

Incorporated December 27, 1912 www.seadrifttx.org

CITY OF SEADRIFT

Post Office Box 159 501 S. Main Street Seadrift, Texas 77983

(361) 785-2251 Tel: Fax: (361) 785-2208 Email: seadrift@seadrifttx.org



NOTICE OF PUBLIC MEETINGS

ALL MEETINGS OF CITY COUNCIL ARE OPEN TO THE PUBLIC **CLOSED SESSIONS CAN ONLY BEGIN FROM AN OPEN, PUBLIC SESSION**

WORK SESSION AGENDA

TUESDAY FEBRUARY 1, 2022, at 6:45PM

The City of Seadrift City Council will meet in an Agenda Review Work Session in City Council Chambers, 501 S. Main Street. The work session is limited to review of the Regular Meeting Agenda, below. No Action will be taken during the Work Session

REGULAR MONTHLY MEETING AGENDA TUESDAY FEBRUARY 1, 2022, at 7:00PM

The City of Seadrift City Council will meet in the Regular Monthly Meeting at 501 S. Main Street in Council Chambers for the purpose of discussing, considering, reviewing, and taking any action needed on the following:

- 1. INVOCATION & PLEDGES TO US FLAG AND TEXAS FLAG
- 2. CONSENT AGENDA: All consent agenda items listed in this item are considered to be routine by the City Council and will be enacted by motion and vote. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public view.
 - a. Consider/Approve Previous Month's Meeting Minutes (with any corrections)
 - **b.** Consider/Approve Accounts Payable (Bills)
- 3. DEPARTMENT HEAD REPORTS:
 - **a.** Police
- **b.** Court
- **c.** Public Safety
- d. Permits
- **e.** Code Enforcement **f.** Harbor

- g. Parks/Recreation
- **h.** Streets/Drainage **i.** Utilities
- j. Solid Waste
- k. General
- 4. GRANTS & PROJECTS: Consider/Approve/Take Action, Adopt Resolutions on Grants, Projects, Professional Services, Awards, Authorize Bidding/Purchases, Projects in Progress, Applications, Future Projects, Resolutions, Contracts, Payment of Invoices, Fund Distribution and/or additional Public Hearings.
 - a. FEMA-PA 10634: Restroom Review/Consider/Take any action to authorize payment of \$6,241.50 for A&A Constructors Pay Application #4 for the Bayfront Park Restroom.
 - **b. FEMA-PA 10633: Pier** Review/Consider/Take any action to:
 - i. Authorize payment of \$37,010.57 for Fowler Pay Application #3 for the Bayfront Park Pier.
 - ii. Authorize payment of four invoices from Urban Engineering totaling \$1,700 for the Bayfront Park Pier - Hurricane Harvey Recovery Assessment & Restoration-Preliminary Work.
 - c. FEMA-PA 9438: Moorings/Jetty Review/Consider/Take any action to authorize the following payments:
 - i. Pay Application #2 for Shirley & Sons Construction Co., Inc. for \$207,408.75. (Advance funds received)
 - d. FEMA HMGP 0147 HURRICANE SHUTTERS PROJECT Review/Consider/Take any action to:
 - i. Authorize payment for Pay Application #1 for \$24,617.87 to All-in-One
 - ii. Authorize payment for Pay Application #2 for \$6,032.50 to All-in-One
 - iii. Authorize payment for Pay Application #3 for \$9,452.50 to All-in-One



