

Surfside Beach City Council Meeting

Tuesday October 14, 2025

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

NOTICE IS HEREBY GIVEN that the City Council of the Village of Surfside Beach will conduct a Council meeting scheduled for **7:00 p.m. on Tuesday October 14, 2025**. To view the meeting electronically please use the following website:

<https://us02web.zoom.us/j/84253545017?pwd=VHFGMXRoZmJHNG5lcDBISlJ3MldiUT09>

Meeting ID: 842 5354 5017 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 TO THE UNITED STATES & THE TEXAS FLAG**
- 3) Mayor/council/department head 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 meetings on June 23, 24, July 15 and September 9, 2025.**
- B. Consider approval of accounts payable from September 2025.**
- C. Consider an exception to the fireworks ordinance to allow fireworks on October 25, 2025 during the 50th Anniversary Celebration.**
- 6) Discuss and take possible action to accept Waste Connections new 2026 garbage services and rates. *Parsch***
- 7) Discuss and take possible action to adopt Ord 2025.10.14A establishing the position of city administrator. *Parsch***
- 8) Discuss and take possible action to approve Ord. 2025.10.14B repealing the prohibition of vendors on the beach. *Parsch***

- 9) Discuss and take possible action to amend Section 8-22 of the Code of Ordinances to allow up to three egg-laying hens on private property within the city limits. *Gerber*
- 10) Discuss and take possible action to amend Article V of the Code of Ordinance – Pipeline Regulations. *Gerber*
- 11) Discuss and take possible action to instruct legal to amend section 2-158 (municipal depositories) and section 2-519 (authorized check signatories) according to Texas Municipal League recommendations. *Briones*
- 12) Discuss and take possible action to adopt Cindy Hall as an alternate municipal court judge. *Solis*
- 13) Discuss and take possible action to approve Ord 2025.10.14C bringing the ordinance in line with current practices. *Davenport*
- 14) Discuss and take action to ratify expenditures and to make official findings by Council pursuant to the creation of an amphitheater, and to start following best practices as laid out by TML financial and legal. *Gerber*
- 15) Discuss and take possible action to proceed with the creation and submission of a contract to purchase the CTC land adjacent to city hall for a visitor center and historical restoration project for the sum of \$250,000.00. *Gerber*
- 16) *Adjourn*

Certification of Posting

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 Wednesday October 8, 2025 at or before 6:00 PM and remained posted continuously for at least 3 business days before the scheduled date of the meeting.


Amanda Davenport, City Secretary

Minutes of Surfside Beach City Council Budget Workshop

Monday June 23, 2025 – 4:00 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

COUNCIL MEETING:

1) CALL TO ORDER, QUORUM IN ATTENDANCE

In attendance were Mayor Parsch, Jalifi, Hines and Gerber and all staff department. Jennie Green-Prats and Steve Kedlarchuck absent.

2) Budget Workshop regarding the General, Beach, System and Hotel Funds of The Village of Surfside Beach.

The system fund was discussed at length.

3) Adjourn at 5:45 p.m.

Approved and passed this 14th date of October 2025.

Zach Parsch, Mayor

Amanda Davenport
City Secretary

Minutes of Surfside Beach City Council Budget Workshop

Tuesday June 24, 2025 – 4:00 PM

Village of Surfside Beach

1304 Monument Drive

Surfside Beach, TX 77541

COUNCIL MEETING:

1) CALL TO ORDER, QUORUM IN ATTENDANCE

In attendance were Mayor Parsch, Jalifi, Gerber, Hines and all staff department heads. Green-Prats and Kedlarchuk were abset.

2) Budget Workshop regarding the System Fund and General, Beach, and Hotel Funds of The Village of Surfside Beach.

The Hotel Fund was discussed at length.

3) Adjourn at 5:30 p.m.

Passed and approved this 14th day of October, 2025.

