

## Regular Meeting of the City Council

Tuesday, June 14, 2022 – 7:00 PM

Village of Surfside Beach

1304 Monument Drive

Surfside Beach, TX 77541

An agenda information packet is available for public inspection on the website at [www.surfsidetx.org](http://www.surfsidetx.org)

**NOTICE IS HEREBY GIVEN** that the City Council of the Village of Surfside Beach will conduct its Regular Meeting scheduled for **7:00 p.m. on Tuesday June 14, 2022**. To view the meeting electronically please use the following website:

<https://us02web.zoom.us/j/82804862016?pwd=M3Bma1hBTGFsOWdvUFJZaGN0MTZ6QT09>

Meeting ID: 828 0486 2016 Passcode: 1304

The City Council reserves the right to meet in closed session on any agenda item, should the need arise and if applicable, pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

### **COUNCIL MEETING:**

- 1) CALL TO ORDER, QUORUM IN ATTENDANCE
- 2) INVOCATION, PLEDGE OF ALLEGIANCE
- 3) Mayor/council/committee/departments head/organization reports
- 4) Business of visitors not on the agenda.
- 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 May 12, 2022.
  - B. Consider approval of the May 2022 financials.
  - C. Consider approval of Cannon Fire the June 25 Historical Committee event
- 6) Discuss and take possible action to appoint a Mayor ProTem. *Bisso*
  - 7) Discuss and take possible action on appointing members to the "Surfside Beach Police Department Advisory Board" as provided for in Chapter 22 – LAW ENFORCEMENT ARTICLE IV. – POLICE ADVISORY BOARD Sec. 22-86.- Appointment, etc... *Gerber*
  - 8) Discuss and take possible action on Ordinance Sec. 46-171 – "Designated areas and times for golf cart operation" (Ordinance No. 2016-02-09B, § 2, 2-9-2016; Ord. No. 2021-12-14, § 2, 12-14-2021).  
Action: to delete item "(d)" that restricts operations to 7:00 a.m. to 9:00p.m. *Robertson*

- 9) Discuss and take possible action designating Surfside Beach as a Dark Sky Community. *Wilson/Galloway*
- 10) Discuss and take possible action changing section 22-60 of the Surfside Beach code of ordinances regarding the number of reserve officers in the police department. *Bisso*
- 11) Discuss and take possible action awarding the bid for the Hurricane Debris Management and Debris Monitoring. *Bisso*
- 12) Discuss and take possible action on Council and Committee Liaison assignments. *Bisso*
- 13) Discuss the Police's newer focus area of Marine patrol so City Council members may understand the problem being solved, the budget, external entities being coordinated with to obtain resources, city related jurisdiction, time commitments by leadership and officers, and pros and cons of this overall effort. *Robertson*
- 14) Discuss and take possible action requiring attendance at monthly council meetings of the Public Works Director to provide updates on progress towards compliance with the Temporary Injunction Court Order # B-1-GN-19-003191 Case # 51455 Village of Surfside Beach (Regarding sewer & water violations). *Gerber*
- 15) Discuss and take possible action on Proposal from Green Services regarding repair of damages done to Bluewater Highway by a Developer and roadway damages incurred by Hurricane Nicholas. *Bisso*
- 16) Discuss and take possible action on allowing water test wells no greater than 25 ft deep on private property within The Village for bacteria, nutrient and salinity level testing. *Gerber*
- 17) Discuss and take possible action awarding the bid for the replacement of the Stahlman Park roof. *Bisso*
- 18) Discuss and take possible action setting a Battle of Velasco monument at the end of Monument Drive. *Bisso*
- 19) Discuss and take possible action to appoint Patton Ritter as the Village designated City Attorney. *Bisso*

#### CERTIFICATION

I hereby certify that a true and correct copy of the above and foregoing "Notice of Meeting" by the City Council was posted on the front bulletin board of the City Hall of the Village of Surfside Beach, Texas. Said notice was posted Thursday June 9 at or before 6:00 PM and remained so posted continuously for at least 72 hours before the scheduled time and date of the aforementioned meeting.

  
Amanda Davenport, City Secretary

**Minutes of Regular Meeting of the City Council**

Thursday, May 12, 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 at 7:00 p.m. and announced a quorum of Council was present.

**2) INVOCATION, PLEDGE OF ALLEGIANCE**

Invocation was given by Jalifi.

**3) Discuss and take possible action on Ordinance 2022.05.12A  
CANVASS OF THE 2022 GENERAL MUNICIPAL ELECTION**

Motion was made by Petty to approve the election canvass showing that Robertson (91 votes) and Gerber (71 votes) won the Alderman positions and Mayor Bisso was unopposed. Proposition A, (the adoption of an additional sales and use tax within the city at the rate of .5% to be used for the limited purpose of the construction and maintenance of public infrastructure) was passed with 135 total votes and 102 of those votes being cast to pass the proposition. The motion was seconded by Mayor Pro Tem Capretta and passed unanimously.

**4) Swearing in of Council members by Chief Wood**

Chief swore in Mayor Bisso and Councilman Robertson and Councilman Gerber.

**5) Mayor/council/committee/department head/organization reports**

**Chief Wood** gave the monthly PD activity report.

**Robert King** gave the EMS activity report.

**Sandy Shanks** reminded everyone of the May 14 Historical event  
**Toni Capretta** - SOBA planted sea oats last month and there is a meeting on Saturday; access 1 signs need to be moved

**Oscar Jalifi** – met with TXDot or landscaping on Hwy 332; showers at the main entrance need to be fixed and the one at Whelk and Beach; place the City Attorney designation on the June agenda.

**6) Business of visitors not on the agenda.** Noone in attendance wished to speak.

- 7) **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 April 12, 2022.**
- B. **Consider approval of the April 2022 financials.**
- C. **Consider allowing cannons to be used during the May 14<sup>th</sup> Texas Independence celebration**

Motion was made by Mayor Pro Tem Capretta to approve the consent agenda as presented. Motion was seconded by Jalifi and passed unanimously.

- 8) **Discuss the ongoing waterline project and the groin project.**

Mayor Bisso gave updates on the waterline and groin projects. Getting supplies for the waterline project has been a problem.

- 9) **Discuss and take possible action authorizing the Mayor to sign an audit engagement letter with KM&L Certified Public Accountants.**

Motion was made by Mayor Pro Tem Capretta to authorize the Mayor to sign the engagement letter. Motion was seconded by Jalifi and passed unanimously.

- 10) **Discuss and take possible action on wage increase for the beach trash pickers.**

Motion was made by Mayor Pro Tem Capretta to increase the wage range to \$12 per hour. Motion was seconded by Robertson and passed unanimously.

