

Minutes of Regular Meeting of the City Council

Tuesday August 9, 2022 – 7:00 PM

Village of Surfside Beach

1304 Monument Drive

Surfside Beach, TX 77541

COUNCIL MEETING:

- 1) **CALL TO ORDER, QUORUM IN ATTENDANCE**
Mayor Bisso called the meeting to order and declared a quorum to be in attendance.
- 2) **INVOCATION, PLEDGE OF ALLEGIANCE**
Robertson gave the invocation.
- 3) **Mayor/council/committee/department head/organization reports**
Chief Wood gave the monthly PD activity report;
Erick Ingram gave update on sewer lines, Temporary Injunction with the AG's office and TCEQ;
Robert King gave the EMS monthly activity report;
Michelle Booth – Back to School Beach Cleanup is scheduled for August 28;
Francis Conway – BAC is working on the GLO comments for the Beach and Dune Plan;
Sandy Shanks – Nature Fest is scheduled for Oct. 8, 2022;
Dortha Pekar reported on the Battle of Velasco information and the monument;
Toni Capretta – new sales tax starts Oct. 1; SOBA meeting is Saturday;
Oscar Jalifi - Front entrance sign;
Gregg Bisso – Code enforcement, groin projects – no movement; spoke against the slated magnesium plant at Bridge Harbor; PD visiting all RV Parks.
- 4) **Business of visitors not on the agenda.** –
Cailyn with Culture Coffee re: Surf Fest
Donna Robinson – SPOT public comments open again
Jennie Green-Prats – Shark Lane needs repair, Neighborhood Commercial Review
- 5) **ALL ITEMS UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE SELF-EXPLANATORY, AND THE COUNCIL WILL ENACT THEM WITH ONE MOTION. UNLESS A COUNCIL MEMBER SO REQUESTS, NO SEPARATE DISCUSSION OF THESE ITEMS WILL OCCUR.**

CONSENT AGENDA:

- A. Consider approval of minutes from the Council meeting on July 12 14, 2022.
- B. Consider approval of the July 2022 financials.
- C. Consider approval allowing the OGSR to use Stahlman Park at no charge on the last Saturday in April, 2023 and waiving the vending permit for the vendors that day.

Motion was made by Capretta to accept the consent agenda as presented. Motion was seconded by Robertson and passed unanimously.

- 6) Discuss and update on the water and sewer temporary injunction and the groin project.

Mayor Bisso gave the update on the injunction and the groin project.

- 7) Discuss and take possible action regarding parking on the beach.

No action taken.

- 8) Discuss and take possible action requiring a copy of all original records of complaints involving misconduct against any departmental employee of the Village of Surfside Beach be retained and kept in the office of the City Secretary in accordance with the Texas State Library Archive retention schedule.

Motion was made by Jalifi to table this item. Motion was seconded by Capretta and passed with 4 for 1 against (Gerber)

- 9) OPEN PUBLIC HEARING REGARDING A CONDITIONAL USE PERMIT FOR Surfside Beach Buggy Rental at 127 Nesmith Place, Surfside Beach, Texas; for the purpose of selling Beer and Wine. CLOSE PUBLIC HEARING.

Public hearing was open at 8:10 pm and closed at 8:16 p.m. Councilman Robertson spoke on behalf of the business.

- 10) Discuss and take possible action on a Conditional Use Permit for Surfside Beach Buggy Rental at 127 Nesmith Place, Surfside Beach, Texas; for the purpose of selling Beer and Wine.

Motion was made by Capretta to approve the Conditional Use Permit. Motion was seconded by Robertson and approved with a vote of 4 for and 1 against (Gerber)

- 11) Discuss and take possible action allocating funding to allow every Surfside Beach Police Officer to take the course and get certification as a Mental Health Officer.

Motion was made by Gerber to offer a scholarship funded by Bob Petty for any officer to have mental health education up to \$300 per officer. Motion was seconded by Robertson and passed unanimously.

- 12) Discuss and take possible action on Ordinance 2022-08-09A AN ORDINANCE AMENDING CHAPTER 28, ARTICLE II, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS; REPEALING PROHIBITIONS OF ACTIVITIES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; AND FINDING AND DETERMINING THAT THE

MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Robertson to adopt Ordinance 2022-08-09A regarding the prohibition of activities on the beach. Motion was seconded by Capretta and passed unanimously.

- 13) Discuss and take possible action on Ordinance 2022-08-09C AN ORDINANCE AMENDING CHAPTER 22, ARTICLE III, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS; REPEALING APPROVAL REQUIREMENTS OF THE RESERVE POLICE FORCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Robertson to adopt ordinance 2022-08-09C. Motion was seconded by Petty and passed unanimously.

- 14) Discuss and take possible action to appoint a Police Department liaison.

Mayor Bisso appointed Councilman Sean Robertson as the PD Liaison.

- 15) Discuss and take possible action on Ordinance 2022-08-09B AN ORDINANCE AMENDING CHAPTER 2, ARTICLE II, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS; REPEALING AGENDA PREPARATION ORDINANCES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Jalifi to adopt Ordinance 2022-08-09B regarding agenda preparation. Motion was seconded by Capretta and passed with 4 for, 1 against (Gerber)

- 16) Discuss and take possible action on Ordinance 2022-08-09D AN ORDINANCE AMENDING CHAPTER 4, ARTICLE I, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS; AMENDING HOURS OF SALE FOR BEER; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS

ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Capretta to adopt Ordinance 2022-08-09D amending the hours of sale of beer and alcohol. Motion was seconded by Petty and passed unanimously.

- 17) Discuss and take possible action on appointing a new member to the Beach Advisory Committee to fill a vacancy.

Motion was made by Gerber to appoint Dwight Hill to the BAC committee. Motion was seconded by Capretta and passed unanimously.

- 18) Discuss and take possible action on appointing a new member to the Historical Commission.

Motion was made by Petty to appoint Jennie Green-Prats to the Historical Commission. Motion was seconded by Gerber and passed unanimously.

- 19) Discuss the current state of the city hall building including decking, pilings, stringers, etc.


Discussion only.

- 20) **Executive Session:**

The City Council may convene into closed executive session pursuant to Texas Government Code, Sec. 551.074 PERSONNEL MATTERS, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing namely: Chief Robert Wood

Motion was made by Robertson for Davenport and Ritter to join the executive session discussion. Motion was seconded by Capretta and passed unanimously.

- 21) Action, if any, out of executive session. None.


Gregg Bisso
Mayor

Attest:


Amanda Davenport
City Secretary