Zach Parsch, Mayor

Amanda Davenport, City Secretary

Minutes of Surfside Beach City Council Budget Workshop

Tuesday July 15, 2025
Village of Surfside Beach
1304 Monument Drive
Surfside Beach, TX 77541

COUNCIL MEETING:

1) CALL TO ORDER, QUORUM IN ATTENDANCE

In attendance were Mayor Parsch, Jalifi, Green-Prats, Kedlarchuk and Gerber and all staff department. Marsha Hines was absent.

2) Discuss and take possible action regarding Ordinance 2025.07.15A allowing septic systems on the West side of Highway 332 in the Village City limits and throughout the ETJ of the Village.

Motion was made by Gerber to approve Ordinance 2025.07.15A allowing septic systems throughout the Village city limits and the ETJ. Motion was seconded by Jalifi and passed unanimously.

3) Discuss and take possible action regarding Ord. 2025.07.15B amendment to the Intermodal Container Ordinance in the Village Surfside Beach city limits.

Motion was made by Jalifi to table this item. Motion was seconded by Green-Prats and passed unanimously.

4) Discuss and take possible action regarding Ordinance 2025.07.15C amending section 48-172 Sec. 48-172. - Construction of sanitary sewer system. striking the wording in: (a) (3) No person who connects to the sewer system shall ever reconnect to a septic system and striking the wording in: (b) (1) All persons, or their successors and assigns, owning property with connections as shown on Exhibit "A" are required to connect to the sewer system, and to disconnect and dispose of their septic systems as required by state law and regulations. No person who is required to connect to the sewer system shall ever reconnect to a septic system.

Motion was made by Jalifi to approve Ordinance 2025.078.15C amending section 48-172 of the Code of Ordinances by deleting (a)(3) and (b)(1) limiting septic systems in the city limits. Motion was seconded by Gerber and passed unanimously.

5) Adjourn at 6:34 p.m.

Approved and passed this 14th date of October 2025.

Zach Parsch, Mayor

Amanda Davenport
City Secretary

Minutes of Regular Meeting of the City Council

Tuesday, September 9, 2025 – 7:00 PM

Village of Surfside Beach

1304 Monument Drive

Surfside Beach, TX 77541

1) CALL TO ORDER, QUORUM IN ATTENDANCE

Meeting was called to order by Mayor Parsch at 7:20 p.m. All council members were present.

2) INVOCATION, PLEDGE OF ALLEGIANCE

Alderman Jalifi gave the invocation and Mayor Parsch led the pledge.

3) Mayor/council/department head reports

Mayor Parsch – Update on budget, and groin and sewer projects, new utility billing software coming online and red tag late notices will be delivered.

John Gerber – gave an update on Historical Committee activities; appreciates everyone on Council.

Steve Kedlarchuk – thanks everyone for being here.

Oscar Jalifi – Old Guys Surf Reunion on October 4 at Stahlman Park

Erick Ingram– Public works daily reports; monthly activity reports.

Hester – gave the monthly activity report for the Police Department.

Frank– ambulance is back with a repaired A/C however the engine is still knocking; 2 EMS positions available.

Toby Bolinger – road repair still working on potholes.

Josh Hart – reported the monthly activity for the Building/Code Enforcement department,;

Janet Solis – still working on FEMA; thanks for the Labor Day donations to the law enforcement command center.

4) Business of visitors not on the agenda/Present Proclamation designating Texian Navy Day

Mayor Parsch presented the Texian Navy Day proclamation to Michael Bailey.

Sue Page would like the Council to address the pipeline ordinance and make it more stringent.

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 August 12, 2025

B. Consider approval of accounts payable from August 2025.

C. Appoint Chet Davidson to the Beach Advisory Committee.

Motion was made by Jalifi to approve the consent agenda as presented. Motion was seconded by Green-Prats and approved 4 for 1 against.

6) Discuss and take possible action to purchase a replacement ambulance.

Motion was made by Green-Prats to purchase a new ambulance not to exceed \$79,900. Motion was seconded by Gerber and passed unanimously.

7) Take action to Open Public hearing for discussion to adopt TMRS employee retirement option of 8% matching maximum (from 7%) and 20 years service (from 25). This will improve the VOSB employee retirement benefits at a total cost of \$20,713 annually if we have 100% participation.