- 11) **Discuss and take possible action on hiring a Parks and Rec Director or transitioning our current head of department to manage maintenance of Stahlman Park, Crabbing Pier, City Hall, Nature Trail/Splash Pad and Main Entrance.**

Motion was made by Robertson to table this item. Motion was seconded by Mayor Pro Tem and passed unanimously.

- 12) **Discuss and take possible action on maintenance of the Splash Pad needs to be painted before the summer season.**

No action taken at this time.

- 13) Discuss and take possible action on designating an area of land for the Amphitheater as a place to host current concerts, off season plays and concerts, volunteer events, and as a rentable venue.**

Motion was made by Jalifi to form a steering committee for this item. Motion was seconded by Mayor Pro Tem Capretta and passed unanimously.

- 14) Discuss and take possible action on purchasing durable outdoor furniture for Stahlman Park deck area.**

No action was taken for this item.

- 15) Discuss and take possible action to address the changes for the Beach and Dune plan from the B.A.C.**

Motion was made by Mayor Pro Tem Capretta to submit the plan as presented. Motion was seconded by Jailif and passed unanimously.

- 16) Discuss and take possible action on using alleyways for primary property access.**

Motion was made by Gerber to discuss specifically 312 Seabean. Motion was seconded by Robertson and passed unanimously.

Motion was made by Petty to allow 312 Seabean to use the alleyway as the primary property access. Motion was seconded by Mayor Pro Tem Capretta and passed unanimously.

- 17) Discuss and take possible action on Ordinance 2022-05-12B regarding clinging to vehicles.**

Motion was made by Jalifi to pass Ordinance 2022-05-12B prohibiting clinging to vehicles. Motion was seconded by Mayor Pro Tem Capretta and passed with 4 votes for and 1 against (Gerber).

- 18) Discuss and take possible action on Ordinance 2022-05-12C regarding possession of missiles with intent to harm.**

No action was taken on this item.

- 19) Discuss and take possible action on Ordinance 2022-05-12D regarding private property.**

Motion was made by Jalifi to approve Ord 2022-05-12D prohibiting crossing private property to reach the beach. Motion was seconded by Mayor Pro Tem Capretta and passed unanimously.

- 20) Discuss and take possible action regarding the Waste Connections trash pick-up schedule.**

Motion was made by Mayor Pro Tem Capretta to change the trash pick-up schedule. Motion was seconded by Jailifi and passed unanimously.

- 21) Discuss and take possible action regarding contracting with nexbillpay for utility billing processing.**

Motion was made by Mayor Pro Tem Capretta to enter into a contract with Nexbillpay. Motion was seconded by Jalifi and passed unanimously.

- 22) Discuss and take possible action on requiring permits for large group gatherings on the beach.**

Chief Wood was instructed to adapt a permit for large group events.



\_\_\_\_\_  
Gregg Bisso, Mayor

Attest:

\_\_\_\_\_  
Amanda Davenport, City Secretary

Discuss and take possible action  
 on Appointing members to the  
 "Surfside Beach Police Department  
 Advisory Board" as provided for in  
 Chapter 22 - LAW ENFORCEMENT  
 ARTICLE IV. - POLICE ADVISORY BOARD  
 Sec. 22-86. - Appointment, etc...

Thanks, Jonathan Gerber

Thursday June 9

Please add this specific language  
 to the agenda.

Ald

(feel free to make needed  
 corrections to spelling or format)

## ARTICLE IV. - POLICE ADVISORY BOARD

## Sec. 22-85. - Established.

There is hereby established for the village a board to be known as the "Surfside Beach Police Department Advisory Board," consisting of not less than three nor more than seven members at any one time.

(Ord. No. 95-04, § 2, 2-14-1995)

## Sec. 22-86. - Appointment, removal, qualifications and term of office.

As soon as practical after the effective date of the ordinance from which this article is derived, the city council of the village shall appoint the members of the village police department advisory board by a majority vote of the council present and voting at any special or regular meeting of the council to serve until the next regular election of the village. Thereafter, the council shall, within 30 days after the general election of 1995, and each odd-numbered year thereafter, appoint the members of the board for a term of two years by a majority vote of the council present and voting at a special or regular meeting of the council. Any vacancy on the board shall be filled at any special or regular meeting of the council of the village by a majority vote of the council present and voting at such meeting, but such appointment shall be for the unexpired term only. All members of such board shall serve without compensation. All members of the board shall serve at the pleasure of the council and may be removed from office with or without cause by the vote of a majority of the council present and voting at any special or regular meeting of the board.

(Ord. No. 95-04, § 3, 2-14-1995)

## Sec. 22-87. - Rules of procedure.

- (a) The board shall elect one of its own members as chairman, and one member as secretary, to serve as such at the pleasure of the board.
- (b) A quorum shall consist of a majority of the persons then serving as members of the board and an affirmative vote of those present shall be necessary to pass upon pending questions, the chairman being entitled to vote upon any question.
- (c) All meetings shall be open to the public and a record of all proceedings shall be kept by the secretary of the board, which records shall be filed with the city secretary for the village, and maintained as a public record.
- (d) The board shall meet at such times as may be necessary to conduct the business of the board.

(Ord. No. 95-04, § 4, 2-14-1995; Ord. No. 95-16, § 1, 7-11-1995)

## Sec. 22-88. - Powers and duties.



The board shall have the following powers and duties:

- (1) Advise and make recommendations to the city council with respect to projects, personnel, expenditures, equipment, policies, procedures, training, and education of the village police department.
- (2) Evaluate the current physical facilities of the police department, and make recommendations with respect to the future expansion, location, and design of the facilities.
- (3) Advise and assist the police department and village with respect to the department's budget, and, as needed, plan fund raisers and other activities for the department.
- (4) Work with the general public to encourage a spirit of cooperation between the department and the public, and to educate the public about the police department's programs.
- (5) Perform such other duties and be vested with other powers as the city council may from time to time authorize.

(Ord. No. 95-04, § 5, 2-14-1995)

Secs. 22-89—22-119. - Reserved.

**Amanda Davenport**

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**From:** Sean Robertson  
**Sent:** Friday, June 3, 2022 2:17 PM  
**To:** Amanda Davenport  
**Cc:** Gregg Bisso  
**Subject:** AGENDA item for June meeting: golf cart operation

Hi Amanda,

Ma'am, please add this agenda item to the June Council Meeting.

I wasn't sure if the entire code reference needed to be added or not, so it is included below. Feel free to delete or adjust the Ordinance # reference as you believe is the appropriate approach.