- e. HARBOR EDA GRANT 08-79-05328 Review/Consider/Take any Action to authorize a 20-year lease extension with GLO. EDA's title regulation at 13 C.F.R. 314.7 requires grant recipients to have title to EDA project property. To satisfy that title requirement, a long-term leasehold interest is acceptable to EDA, so long as the grant recipient's interest in the property is "for a period not less than the Estimated Useful Life of Project Real Property." 13 C.F.R. 314.7(c). The Estimated Useful Life period is September 30, 2039.
- **f. AMERICAN RESCUE PLAN ACT 2021** Review/Consider/Take any action on the final ruling on allocation of ARP funds from the U.S. Treasury.
- **5. HARBOR Series 2022 CO's** Discussion, consideration, and possible action regarding postponement of consideration of ordinance authorizing the issuance of "City of Seadrift, Texas Combination Tax and Surplus Harbor System Revenue Certificates of Obligation, Series 2022".
- **6. SEADRIFT CHAMBER OF COMMERCE** Review/Consider/Take any action to authorize a one-day beer and wine license for April 23, 2022, at the City's Civic Center for a poker tournament.
- 7. POTENTIAL PROPERTY IN EXCHANGE FOR INFRASTRUCTURE/STREET/DRAINAGE IMPROVEMENTS Review/Consider/Take any Action to Approve, in principle, pending valuation offsets, to approve potential property swap for infrastructure development for RV Resort expansion and other recreational economic development. If approved, in principle, this begins the process of following guidelines, holding any public hearings required to complete the development.
- **8. TAX ABATEMENT** Review/Consider/Take any Action to Approve, in principle, the preliminary request(s) to consider providing Tax Abatement on one or more Economic Development Projects, as presented by developer(s). If approved, in principle, this will begin the process of following State Guidelines, City Ordinance, Documentation, setting up a Tax Reinvestment Zone (TRZ) (in this case TRZ #1 since it would be the first Zone). Multiple Zones can be designated. A long time-line is required since any Tax Abatement effective date is January 1st of the following calendar year.
- **9. VOLUNTARY ANNEXATION** Review/Consider/Discuss/Take Any Action to accept a voluntary annexation request by property owner in exchange for obtaining Water Service to Property. *The subject property is located contiguous to the City Limits at 241 Cemetery Road. Property ID 24717, A0013 Jose Felix De La Fuentes Tract consisting of approximately 0.7 acres. Subject property already has existing sewer service. If approved will be scheduled for a public hearing on March 1st with formal annexation to occur at regular meeting March 1st.*
- 10. SENATE BILL 3 CREATING TCEQ REQUIREMENT AS A RESULT OF WINTER STORM URI Review/Discuss/Consider/Take Any Action to authorize expenditure of funds for a contractor to complete the TCEQ requirements (unfunded mandate) for the City to comply with TCEQ reporting requirements, identifying deficiencies and make any corrections to maintain operability of the Water/Waste-Water Systems during power outages by the mandated deadlines. The City has attempted to complete the required documentation but has discovered it is beyond the city's current personnel expertise & capabilities without outside help.
- **11. SUBSTANDARD STRUCTURE CONDEMNATION**: Discuss/Consider/Take action to condemn 504 S. 10th Street (Block 102, Lot 1) and order demolition of same with the costs attached to the property as a property lien. *As per previously determined by Council at its meeting on August 3, 2021, that the structure was substandard.*
- **12. VEHICLE/EQUIPMENT UPDATES & ETC —** Online Auction will be February 20 24 at https://cmauctions.nextlot.com/public/sales/96408/lots
- **13.EXECUTIVE SESSION:** At any time, during the Regular Meeting, the City Council may adjourn into an Executive Session, as needed, on any item listed, including the items listed here and which the Texas Government Code section 551 authorizes Executive Sessions to be held: Sections 551.071 (attorney consultation), 551.072 (Real Property), 551.073 (Gifts & Donations), 551.074 (Personnel), 551.076 (Security) and 551.087 (Economic Development).

14.COUNCIL CORRESPONDENCE

15. ADJOURN

CERTIFICATION

I, Gabriela Torres, City Secretary, do hereby certify that the above Agenda was posted on the City Hall bulletin board, a convenient and readily accessible place to the public at all times, at 501 S. Main St., Seadrift, Texas 77983, and on the City's website, www.seadrifttx.org in compliance with Chapter 551, Texas Government Code.

Gabriela Torres, City Secretary

Date Posted: <u>42</u>/ <u>28</u> <u>26</u> <u>72</u> <u>6</u> <u>11</u>: <u>40</u> <u>AM</u> (Date Stamped, Month, Day, Year, AM/PM, Time)

The Seadrift City Hall Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretative services must be made 48 hours, not including Saturday/Sunday, prior to this meeting. Please

contact the City Secretary's Office at (361) 785-2251 or FAX (361) 785-2208 for further information

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Post Office Box 159/501 S. Main St. Seadrift, Texas 77983

Tel: (361) 785-2251 Fax: (361) 785-2208



FEBRUARY 1, 2022 REGULAR CITY COUNCIL MEETING

MAYOR ELMER DEFOREST

CITY COUNCIL MEMBERS

MAYOR PRO-TEM (ALDERMAN) RAINER BRIGHAM, PUBLIC SAFETY, STREETS & DRAINAGE

ALDERMAN
PEGGY GAINES, PARKS & RECREATION

ALDERMANGEOFFREY HUNT, *MUNICIPAL HARBOR*

ALDERMAN
TRACEY JOHNSON, SOLID WASTE

ALDERMANKENNETH REESE, *PUBLIC UTILITIES*

The City Council met in a Regular Meeting on February 1, 2022, at the City Hall Council Chamber located at 501 S. Main St., Seadrift, TX 77983.