Motion was made by Gerber to open the public hearing. Motion was seconded by Green-Prats and passed unanimously.

8) Take action to Close public regarding increasing the TMRS contribution.

Motion was made by Hines to close the public hearing. Motion was seconded by Green-Prats and passed unanimously.

9) Discuss and take possible action on Ordinance 2025.09 regarding the Village of Surfside Beach Texas Municipal Retirement System benefits authorizing (1) 20-year retirement eligibility; (2) an increase to the employee contribution rate; and (3) removal of the statutory maximum contribution rate.

Motion was made by Jalifi to adopt Ordinance 2025.09.09A to increase the TMRS employee contribution rate to 8%, adopt the 20 year retirement eligibility and remove the statutory maximum contribution rate. Motion was seconded by Hines and passed unanimously.

10) Take action to Open Public hearing regarding the proposed tax rate for 2025.

Motion was made by Green-Prats to close the public hearing on the proposed tax rate for 2025. Motion was seconded by Jalifi and passed unanimously.

11) Take action to close the tax rate public hearing.

Motion was made by Hines to open the public hearing on the proposed tax rate for 2025. Motion was seconded by Jalifi and passed unanimously.

12) Discuss and take possible action to amend Section 8-22 of the Code of Ordinances to allow up to three egg-laying hens on private property within the city limits.

Motion was made by Kedlarchuk to table this item. Motion was seconded by Jalifi and passed unanimously.

13) Discuss and take possible action on Ordinance 2025.09.09B to allow mobile vending on the beach per the Beach Advisory Committee vending guidelines.

Motion was made by Gerber to adopt Ordinance 2025.09.09B allowing mobile vending on the beach. Motion was seconded by Jalifi and passed with 4 for, 1 against (Kedlarchuk)

- 14) Discussion with Council, and a presentation by Chris Kneupper about the new down-sized project plan we are currently calling the Fort Velasco Discovery Center.**

Presentation was made by Chris Kneupper regarding the design and purpose of this project.

- 15) Discuss and take possible action to amend Chapter 46, Article V, Of The Code Of Ordinances Of The Village Of Surfside Beach, Texas, Adopting A Truck Routes Ordinance.**

Motion was made by Gerber to table this item. Motion was seconded by Kedlarchuk and passed unanimously.

- 16) Discuss and take possible action on Waste Connections rate increase and potential service modification options.**

Item was presented by Mayor Parsch and discussion ensued. No action was taken.

- 17) Discuss and take possible action to appoint two alternate municipal court judges, namely Janet Solis and Tammy King Odom.**

Motion was made by Green-Prats to approve the appointment of both Janet Solis and Tammy King Odom as alternate municipal court judges. Motion was seconded by Kedlarchuk and passed unanimously.

Adjourn at 9:11 p.m.

Passed and approved this 14th day of October, 2025.

Zach Parsch
Mayor

Amanda Davenport,
City Secretary

Amanda Davenport

From: Zach Parsch <zparsch@gmail.com>
Sent: Monday, October 6, 2025 12:09 PM
To: Amanda Davenport
Subject: Agenda items

Follow Up Flag: Follow up
Flag Status: Flagged

1. Discuss and take action to accept Waste Connections new 2026 garbage services and rates.
2. Approve the one day exception to our fireworks ordinance on October 25, 2025 for the VOSB PD and VFD.

Thanks,
Zach

ORDINANCE NO. 2025.10.14A

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, ESTABLISHING THE POSITION OF CITY ADMINISTRATOR; PROVIDING FOR APPOINTMENT AND SUPERVISION; DEFINING DUTIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCES IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, The Mayor and City Council of the Village of Surfside Beach recognize the need for an administrative officer to oversee the daily operations of the municipality, ensure efficient management of city departments, and support the policy directives of the Mayor and City Council; and

WHEREAS, It is in the best interest of the Village of Surfside Beach and its citizens to establish the position of City Administrator by ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS:

FIRST, the findings and recitations set out in the Preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made part hereof for all purposes.