For all other changes, if you have suggestion for wording change, please give me call first and I'll authorize the change: 210-718-8790. Thank you.

Agenda item: Discuss and take possible action on Ordinance Sec. 46-171 – "Designated areas and times for golf cart operation" (Ordinance No. 2016-02-09B, § 2, 2-9-2016; Ord. No. 2021-12-14, § 2, 12-14-2021). Action: to delete item "(d)" that restricts operations to 7:00 a.m. to 9:00p.m.

Context: deleting item "(d)" then enables 24-hours a day operation of Golf Carts. Examples set for this type of operations of golf carts and like vehicles can be found in the Cities of Galveston and Rockport. Like those cities, the Village of Surfside Beach already has ordinance in place that directs golf cart compliance with Texas Law, meaning the cart is registered, licensed, insured, and has lights.

Best Regards,

Sean Robertson  
 City Council (Alderman)  
 Village of Surfside Beach, TX  
[srobertson@surfsidetx.org](mailto:srobertson@surfsidetx.org)



Public Officials: A "Reply to All" of this e-mail could lead to violations of the Open Meetings Act <<http://www.statutes.legis.state.tx.us/SOTWDocs/GV/html/GV.551.htm>> . Please reply only to the sender.  
 \*Please note: Any correspondence, such as e-mail or letters sent to City staff or City officials < may become a public record and may be made available for public/media review. Confidentiality: This message, as well as any files or documents attached to it, contains information which may be privileged, confidential and/or exempt from disclosure under applicable law. It is intended only for the use of the person or entity to which it is addressed. Unless you are the addressee, you are hereby notified that the forwarding, copying, distribution or other use of this message is strictly prohibited. You may not use, copy or disclose to anyone the message or any information contained in the message. If you have received this message in error, please advise the sender immediately by reply e-mail and destroy/delete all forms of this message.

Mr. Mayor, Members of the council, and taxpayers of the Village of Surfside:

My name is Zach Parsch. My wife Stephanie and I have had the pleasure of being permanent residents of Surfside for the last 5 years.

This letter is a request to address the current curfew imposed on our residents who travel by golf cart. Currently set at 9pm, this curfew requires that all our activities must halt mid evening to allow travel time to return home. No dinner parties at friends, no listening to a local band, no support of any local businesses past 8:30pm, and no sunsets or bonfires on the beach.

We have other options, of course. They include crawling onto Bluewater stopped traffic in our car and wrestling with all the visitors for the hour drive to the stop light from our home. In the summer, this is a reality. As residents, we have a lockdown curfew imposed because it is "impossible" to travel by car, and illegal to travel by cart. Does this make sense?

Laws and rules are enacted to solve problems, and ensure that people stay safe. For example, No glass on the beach solves the problem of broken glass and injuries to people that do happen as a result. Problem – Law – Solution.

The golf cart curfew ordinance has zero linkage to a problem. In fact, I'd argue that people are safer driving a cart on the beach or cart path than they are driving a car after 9pm. This ordinance is also primarily directed at residents and property owners in Surfside, as we own and operate the vast majority of golf carts. So in essence, we are saying with this ordinance that we don't believe our residents are capable to safely operate a golf cart after 9pm. Even more, that there is a problem with residents operating golf carts after 9pm, and we need a law to fix that problem. Zero linkage here.

Our neighboring cities of Galveston and Rockport have operated without a curfew on golf carts for years. They have a proven template that could be quickly and easily adopted in Surfside Beach. This is not leading-edge legislation, rather lagging adoption of a beach community standard that exists nationwide.

I urge you to lift this lockdown on our residents, and then invite you to stop over to house on your cart, stay for a while, and safely wander back home at any time that feel right to you.

That's freedom my friends!

Thanks for listening to my opinion,

Zach Parsch

## ARTICLE III. - POLICE RESERVE FORCE

*Footnotes:*

— (2) —

**State Law reference**— Authority to provide for police reserve force, V.T.C.A., Local Government Code § 141.007.

## Sec. 22-60. - Established.

There is hereby established for the village a police reserve force, the members of which shall be appointed and approved, possess the qualifications and meet the standards of training, have the duties and powers and be compensated as provided for in this article; provided however, the membership of such police reserve force shall never exceed 15 members at any one time.

(Ord. No. 155, § 2, 4-30-1985)

## Sec. 22-61. - Qualifications and standards of training.

To be eligible for appointment and to continue as a member of the police reserve force of the village, a person shall meet the following minimum standards and qualifications:

- (1) Minimum physical, mental and moral standards established by the commission on law enforcement standards and education of the state prior to his appointment and shall meet the minimum educational standards established by the commission within the time required by the commission, failing which such person shall automatically forfeit his position as a member of such police reserve force and shall be removed therefrom by the chief of police of the village. Any member of the police reserve force who has not met such minimum educational standards prior to his appointment shall be regarded as a temporary member and his temporary appointment shall not be extended beyond the time permitted by such commission by renewal of appointment or otherwise.
- (2) Have and maintain a driving record which reflects that he is a capable and safe driver and is able and willing to abide by the traffic laws of this state.

(Ord. No. 155, § 3, 4-30-1985)

## Sec. 22-62. - Appointment, removal, and approval of members.

- (a) *Appointment.* Members of the police reserve force of the village shall be appointed at the discretion of the chief of police of the village but no person appointed to the police reserve force may carry a weapon or otherwise act as a peace officer until he has been approved by the

affirmative vote of a majority of the members of the city council present and voting at a regular or special meeting thereof.

- (b) *Removal.* Any member may be removed at any time, with or without cause, at the discretion of the chief of police of the village and shall be removed by the chief of police if he is appointed as a temporary member and fails to meet the minimum educational standards provided in subsection (c) of this section, within the period of time specified therein or otherwise fails to meet the standards as set out in this article.
- (c) *Approval.* The city council may, in their discretion, and with or without cause, revoke their approval of any member of the police reserve force to carry a weapon or to otherwise act as a peace officer by the affirmative vote of a majority of the city council present and voting at any regular or special meeting thereof.

(Ord. No. 155, § 5, 4-30-1985)

#### Sec. 22-63. - Compensation.

Except as provided in subsections (1), (2) and (3) of this section, the members of the police reserve force of the village shall serve without compensation.