PRESENT

Ranier Brigham, Mayor Pro-Tem Kenneth Reese, Alderperson Geoffrey Hunt, Alderperson Tracey Johnson, Alderperson Peggy Gaines, Alderperson

ABSENT

Elmer DeForest, Mayor

WORK SESSION

Mayor Pro-Tem Brigham called the Work Session to order at 6:45 p.m. The City Council met in an Agenda Review Work Session to review the Meeting Agenda.

Work Session closed at 7:00 p.m.

CALL TO ORDER

Mayor Pro-Tem Brigham called the meeting to order at 7 p.m.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

Tanya DeForest gave the invocation and Mayor Pro-Tem Brigham led the pledge to the flags.

2. CONSENT AGENDA

MOTION: Alderperson Johnson made the motion to approve the consent agenda as presented. Alderperson Reese seconded the motion.

VOTE: Motion carried unanimously 5-0.

3. DEPARTMENT HEAD REPORTS

a. POLICE

Seadrift Police Chief Leonard Bermea gave the Police Report for January 2022: 220 calls for service, 49 traffic stops, 11 reports written, and 1 total arrests for the month.

b. MUNICIPAL COURT

Municipal Court Clerk Marilyn Dufner read the Municipal Court Report for January 2022 with 18 new cases, 23 closed cases, 115 current cases, and \$3,283 fines collected for the month.

c. PUBLIC SAFETY

Mayor Pro-Tem Brigham did not have a report.

CITY OF SEADRIFT REGULAR COUNCIL MEETING MINUTES – FEBRUARY 1, 2022

d. PERMITS

Mayor Pro-Tem Brigham read the Permit Report for January 2022 with a total gross property valuation increase of \$264,889.

e. CODE ENFORCEMENT

Mayor Pro-Tem Brigham read the Code Enforcement Report for January 2022 with 4 tall/weeds/grass/clean-up letters sent out for the month.

f. HARBOR

Alderperson Hunt did not have a report.

g. PARKS AND RECREATION

Alderperson Gaines did not have a report.

h. STREETS AND DRAINAGE

Mayor Pro-Tem Brigham did not have a report.

i. UTILITIES

Alderperson Reese did not have a report

j. SOLID WASTE

Alderperson Johnson did not have a report.

k. GENERAL

Mayor Pro-Tem Brigham did not have a report.

4. GRANTS & PROJECTS

a. FEMA-PA 10634 RESTROOM

MOTION: Alderperson Gaines made the motion to authorize payment of \$6,241.50 for A&A Constructors Pay Application #4 for the Bayfront Park Restroom. Alderperson Johnson seconded the motion.

VOTE: Motion carried unanimously 5-0.

b. FEMA-PA 10633 PIER

i. FOWLER CONSTRUCTION - PAY APPLICATION #3

MOTION: Alderperson Reese made the motion to authorize payment of Pay Application #3 for \$37,010.57 for Fowler Construction for the Bayfront Park Pier. Alderperson Johnson seconded the motion.

VOTE: Motion carried unanimously 5-0.

ii. URBAN ENGINEERING

City Council reviewed four invoices from Urban Engineering for preliminary engineering work completed for Hurricane Harvey back in 2019. Four invoices were: Invoice 15988 for \$630, invoice 16055 for \$720, invoice 16085 for \$150, and invoice 16105 for \$20.

MOTION: Alderperson Johnson made the motion to authorize payment of four invoices from Urban Engineering totaling \$1,700 for the Bayfront Park Pier – Hurricane Harvey Recovery Assessment & Restoration – Preliminary Work. Alderperson Hunt seconded the motion.

VOTE: Motion carried unanimously 5-0.

d. FEMA-PA 9438 HARBOR MOORINGS & JETTY

i. SHIRLEY & SONS CONSTRUCTION - PAY APPLICATION #2

MOTION: Alderperson Johnson made the motion to approve payment of Pay Application #2 for \$207,408.75 to Shirley & Sons Construction Co., Inc. Alderperson Gaines seconded the motion.