SECOND, That Chapter 2, Article 3, Sections 2-141 through 2-145 of the Code of Ordinances of the Village of Surfside Beach, Texas, are created as follows:

ARTICLE III. – OFFICERS AND EMPLOYEES

DIVISION 1. – CITY ADMINISTRATOR

Sec. 2-141 - Office created.

There is hereby created the position of **City Administrator** for the Village of Surfside Beach.

Sec. 2-142. – Appointment and Supervision.

- (a) The City Administrator shall be **appointed by the Mayor and City Council** by majority vote.
- (b) The City Administrator shall serve **at the pleasure of the Mayor and City Council.**
- (c) The City Administrator shall be **directly supervised by the Mayor and City**

Council and shall be accountable to them for the proper administration of municipal affairs.

Sec. 2-143. – Duties and Responsibilities

The City Administrator shall:

- (a) Oversee the day-to-day operations of the Village and ensure that policies adopted by the Mayor and City Council are effectively implemented.
- (b) Supervise all city departments, employees, and programs as directed by the Mayor and City Council.
- (c) Assist in preparing and administering the annual budget.
- (d) Provide regular reports to the Mayor and City Council concerning the financial condition and operational status of the Village.
- (e) Perform other duties as may be assigned by the Mayor and City Council.

Sec. 2-144. – Severability

If any provision of this ordinance is found invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the remaining provisions, which shall continue in full force and effect.

Sec. 2-145. – Effective Date

This ordinance shall take effect immediately upon adoption by the Mayor and City Council of the Village of Surfside Beach, Texas.

THIRD, This Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the Village of Surfside Beach and this Ordinance shall not operate to repeal or affect any of such other Ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other Ordinance or Ordinances are hereby repealed.

FOURTH, If any section, subsection, sentence, clause, or phrase, of this Ordinances is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this Ordinance.

FIFTH, All of the regulations provided in this Ordinance are hereby declared to be governmental and for the health, safety, and welfare of the general public. Any member of the City Council or any City official or employee charged with the enforcement of this Ordinance, acting for the Village of Surfside Beach in the discharge of his/her duties, shall not thereby

render himself/herself personally liable; and he/she is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of his/her said duties.

SIXTH, Any violation of this Ordinance can be enjoined by a suit filed in the name of the Village of Surfside Beach in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this Ordinance or in the Code of the Village of Surfside Beach.

SEVENTH, This Ordinance shall take effect and be in force immediately upon its passage and publication of its descriptive caption twice in the Brazosport Facts.

READ, PASSED, AND ADOPTED THIS _____ DAY OF _____, 20____.

ZACH PARSCH, MAYOR
VILLAGE OF SURFSIDE BEACH, TEXAS

ATTEST: _____
AMANDA DAVENPORT
CITY SECRETARY

Ordinance 2025.10.14B

AN ORDINANCE REPEALING PORTIONS OF CHAPTER 46, ARTICLE II, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, REPEALING THE PROHIBITION ON STOPPING, STANDING, AND PARKING ON PUBLIC STREETS AS IT RELATES TO MOBILE VENDORS; 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.

WHEREAS, the City Council of the Village of Surfside Beach, Texas, has determined that adoption of this Ordinance is necessary to the health, safety, and general welfare of the inhabitants of said City and the members of the general public; and

WHEREAS, the City Council finds that this Ordinance was adopted at a meeting which was open to the public and preceded by proper notice, as required by Chapter 551 of the Texas Local Government Code (the Open Meetings Act).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE VILLAGE OF SURFSIDE BEACH, TEXAS:

FIRST, the findings and recitations set out in the Preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made part hereof for all purposes.