- (1) From time to time by vote of a majority of the councilmembers present and voting at any regular or special meeting of the city council, on which the same appears as an agenda item, there will be adopted a rate per mile at which members of the police reserve force shall be entitled to reimbursement for use of their private vehicles in the discharge of their official duties if such use is at the request of the chief of police of the village. Thereafter, upon receipt of a written statement of the number of miles actually travelled for such purpose, signed officially and dated by such member and approved by the chief of police of the village, the city secretary, shall be authorized to reimburse such member out of the general fund of the village at the last adopted rate.
- (2) From time to time by the vote of a majority of the councilmembers present and voting at any regular or special meeting of the city council, on which the same appears as an agenda item, there may be designated one or more future days for service during which members of the police reserve force shall receive compensation, a rate per hour for such compensation and a maximum number of hours during each of such day or days for which such compensation shall be paid. Thereafter, upon receipt of a written statement of the number of hours worked during such designated period, signed officially and dated by such member and approved by the chief of police of the village, the city secretary, is authorized to pay such member at the last adopted rate out of the general fund of the village, withholding therefrom any income tax as required by the Internal Revenue Code of the United States for employees of the village.
- (3) The village is still not in a financial position to provide for hospitalization and medical

assistance to members of its police reserve force who sustain injury in the course of performing their official duties and, therefore, continues to make no provision for such assistance.

(Ord. No. 155, § 6, 4-30-1985)

Secs. 22-64—22-84. - Reserved.

Discuss and take possible action  
requiring attendance at monthly council  
meetings of the Public Works Director  
to provide updates on progress towards  
compliance with the Temporary Injunction  
Court Order # B-1-GN-19-003191  
Case # 51455  
Village of Surfside Beach  
(Regarding Sewer & Water Violations)

Thanks

Jonathan Geber

Thursday June 9

~~Also~~

Please add this  
specific language to the  
agenda.

(feel free to make needed  
corrections to spelling, or format)

#15

Greens Services

P.O. Box 854  
Highlands, TX 77562

# Estimate

Date	Estimate #
5/9/2022	2767

<b>Name / Address</b>
City of Surfside 1304 Monument Dr. Surfside, Tx. 77541

Terms	Rep	Project
Due on receipt	JG	Blue Water HWY

Item	Description	Qty	Rate	Amount	Discount	Total
Asphalt Repa...	(Bluewater Hwy)Repairing of failed asphalt/base on cart path(Approx 720 SF). Repairing area on side of Road(Approx 20SF)!	1	5,900.00	5,900.00		5,900.00

Thank you for the opportunity to bid your work. Signature _____	<b>Subtotal</b>	\$5,900.00
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Thank You for the Oppurtunity to bid your work! We will meet or beat any reasonable bid!	<b>Sales Tax (0.0%)</b>	\$0.00
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<b>Phone #</b>
979-292-5037

<b>E-mail</b>
jimgm68@yahoo.com

<b>Total</b>	\$5,900.00
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Greens Services

P.O. Box 854  
Highlands, TX 77562

# Estimate

Date	Estimate #
5/9/2022	2766

<b>Name / Address</b>
City of Surfside 1304 Monument Dr. Surfside, Tx. 77541

<b>Terms</b>	<b>Rep</b>	<b>Project</b>
Due on receipt	JG	

Item	Description	Qty	Rate	Amount	Discount	Total
Asphalt Over...	(Gulfway/Bluewater Hwy) Paving of 2-6" Type D HMAC Hot Mix.	1	10,000.00	10,000.00		10,000.00
Asphalt Over...	(1042 Blue Water Hwy)Paving of 2-6" Type D HMAC Hot Mix.	1	7,000.00	7,000.00		7,000.00
Base & Asph...	(Beach Drive) Installing of 6" base and installing of 2" Hot Mix Asphalt Type D HMAC. Striping of lines and handicaps.	1	10,500.00	10,500.00		10,500.00
Asphalt Over...	(2)Overlay on Side of Road (Beach/Crab St)Paving of 2-3" Type D HMAC Hot Mix. (Beach Rd Curve)	1	8,200.00	8,200.00		8,200.00

Thank you for the opportunity to bid your work. Signature _____	<b>Subtotal</b>	\$35,700.00
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Thank You for the Oppurtunity to bid your work! We will meet or beat any reasonable bid!	<b>Sales Tax (0.0%)</b>	\$0.00
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<b>Phone #</b>
979-292-5037

<b>E-mail</b>
jimgm68@yahoo.com

<b>Total</b>	\$35,700.00
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**Amanda Davenport**

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**From:** Gregg Bisso <gbisso@aol.com>  
**Sent:** Monday, June 6, 2022 6:00 PM  
**To:** Mark Wilson; Amanda Davenport  
**Subject:** Re: Test Wells -Agenda item request for June

Are you asking me to putt this on the agenda

[Sent from the all new AOL app for iOS](#)

On Monday, June 6, 2022, 3:31 PM, Mark Wilson <69gto217@gmail.com> wrote:

Discuss and take possible action on allowing water test wells no greater than 25ft deep on private property within The Village for bacteria, nutrient and salinity level testing.

