agreed to, those are the items that are negotiated at Council level. In the recent case with the Little League, the staff wanted to keep the dates of exclusivity the same as the Pony League. As it is now, the Little League has exclusivity of the fields for an additional two months and there has already been a Men's League that has requested use of the large field for their purposes. We referred them to the Little League and at this time we do not know if discussions were conducted or if they were able to work something out. This is the type of situation the staff was trying to avoid.

Council Member Vaden stated he thought in the past that the concern was to have access to the fields prior to the season in order to prepare the fields. Mr. Gray stated that can be scheduled with the Parks staff and does not require exclusivity. Council Member Wilson thought one of the main concerns was the removal of the equipment and it was noted that the City is allowing the equipment located in the storage unit to be kept on the premise; it is the portable equipment that would need to be removed so that other users did not make use of the Little League's equipment. At this point the main concern is getting a contract with the Little League in order for them to be able to play ball and have insurance.

**21. Receive and discuss the City's financial situation, including, but not limited to its budget, revenues, expenses, assets and debts.**

City Manager Jim Gray explained that Finance Director Paul Baen was at a training course and was not able to attend tonight's meeting. He stated with Sailors from Taiwan residing at the property formerly known as Naval Station Ingleside, there should be an increase in water usage. The staff has been discussing the Aransas Pass water sale issue with the City Attorney and that will be brought back on a future agenda.

**22. Reports from Staff**

City Manager Jim Gray stated the negotiations with CenterPoint Energy are complete and the base rates for the normal citizen will be \$13.95 with a commodity charge of \$0.2180. There will be a "Movie in the Park" night on June 25, 2011 at N.O. Simmons Park. Phase II RFPs for the Ingleside Corridor will be published within the next few weeks and therefore brought back to Council within a month of that publication. Mr. John Casey of TxDot clarified that when he stated the State would not fund this project, he did not mean that they would not assist with a Pass-Through Loan and Mr. Gray will forward any redaction he receives from Mr. Casey to the Council. Mr. Gray also announced that he will be out of the office June 6-10, 2011 for the Texas City Managers' Association Annual Conference.

**23. Requests from Council**

Council Member Kinman requested a follow up to the speed surveys completed on Avenue A. City Manager Jim Gray stated the last of those are completed and a comparison is being put together for the Council. Council Member Schack requested comparisons to other portions of town as well.

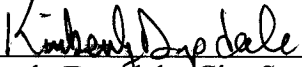
Council Member Vaden stated he would assist with any negotiations with the Little League if needed.

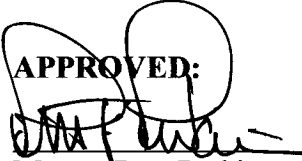
Council Member Wilson requested the public to remember current, past, and lost veterans on the upcoming Memorial Day, May 30, 2011. Mayor Perkins mentioned the location of a few different Memorial Day events taking place in the Coastal Bend area.

**22. Adjourn**

There being no further business, the meeting was adjourned at 8:26 p.m.

**ATTEST:**

  
 \_\_\_\_\_  
 Kimberly Drysdale, City Secretary

**APPROVED:**  
  
 \_\_\_\_\_  
 Mayor, Pete Perkins