SECOND, That the following portions of Chapter 46, Article II, of the Code of Ordinances of the Village of Surfside Beach, Texas, are hereby repealed:

~~DIVISION 4. — MOBILE VENDING VEHICLES~~

~~Sec. 46-103. — Stopping, standing and parking on public street prohibited; exception.~~

- ~~(a) — It shall be unlawful for the driver or operator of any mobile vending vehicle to stop, stand or park the same upon any public street within the corporate limits of the village.~~
- ~~(b) — It is an exception to the application of subsection (a) of this section if, the location at which the vehicle is stopped, standing or parked is not part of the public beach and if, while such vehicle is stopped, standing or parked, commodities are not being offered for sale to the public from such vehicle by any person.~~

~~Sec. 46-104. — Selling or offering to sell commodities on beach prohibited.~~ ✓

- ~~(a) — It shall be unlawful for any person to sell or offer to sell to the public upon the public beach any commodity from a mobile vending vehicle.~~
- ~~(b) — It shall be unlawful for the driver or operator of a mobile vending vehicle to permit any person to sell any commodity from such vehicle to the public upon the public beach.~~

THIRD, This Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the Village of Surfside Beach and this Ordinance shall not operate to repeal or affect any of such other Ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other Ordinance or Ordinances are hereby repealed.

FOURTH, This Ordinance shall take effect and be in force immediately upon its passage and publication of its descriptive caption twice in the Brazosport Facts.

READ, PASSED, AND ADOPTED THIS _____ DAY OF _____, 20_____.

ZACH PARSCH, MAYOR
VILLAGE OF SURFSIDE BEACH, TEXAS

ATTEST: _____
AMANDA DAVENPORT
CITY SECRETARY

Ordinance 2025. _____

AN ORDINANCE AMENDING CHAPTER 46, ARTICLE V, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, ADOPTING A TRUCK ROUTES ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; CREATING A PENALTY; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City Council of the Village of Surfside Beach, Texas, has determined that adoption of this Ordinance is necessary to the health, safety, and general welfare of the inhabitants of said City and the members of the general public;

WHEREAS, the City Council of the Village of Surfside Beach, Texas, has determined that adoption of this Ordinance is not inconsistent with state law and is necessary for the government, interest, welfare, and good order of the municipality as a body politic; and

WHEREAS, the City Council that this Ordinance was adopted at a meeting which was open to the public and preceded by proper notice, as required by Chapter 551 of the Texas Local Government Code (the Open Meetings Act).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE VILLAGE OF SURFSIDE BEACH, TEXAS:

FIRST, the and recitations set out in the Preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made part hereof for all purposes.

SECOND, that Chapter 46, Article V, of the Code of Ordinances of the Village of Surfside Beach, Texas, is hereby adopted to read as follows:

ARTICLE V. – TRUCK ROUTES

Sec. 46-202. - Affirmative defenses to operation of trucks, truck tractors and other self-propelled vehicles.

It is an affirmative defense to prosecution of a violation of this article if the motor vehicle in question:

- (7) Is one which has displayed thereon a valid permit, issued by the ~~city secretary or mayor~~ village building official and has a gross vehicle weight of 15,000 pounds or less. In this connection, in authorizing the issuance of such special permit, the ~~secretary or mayor of the village~~ village building official shall specify, and there shall be included in such special permit, a description of the exact route such motor vehicle shall take in traveling to and from any street specified in subsection (3) of this section; information about the use of the roads and the duration of the project; information about the specific trucks and cargo, including their weight, that will be engaged in hauling, and documentation

of the condition of the entire length of road prior to the start of the project. Further, the ~~secretary or mayor of the village~~ village building official shall require the posting of a bond by the permittee, with good and sufficient surety to be approved by the ~~mayor of the village~~ village building official, with the condition that such permittee and his sureties will pay such sum of money as the county engineer or village building official, indicates will be reasonably necessary to reconstruct or maintain such street in excess of the normal maintenance cost as a result of such operation. This affirmative defense to the application of section 46-201 only applies if the motor vehicle in question is being operated along the route specified in the permit;

THIRD, this Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the Village of Surfside Beach and this Ordinance shall not operate to repeal or affect any of such other Ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other Ordinance or Ordinances are hereby repealed.

FOURTH, if any section, subsection, sentence, clause, or phrase, of this Ordinances is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this Ordinance.