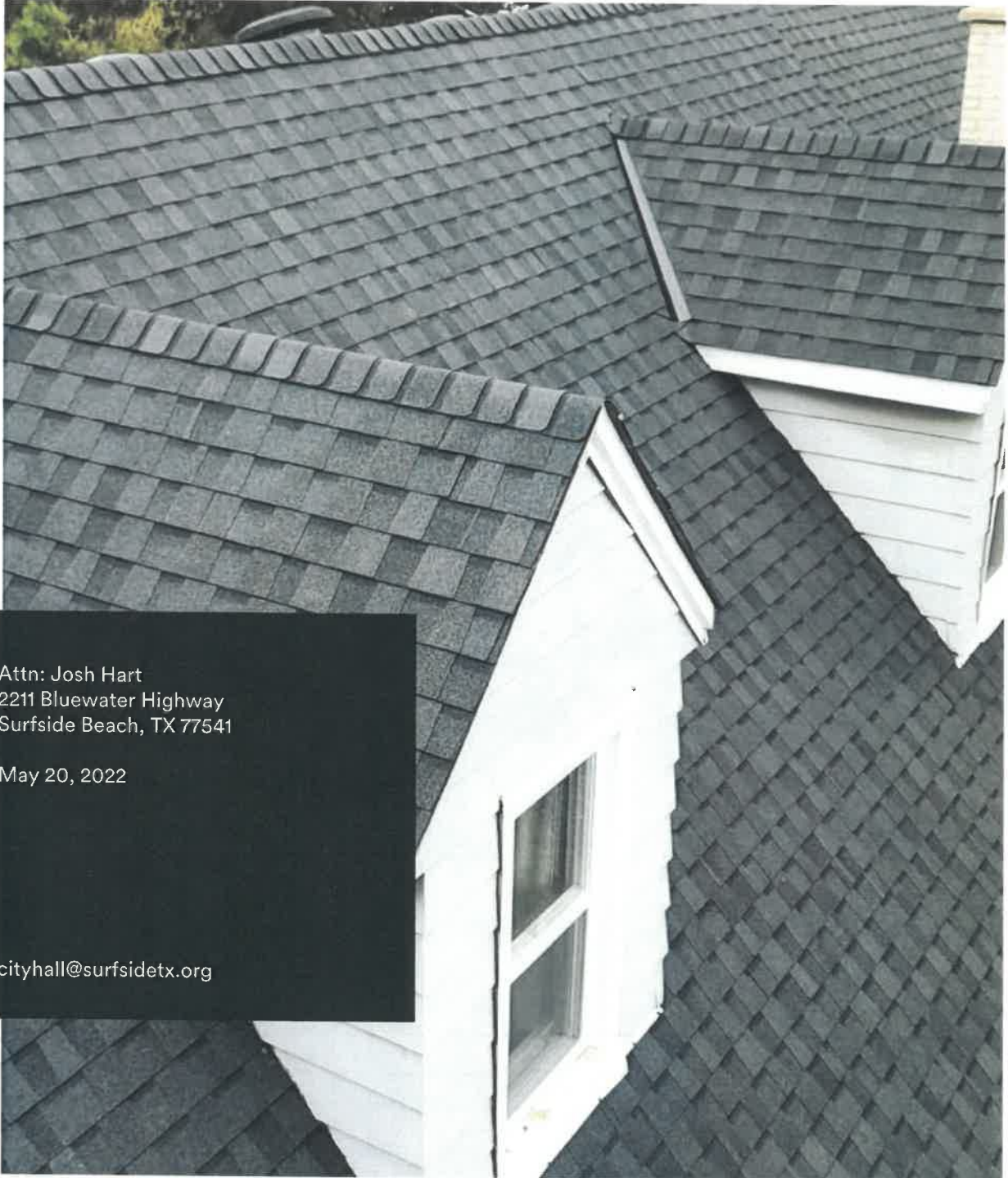
There will only be maybe 5 within the Village.

Had discussions with a Professor at AnM. This is being funded by the GLO all along the TX Gulf Coast. No cost to the Village.

The data correlated with sampling data from TX Beach Watch.

Sent from my iPhone

**2211 Bluewater Highway**  
**Attn: Josh Hart**



Attn: Josh Hart  
2211 Bluewater Highway  
Surfside Beach, TX 77541

May 20, 2022

[cityhall@surfsidetx.org](mailto:cityhall@surfsidetx.org)

Daniel Gutierrez  
Brazosport Roofing, LLC  
9792979600  
[brazosportroofing@yahoo.com](mailto:brazosportroofing@yahoo.com)

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# Terms and Conditions

**Brazosport Roofing, LLC** - Offers a Ten (10) Limited Warranty to exclude "Acts of God" such as Named Storms, Hurricanes, Hail, Tornadoes, Lightning, Etc. Please Note! Tongue and Groove decking also known as Shiplap will require either a Re-Deck or Ice and Water Shield over entire roof which will be an additional cost. Tongue and Groove/Shiplap has the propensity to split, crack and chunk while re-roofing mainly due to age, therefore we will only replace with above mentioned items. Credit Card payments will require a 3.5% convenience fee. We are not responsible for hidden AC lines, Water Lines or Electrical Wires or Signal loss on Satellite Dish. Windstorm Certificates will not be issued until final payment is made. Roofs typically take 7-10 business days to get certified but may get delayed after major storms. Final payment is due when labor is completed. Failure to make timely payments may result in filing a lien. Late payments are subject to 5% late fee on the balance due and owing. A fee shall be deemed late not received within (3) days of completed work.

**Insurance Claims** - We do not prepare bids for any Insurance Repairs or Replacements. That is the responsibility of your insured to provide. As per Texas State Law also known as "2019 Texas Deductible Law" you are required to pay your deductible in full. We work directly off of your Insurance paper work once received also known as "Adjuster Summary" which outlines payments, scope of work, first checks, deductibles and final payments also known as "depreciation". You allow Brazosport Roofing, LLC the right to negotiate with Insurance if needed for fair market pricing and provide necessary documentation to assist homeowner in negotiations. In the event homeowner cancels this contract or contingency following any assessment of damages homeowner acknowledges and agrees the damages to payable to Brazosport Roofing, LLC under this contract/contingency shall be equal to 1500.00

**Wood Work/Structural** - Decking will be at 89.00 a sheet to replace. 1x6 Treated Fascia will be at 4.75 a liner foot to replace. 1x2 treated trim will be at 2.75 to replace. Soffit will be at 99.00 a sheet. Wood siding and Hardie siding pricing to be determined as decking along with a moisture barrier may need to be added. We do not paint or caulk new wood work or hardie but can at an additional charge. Any structural framing to include but not limited to rafters, studs, etc. seen or unforeseen will be at an additional cost and determined by amount of work to be done. This may require getting an engineer involved that will be at an additional cost.

**Acceptance of Proposal** - By signing on the next page you agree to the prices, specifications and terms and conditions attached hereto. Brazosport Roofing, LLC is authorized to do work as specified. Payment will be made as outlined. Insurance Claim payments will require first check issued as down payment, deductible when work is completed and depreciation check as final payment which will be filed by Brazosport Roofing, LLC. All contracts or contingencies are subject to Brazosport Roofing, LLC management approval, and reserves the right to unilaterally terminate said contract/contingency.

---

Daniel Gutierrez  
Brazosport Roofing, LLC  
9792979600  
brazosportroofing@yahoo.com



# Option 1

Item

---

## **GAF HDZ Shingles**

Install GAF HDZ Shingle Hand Nail Only. This filed shingle is rated at 130 m.p.h. and is algae resistant. Limited colors available!

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## **TimberTex Hip and Ridge**

130 mph wind rated algae resistant hip and ridge to match wind milage of HDZ field shingles.

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## **GAF Pro-Start Starter Course**

Install Starter Strip along entire perimeter. This helps seals edge of roof from winds.

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## **1" 1/4 Hot Dipped Nails**

Required for seaward installs which require 6 nails.

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## **Synthetic Underlayment**

Better protection for your home as it is stronger and doesn't rip as easy as normal felt paper!

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## **2x4 Painted Drip Edge**

Larger design insures better protection at edge of roof where water could leak.

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## **Ice and Water Shield**

Install in all valleys far superior than the old valley metal once used!

