

MINUTES

April 14, 2015

Village Council Regular Meeting

OFFICIALS PRESENT:

Mayor Larry Davison, Councilwoman E. Elizabeth Brown, Councilman Troy McMinn
Councilman Chris Gaschler, Councilwoman Sharon Aust, Mayor Pro Tem Gregg Bisso
Employees Present: Chief Gary W. Phillips, Amanda Davenport

PUBLIC HEARING

Mayor Pro Tem Bisso opened the public hearing 7:00 p.m. regarding re-plat and request for conditional use permit for construction of patio homes of real property known as BCIC Div 2 (Surfside), Lot 49G(reserve), A0051 F J Calvit, Acres 1.56; site address County Road 257 (Bluewater Highway) and Gulfway Court.

Developer Billy Smith handed out copies of plats and spoke to council explaining the reason for the re-plat and necessity for the conditional use permit. Mayor Larry Davison stated that he has a vested interest in this project and has signed a disclosure statement. Brooks Porter and Suzan Zachariah spoke in favor of the project. James Keller and Bob Petty spoke against the project.

After much discussion, the public hearing ended at 7:22 p.m.

MAYOR DAVISON MOVED TO THE REGULAR COUNCIL MEETING AT THIS TIME.

1) OPEN REGULAR CITY COUNCIL MEETING

Mayor Larry Davison called the regular council meeting to order at 7:23 p.m. and stated that there was a full quorum of council in attendance.

2) MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE

3.) ST. PATRICK'S DAY COMMITTEE DONATION TO THE POLICE/EMS AND FIRE DEPARTMENT PRESENTED BY TONI CAPRETTA. Toni Capretta presented checks to the Police and Volunteer Fire Departments for \$6000 each.

4.) BUSINESS OF VISITORS NOT ON THE AGENDA

Brooks Porter asked about the groin project and about extending the Beach Drive bulkhead to the jetties. Mayor Davison gave an update regarding both of those items and updated the audience on the ongoing revetment project.

5.) Mayor/Council/Committee/Department Head Reports

Chief Phillips gave the Police Department's monthly report.

Ronnie Grant reported to council regarding the Historical Committee.

Peggy Llewellyn reported on the Beach Advisory Committee and stated that the village is stating waiting for formal comments back from the GLO regarding the changes to the Beach Plan.

Janna Williams reported to council regarding the advertising that will be coming out soon with the *Tour Texas* website and event calendar. Mrs. Williams gave a big thanks of appreciation to Brenda O'Bannon regarding the garden area in the front of City Hall. Ms. O'Bannon made sure the flower garden was in great condition for the St. Patrick's Day parade.

Mayor Pro Tem Bisso announced Adopt-a- Beach will be on April 18 and updated council on the status of HB 3052.

Councilwoman Aust stated that we need to look at the signs at Beach Drive and Welk and do something about the flooding that occurs at Lake Court.

Councilman Gaschler inquired about the dumpsters at City Hall and the crabbing pier. Mayor Davison stated that we have ordered two more dumpsters at the City Hall site and one more dumpster at the crabbing pier.

Councilman McMinn stated that DPS has been patrolling the Surfside bridge regularly, so be careful with the speed limit there.

Mayor Davison reminded the audience about the Volunteer Fire Dept.'s upcoming fundraiser and reported that the Surfside Marina donated \$2700 to the VFD for their help with the crawfish boil and also stated that the revetment repair should be completed by April 30.

6.) 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 March 10, 2015 Council meeting.**
- B. Consider approval of the March 2015 Financials.**

Mayor Pro Tem Bisso motioned to approve the consent agenda items. Councilwoman Brown seconded the motion, and council unanimously passed it.

7.) REGULAR SESSION:

- A. Discuss and take possible action on a franchise agreement with CenterPoint Energy Houston Electric, LLC.**

Mayor Pro Tem Bisso motioned to approve the CenterPoint Energy agreement. Councilwoman Aust seconded the motion, and council unanimously passed it.

- B. Discuss and take possible action on moving the regular Council meeting from May 12, 2015, to May 19, 2015, because of election canvassing requirements.**

Councilman McMinn motioned to approve moving the May meeting to May 19, 2015. Mayor Pro Tem Bisso seconded the motion, and council unanimously passed it.

- C. Discuss and take action on a Conditional Use Permit and re-plat request by Howard Street Condos, L.P., regarding property located at the corner of Bluewater Highway and Gulfway Court.**

Councilman McMinn motioned to approve the re-plat. Councilwoman Brown seconded the motion; however, with a 3-2 vote, this item failed. The Conditional Use Permit request was not acted on at this time.

- D. Discuss and take action on the re-appointment of two alternate judges: Jennie Green- Prat and James Keller.**

Councilwoman Brown motioned to re-appoint Jennie Green-Prat and James Keller as alternate municipal court judges. Councilman McMinn seconded the motion, and council unanimously passed it.

- E. Discuss and take possible action on an agreement with Brazoria County regarding the Brazoria County CDBG, HOME, and ESG Programs.**

Councilman McMinn motioned to approve the agreement with Brazoria County. Councilwoman Brown seconded the motion, and council unanimously passed it.

- F. Discuss and take possible action on Ordinance 2015.04.14 creating a schedule of fees.**

Councilman McMinn motioned to approve Ordinance 2015.04.14 regarding a schedule of fees. Councilwoman Aust seconded the motion, and council unanimously passed it.

ORDINANCE 2015.04.14

AN ORDINANCE OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, PROVIDING FOR A SCHEDULE OF FEES; REPEALING ALL ORDINANCES OR RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING A PENALTY; AND PROVIDING FOR SEVERABILITY.

- G. Discuss and take possible action on Resolution 20150414 regarding early evening closures of Highway 332 by Dow Chemical Company, The Fluor Corporation, and Mammoet, Inc.

Mayor Pro Tem Bisso motioned to approve Resolution 20150414. Councilwoman Brown seconded the motion, and council passed it unanimously.

RESOLUTION 20150414

A RESOLUTION OF THE CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, OPPOSING THE EARLY EVENING CLOSURES OF HIGHWAY 332.

- H. Discuss and take possible action amending Ord. 2015-02-10D regarding vendors.

Mayor Pro Tem Bisso motioned to approve Ordinance 2015.02.10D by add the words "non-food." Councilman Gaschler seconded the motion, and council passed it unanimously.

ORDINANCE NO. 2015-02-10D

AN ORDINANCE OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, DELETING ARTICLE II OF CHAPTER 30 AND ADDING A NEW ARTICLE II OF CHAPTER 30; PROVIDING RULES AND REGULATIONS FOR VENDORS; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

8.) EXECUTIVE SESSION:

- A. The City Council may convene into closed executive session pursuant to Texas Government Code, Section 551.071 (CONSULTATION WITH ATTORNEY): specifically to discuss litigation regarding the hotel/motel audit.

City Council recessed into closed session at 8:40 p.m.

- B. RECONVENE INTO OPEN SESSION - Discuss and take possible action on any and all matters out of closed executive session regarding: Texas Government Code, Section 551.071 (CONSULTATION WITH ATTORNEY): specifically to discuss litigation regarding the hotel/motel audit.

City Council reconvened into open session at 9:20 p.m. with the following motion being made.

Councilwoman Brown motioned to proceed with legal action against Brannan Realty. Mayor Pro Tem Bisso seconded the motion, and council passed it unanimously.

9.) ADJOURNED at 9:21 p.m.

APPROVED THIS 19TH DAY OF MAY 2015.


Larry Davison
Mayor


Amanda Davenport
City Secretary