FIFTH, all of the regulations provided in this Ordinance are hereby declared to be governmental and for the health, safety, and welfare of the general public. Any member of the City Council or any City official or employee charged with the enforcement of this Ordinance, acting for the Village of Surfside Beach in the discharge of his/her duties, shall not thereby render himself/herself personally liable; and he/she is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of his/her said duties.

SIXTH, any violation of this Ordinance can be enjoined by a suit filed in the name of the Village of Surfside Beach in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this Ordinance or in the Code of the Village of Surfside Beach.

SEVENTH, This Ordinance shall take effect and be in force immediately upon its passage and publication of its descriptive caption twice in the *Brazosport Facts*.

READ, PASSED, AND ADOPTED THIS ____ DAY OF _____, 2025

ZACH PARSCH, MAYOR

Amanda Davenport

From: Christie Briones
Sent: Tuesday, September 30, 2025 7:34 PM
To: Amanda Davenport; Zach Parsch
Cc: Surfside CSR
Subject: Agenda Request for October Meeting — TML Ordinance Recommendations

Importance: High

Good evening,

Per the Mayor's request, please add the following ordinance updates to the upcoming Council meeting agenda for discussion and action as recommended by the Texas Municipal League (TML) Wrangler's review:

Action Item: Amend Village Code (Banking/Depositories & Check Signatories)

1. Section 2-518 (Municipal Depositories):

- Update language to authorize the maintenance of multiple bank accounts by fund (in lieu of a single consolidated account), consistent with current practice and treasury controls.
- Add safeguards (e.g., monthly reconciliations, segregation of duties, Council-designated depository, investment policy cross-references).

2. Section 2-519 (Authorized Check Signatories):

- Align signatory authority with TML guidance and current ordinance defined roles: Mayor, Mayor Pro Tem, and Finance Director (Village Treasurer).
- **Cease** all City Secretary signatory authority immediately to ensure compliance.
- Add a provision to include the City Administrator as an authorized signatory upon Council's formal creation/appointment of the position and adoption of the revised ordinance.

Key Risks if Not Corrected:

- **Ordinance Violation:** Continuing under the current structure exposes the Village to claims of knowingly operating outside its own governing laws.
- **Potential Legal Consequences:** Any checks signed outside of authorized positions could be challenged, questioned in an audit, or deemed invalid.

- **Accountability and Transparency Risks:** Operating in violation of the Ordinance undermines confidence in our financial practices.

Christie Briones

Director of Finance
Village of Surfside Beach
979-233-1531 Ext. 100



Ordinance 2025.10.14C

AN ORDINANCE AMENDING CHAPTER 48, ARTICLE II, OF THE CODE OF ORDINANCES OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, TO MODIFY THE ORDINANCE ESTABLISHING THE MONTHLY SERVICE FEES FOR GARBAGE DISPOSAL; 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.

WHEREAS, the City Council of the Village of Surfside Beach, Texas, has determined that adoption of this Ordinance is necessary to the health, safety, and general welfare of the inhabitants of said City and the members of the general public; and

WHEREAS, the City Council finds that this Ordinance was adopted at a meeting which was open to the public and preceded by proper notice, as required by Chapter 551 of the Texas Local Government Code (the Open Meetings Act).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE VILLAGE OF SURFSIDE BEACH, TEXAS:

FIRST, the findings and recitations set out in the Preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made part hereof for all purposes.

SECOND, That Chapter 48, Article II, of the Code of Ordinances of the Village of Surfside Beach, Texas, is hereby amended to read as follows:

Sec. 48-46. – Monthly service fees.

- (i) To ensure that all residents, weekly rental properties as described by the hotel/motel occupancy tax, article III of [chapter 44](#), and commercial businesses that have a garbage service, the following options are available:
 - (1) A service fee as currently established or as hereafter adopted by the city council and kept on file in the office of the city secretary shall be charged for household garbage disposal for residential customers that wish to take their household garbage to front load containers in designated areas of the village. This service is not available for customers operating a commercial business, including weekly rental properties, as described by the hotel/motel occupancy tax, article III of [chapter 44](#).
 - (2) A service fee including sales tax, as currently established or as hereafter adopted by the city council and kept on file in the office of the city secretary and fuel surcharge shall be charged for household garbage disposal on one cart for residential customers that desire collection service provided by **the company currently providing collection service as contracted by the Village**. An additional service fee including sales tax, as currently established or as hereafter adopted by

the city council and kept on file in the office of the city secretary and fuel surcharge shall be charged for each additional cart for residential customers.