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## **NP1**

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## **Roof Spray Paint**

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## **Roof Felt Caps 1"**

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## **Roof Jacks Lead or Other 1" 1/2**

---

## **Roof Jacks Lead or Other 2"**

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## **Roof Jacks Lead or Other 3"**

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## **Roof Jacks Lead or Other 4"**

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## **Windstorm Certified**

On areas of work performed over a 10x10 area.

---

## **Remove and haul off debris and magnetize yard.**

---

## **Labor**

---

Daniel Gutierrez  
Brazosport Roofing, LLC  
9792979600  
brazosportroofing@yahoo.com



---

# Option 1

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Subtotal	\$28,203.18
Tax	\$1,607.81
<b>Total</b>	<b>\$29,810.99</b>

---

Daniel Gutierrez  
Brazosport Roofing, LLC  
9792979600  
brazosportroofing@yahoo.com



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# Summary

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Subtotal	\$28,203.18
Tax	\$1,607.81
<b>Total</b>	<b>\$29,810.99</b>

---

Customer notes

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Signature

Date

By signing this document you agree to the statement of works provided by Brazosport Roofing, LLC and in accordance with any terms described within.

---

Daniel Gutierrez  
Brazosport Roofing, LLC  
9792979600  
brazosportroofing@yahoo.com



# Jose Ochoa Roofing

jochoarroofing@gmail.com

2211 S Velasco, Angleton, TX 77515

979-215-9592

## Roofing Proposal

NAME	PHONE:	Date
Stahlman Park	979-233-1531	5.18.2022
ADDRESS	CITY	
2211 Bluewater Hwy	Surfside	

WE HEREBY SUBMIT SPECIFICATIONS AND ESTIMATES FOR: Includes gazebo, does not include shed

- Remove existing roof shingles and felt down to decking
- Install ice and water shield in the valleys
- Install synthetic felt underlayment over decking
- Install dripedge to match the shingles
- Install shingles 30 year High Definition Shingles
- Install 30 year ridgecap
- Install new lead roof jacks
- Clean up and haul away debris
- Yard will be magnetically swept
- Furnish WPI & Windstorm Inspection, provide any required permits

LABOR AND MATERIALS INCLUDED:

\$32,000.00

Any decking that needs to be replaced will be an extra charge per sheet \$90 for ½ inch or \$100 for ¾ inch

### PAYMENT TO BE MADE AT COMPLETION

**\*\*ALL LABOR GUARANTEED FOR 5 YEARS\*\***

**Acceptance of Proposal:** The specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment to be made at job completion.

SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_



San Miguel Roofing  
 104 Williamsburg Ave.  
 Clute, TX 77531 US  
 (979) 529-2079



**ADDRESS**

City of Surfside  
 2211 Bluewater Highway  
 Surfside, TX 77541  
 979-233-1531 x102

Bid Proposal 1901

DATE 10/11/2021

EXPIRATION DATE 10/31/2021

ACTIVITY	QTY	RATE	AMOUNT
<b>Trudefinition Duration Shingles</b> Remove and dispose of existing roof. Replace with new Owens Corning Duration Trudefinition shingles Using Owens Corning Total Protection Roofing System (Must be an Owens Corning Preferred Contractor to offer)  Main Structure Roof - Gazebo Roof - Restroom area Roof - 5 yr labor warranty- Excluding damage caused by Natural Disasters- Hail, Tornadoes, Hurricanes etc.  - Windstorm Certified - 475 ft of Starter Strip - 450 ft of Ridge Caps Rizer Ridge - Rhino Synthetic Felt used - Replace all lead piping on roof top (If any) - Install New Drip edge Flashing around the perimeter - Paint Lead Piping to match roof color - Magnet sweeps performed throughout job - Will replace decking on roof for \$100 per sheet for material and labor - Will replace any rotted fascia and soffit at \$12 per foot  San Miguel Roofing agrees to furnish the materials specified above for the price and on the terms stated in this contract. Any additions or alterations to the scope of specified work including soffit, fascia, rafters and siding during installation, or changes in materials are binding only upon execution by You and San Miguel Roofing of a separate written change order stating the additional price to be paid for the addition or alteration. You agree that San Miguel Roofing shall be entitled as an original contractor to a mechanics Lien to ensure payment for the work performed under this Contract. You may cancel this contact at anytime prior to Midnight of the Third Business Day after date of this transaction	109	335.00	36,515.00
<b>Windstorm Inspection Requirement</b> - Decking, Starter , Felt installation, valley type - Final inspection For WPI-8	1	350.00	350.00

ACTIVITY	QTY	RATE	AMOUNT
<b>Fascia board</b> Fascia board replacement - price per linear ft	15	12.00	180.00
<b>Decking</b> \$115 per Sheet of 3/4's	1	115.00	115.00

Half is due to begin and the balance due upon completion  
Thank you and have a blessed day!

<b>TOTAL</b>	<b>\$37,160.00</b>
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Accepted By

Accepted Date

From: dtmcginty11@gmail.com,  
To: kneupper@brazoriainet.com,  
Cc: dortha@fortvelasco.org, hinstomg@gmail.com, gbisso@aol.com,  
Subject: Re: Surfside Monument project - approval from THC  
Date: Mon, May 23, 2022 1:55 pm

This is great, thank you!

David T McGinty

On Mon, May 23, 2022, 13:46 Chris Kneupper <kneupper@brazoriainet.com> wrote:

Folks:

As requested, I talked with Jeff Durst at THC on the phone just now, as follow-up to our meeting this morning.

He explained that, in this case, the proper procedure is to use the e-TRAC on-line system of the THC, for a "Request for State Historic Preservation Officer (SHPO) Consultation". This procedure avoids the need for a full Texas Antiquities Permit - so does not require the services of a professional archaeologist. And, he agreed it was likely that he'd approve the request, as long as the submission reflects the facts we have shared verbally with him.

The procedure involves the following web pages:

instructions: <https://www.thc.texas.gov/project-review/what-send-project-review>  
application form: [https://www.thc.texas.gov/public/upload/forms/SHPO\\_Consultation\\_Form-Ver0811.pdf](https://www.thc.texas.gov/public/upload/forms/SHPO_Consultation_Form-Ver0811.pdf)

Although the actual form can be filled out by anyone, in the end it will require the signature of the Surfside mayor, and also a single "contact person". I can help accumulate the information needed for the SHPO Consultation form, but I suppose you'all will need to decide who should be the contact person.

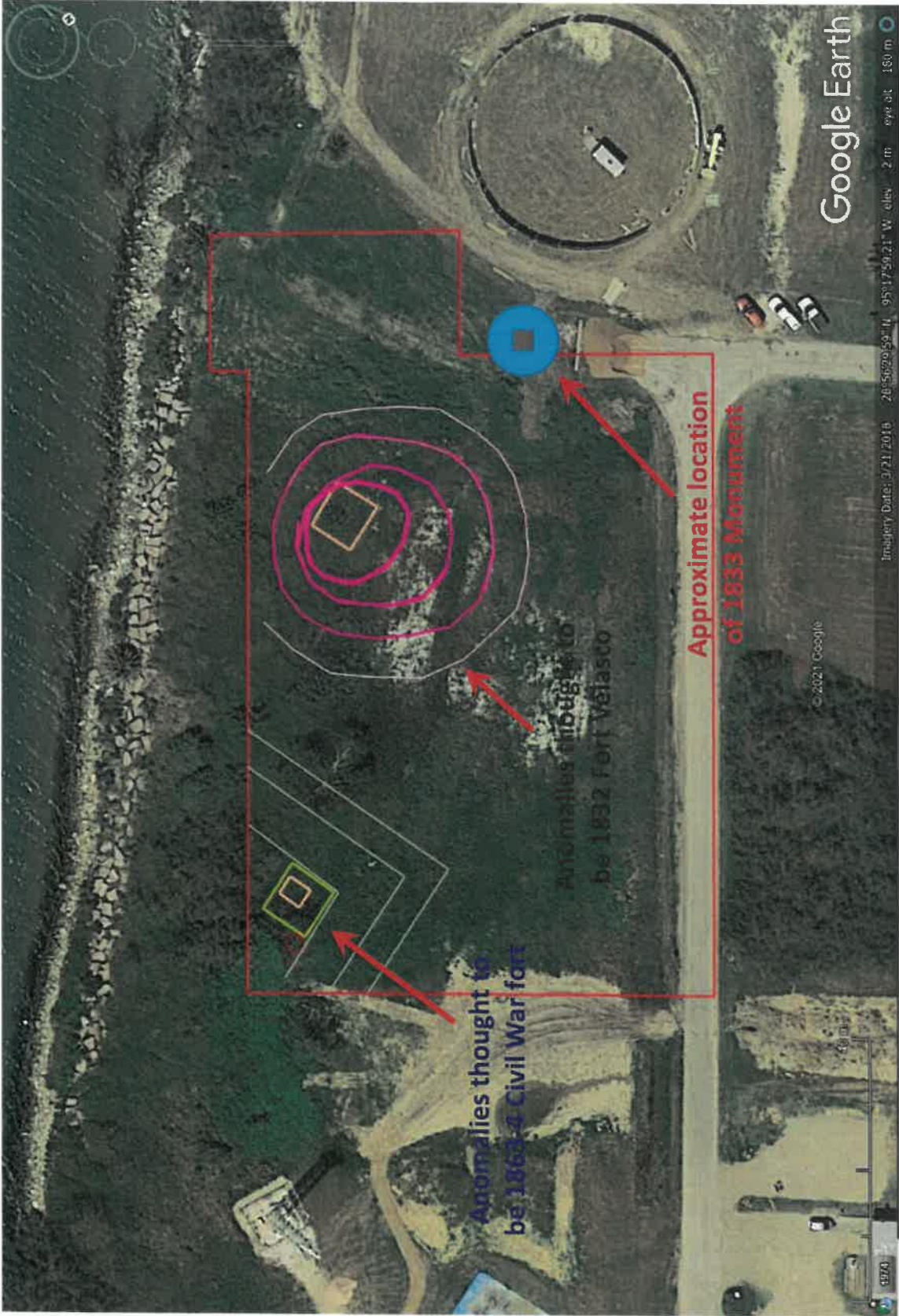
I also have a copy of Figure 5.26 from the CRA report on our 2020 geophysical survey, which may be of service for communication (to city council, or with the SHPO form). I have amended it with a small circular figure to show the approximate location of our preferred location for the Monument (attached). It is a PPT file with inserted shapes, so it can be amended further if you wish.