~~(3) Front load service is only for commercial business customers. These businesses are required to keep the container on private property, as they are not allowed on the village rights-of-way. The placement of front load container service by the village is exempt.~~

~~(4) Heavy trash service is to be provided at a designated drop off point within the city limits, to be determined on the fourth Friday of each month, and only for that weekend.~~

THIRD, This Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the Village of Surfside Beach and this Ordinance shall not operate to repeal or affect any of such other Ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other Ordinance or Ordinances are hereby repealed.

FOURTH, If any section, subsection, sentence, clause, or phrase, of this Ordinances is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this Ordinance.

FIFTH, All of the regulations provided in this Ordinance are hereby declared to be governmental and for the health, safety, and welfare of the general public. Any member of the City Council or any City official or employee charged with the enforcement of this Ordinance, acting for the Village of Surfside Beach in the discharge of his/her duties, shall not thereby render himself/herself personally liable; and he/she is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of his/her said duties.

SIXTH, Any violation of this Ordinance can be enjoined by a suit filed in the name of the Village of Surfside Beach in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this Ordinance or in the Code of the Village of Surfside Beach.

SEVENTH, This Ordinance shall take effect and be in force immediately upon its passage and publication of its descriptive caption twice in the Brazosport Facts.

READ, PASSED, AND ADOPTED THIS _____ DAY OF _____, 20____.

ZACH PARSCH, MAYOR
VILLAGE OF SURFSIDE BEACH, TEXAS

ATTEST: _____
AMANDA DAVENPORT
CITY SECRETARY

Amanda Davenport

From: Jon Gerber
Sent: Tuesday, October 7, 2025 11:14 AM
To: Amanda Davenport
Subject: Agenda

Discuss and take action to ratify expenditures and to make official findings by Council pursuant to the creation of an amphitheater, and to start following best practices as laid out by TML financial and legal:

What we would document (audit defense)

To keep this compliant and defensible, we would:

- Tourism rationale & projections: Document how the amphitheater will draw out-of-town visitors (event mix, anticipated attendance, room-night estimates, regional marketing plan).
- Category fit: Identify the precise \$351.101 categories the project meets and keep legal notes tying design/operations to those categories.
- Proportionality: If any portion of the facility is used for non-tourism community events, fund that portion with non-HOT revenues and allocate costs accordingly.
- Ongoing reporting: Track actual events, attendance, and hotel impacts; include HOT use details in our annual report to the Comptroller. Texas Comptroller+1

Practical guardrails

- Programming & marketing matter: A curated event calendar (festivals, touring acts, regional attractions) and a destination marketing plan are key to the tourism test.
- Operating costs: HOT can support only those operating/marketing costs that directly promote tourism; general governmental expenses should be excluded or prorated.
- Legal review: Prior to any commitment, we'll route the funding plan through the City Attorney for a Chapter 351 compliance check referencing recent AG guidance.

Proposed next steps

1. Feasibility & tourism impact memo (room-night and visitor projections; preliminary programming model).
2. Funding structure that allocates HOT only to eligible portions; identify other sources for community-only uses.
3. Council policy resolution affirming the tourism purpose, the \$351.101 category, and required reporting.
4. City Attorney review of the draft resolution and supporting documentation prior to any expenditure.

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Amanda Davenport

From: Jon Gerber
Sent: Tuesday, October 7, 2025 9:23 AM
To: Amanda Davenport
Subject: Agenda

Discuss and take action to proceed with the creation and submission of a contract to purchase the CTC land adjacent to city hall for a visitor center and historical restoration project for the sum of two hundred and fifty thousand dollars.

Please add this to the agenda

Thanks

Alderman At Large

Jonathan Gerber

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