Best Regards,  
Chris Kneupper



806-797-8281  
info@franklinlegal.net  
www.franklinlegal.net

Historical  
Nature Trail  
Monument



Anomalies thought to be 1863 Civil War fort

Anomalies thought to be 1832 Fort Velasco

Approximate location of 1833 Monument

Google Earth

Imagery Date: 3/21/2018 20°56'29.50\"/>

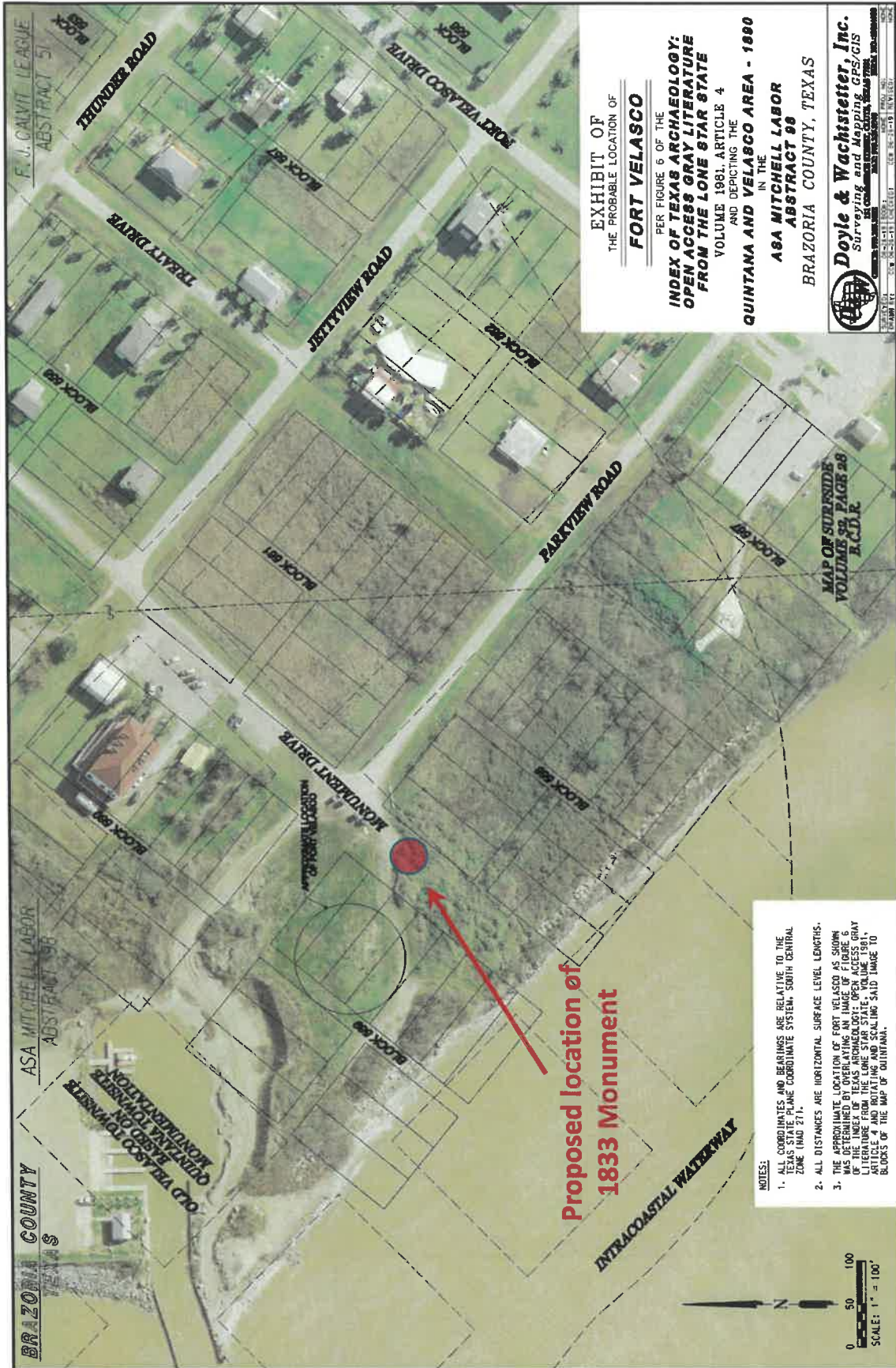


EXHIBIT OF  
THE PROBABLE LOCATION OF  
**FORT VELASCO**

PER FIGURE 6 OF THE  
**INDEX OF TEXAS ARCHAEOLOGY:  
OPEN ACCESS GRAY LITERATURE  
FROM THE LONE STAR STATE**  
VOLUME 1981, ARTICLE 4  
AND DEPICTING THE

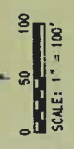
**QUINTANA AND VELASCO AREA - 1880**  
IN THE  
**ASA MITCHELL LABOR  
ABSTRACT 98**  
BRAZORIA COUNTY, TEXAS

**Doyle & Wachtstetter, Inc.**  
Surveying and Mapping Services, GIS  
10000 Katy Road, Suite 100  
Houston, Texas 77054  
Tel: 281-411-1000  
Fax: 281-411-1001  
www.doylens.com

MAP OF SUBSIDIES  
VOLUME 98, PAGES 28  
B.C.D.R.

**Proposed location of  
1833 Monument**

- NOTES:
1. ALL COORDINATES AND BEARINGS ARE RELATIVE TO THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE (NAD 27).
  2. ALL DISTANCES ARE HORIZONTAL SURFACE LEVEL LENGTHS.
  3. THE APPROXIMATE LOCATION OF FORT VELASCO AS SHOWN WAS DETERMINED BY OVERLAYING AN IMAGE OF FORT VELASCO LITERATURE FROM THE LONE STAR STATE, VOLUME 1981, ARTICLE 4 AND ROTATING AND SCALING SAID IMAGE TO BLOCKS OF THE MAP OF QUINTANA.



F. J. CAWIT LEASUE  
ABSTRACT 51

ASA MITCHELL LABOR  
ABSTRACT 98

BRAZORIA COUNTY  
TEXAS

THUNDER ROAD

TREATY DRIVE

JETTYVIEW ROAD

PARKWAY ROAD

MONUMENT DRIVE

INTRACOASTAL WATERWAY

OLD VELASCO TOWNSHIP  
QUINTANA COUNTY  
BRAZORIA COUNTY  
TEXAS

MONUMENT DRIVE

MONUMENT DRIVE

MONUMENT DRIVE

MONUMENT DRIVE

MONUMENT DRIVE

MONUMENT DRIVE

MONUMENT DRIVE

**BROOKS BASS**  
LAWYER

**SHANNON TIGNER**  
LAWYER

**PATTON RITTER**  
LAWYER

**BTR LAW**  
— **BASS, TIGNER, & RITTER** —  
PURPOSE. RESULTS. PEACE OF MIND.

**OGDEN BASS**  
OF COUNSEL

**RODNEY C. WISEMAN**  
OF COUNSEL

June 9, 2022

Village of Surfside Beach  
Mayor & City Council  
1304 Monument Drive  
Surfside Beach, TX 77541

Re: City Attorney

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Mayor,


Thank you for the opportunity to present some numbers to be appointed as your City Attorney. Currently, I handle all of the prosecutorial duties, as well as most of the city attorney responsibilities for the Village of Surfside Beach. In my original agreement from November of 2020, we agreed to a rate of \$100 per hour, with a maximum of 15 hours per month.

Since November of 2020, I have averaged approximately 10-12 hours a month working for the Village. With the installation of the new police department, citations have seen an uptick, which requires more court time, as well as more time out of court on phone calls with attorneys and defendants. Additionally, more responsibilities have been given to me under the role of City Attorney. As the discussion of appointment for City Attorney has come up, I have been asked to provide some numbers and suggestions for compensation. At this time, I would propose two options, with deference to you and council on which you would prefer.

- Option #1: Continue billing hourly at a raised rate of \$150 per hour.
- Option #2: Move to a flat fee of \$1500 per month for all prosecutorial and city attorney services.

Obviously, the summer months see more citations, so my time would go up in the summer months, and go down in the winter months. I wanted to give two options to you and council for discussion. I look forward to answering questions and hopefully being appointed as your full time City Attorney.

Sincerely,



Patton D. Ritter  
Attorney

# PATTON D. RITTER

221 N. Velasco Angleton, TX 77515 | 832-425-2355 | [patton@btr.law](mailto:patton@btr.law)

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## EXPERIENCE

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- **BTR Law** (Formerly Bass & Tigner, P.C.)  
Partner | May 2022 – Current  
Associate | November 2018 – April 2022
- **Village of Surfside Beach**  
Municipal Prosecutor | November 2020 – Current

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## EDUCATION

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- J.D. – Texas A&M University School of Law
- B.S. Finance – University of Houston – Clear Lake

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## COMMUNITY INVOLVEMENT

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- **ActionS of Brazoria County**  
Board of Directors | 2019 – 2021  
Chair-Elect | 2022 – Current
- **Angleton Lions Club**  
Member | 2022 – Current
- **Brazoria County Bar Association**  
Board of Directors | 2019 – 2022  
Board Secretary | 2022 – Current
- **Brazoria County A&M Club**  
Board of Directors | 2021 – Current
- **Texas Aggie Bar Association**  
2022 Tailgate Co-Chair