VOTE: Motion carried unanimously 5-0.

CITY OF SEADRIFT REGULAR COUNCIL MEETING MINUTES – FEBRUARY 1, 2022

e. FEMA HMGP 0147 HURRICANE SHUTTERS PROJECT

i. ALL-IN-ONE PAY APPLICATION #1

MOTION: Alderperson Johnson made the motion to authorize payment for Pay Application #1 for \$24,617.87 to All-In-One Construction for the FEMA HMGP 0147 Hurricane Shutter Project. Alderperson Reese seconded the motion.

VOTE: Motion carried unanimously 5-0.

ii. ALL-IN-ONE PAY APPLICATION #2

MOTION: Alderperson Reese made the motion to authorize payment for Pay Application #2 for \$6,032.50 to All-In-One Construction for the FEMA HMGP 0147 Hurricane Shutter Project. Alderperson Johnson seconded the motion.

VOTE: Motion carried unanimously 5-0.

iii. ALL-IN-ONE PAY APPLICATION #3

MOTION: Alderperson Johnson made the motion to authorize payment for Pay Application #3 for \$9,452.50 to All-In-One Construction for the FEMA HMGP 0147 Hurricane Shutter Project. Alderperson Gaines seconded the motion.

VOTE: Motion carried unanimously 5-0.

e. HARBOR EDA GRANT 08-79-05328

Any channel in the State of Texas that is submerged land has a submerged land lease with the General Land Office (GLO), and typically the lease runs for 10 years with automatic extensions as this is considered a permanent improvement/channel, not temporary. Under EDA's title regulations 13 C.F.R.314.7, grant recipients are required to have a title to EDA project property. A long-term leasehold interest is acceptable to EDA, so long as the grant recipient's interest in the property is "for a period not less than estimated useful life of project real property" (13 C.F.R.314.7(c)). For the City of Seadrift's project, the estimated useful life is 20 years from the date of the EDA award on September 30, 2019. Matt Glaze, Urban Engineering, will be working with the Texas GLO to request a 20-year lease. The City will need this lease before bidding can begin for this project.

MOTION: Alderperson Johnson made the motion to authorize a 20-year lease extension with the Texas General Land Office (GLO). Alderperson Reese seconded the motion.

VOTE: Motion carried unanimously 5-0.

f. AMERICAN RESCUE PLAN ACT 2021

MOTION: No action taken.

5. HARBOR SERIES 2022 C/O'S

MOTION: No action taken.

6. SEADRIFT CHAMBER OF COMMERCE - POKER TOURNAMENT

Melody Morgan and Heather Vasquez, with the Seadrift Chamber of Commerce, were in attendance. They stated that beer tokens would be allotted to participants and tokens would be utilized during the actual tournament so no cash would be used. They continued by stating that the entry fee also paid for the participants meals.

MOTION: Alderperson Johnson made the motion to authorize a one-day beer and wine license for April 23, 2022, for a poker tournament at the City's Civic Center. Alderperson Hunt seconded the motion.

VOTE: Motion carried unanimously 5-0.

CITY OF SEADRIFT REGULAR COUNCIL MEETING MINUTES – FEBRUARY 1, 2022

7. POTENTIAL PROPERTY EXCHANGE - DRIFTWOOD RV PARK - COLT DANIEL

Colt Daniel, owner of the Driftwood RV Park, was in attendance to discuss expansion of the RV park on Highway 185.

MOTION: Alderperson Reese made the motion to approve, in principle, pending valuation offsets, to approve potential property swap for infrastructure development for Driftwood RV Park expansion and other recreational economic development. Alderperson Johnson seconded the motion.

VOTE: Motion carried unanimously 5-0.

COPY OF MAP OF DRIFTWOOD RV PARK'S EXPANSION ATTACHED.

8. TAX ABATEMENT- DRIFTWOOD RV PARK - COLT DANIEL

MOTION: Alderperson Johnson made the motion to approve, in principle, the preliminary request to consider providing a Tax Abatement on one or more Economic Development Projects, as presented by Colt Daniel, developer. Alderperson Reese seconded the motion.

VOTE: Motion carried unanimously 5-0.

9. VOLUNTARY ANNEXATION

MOTION: Alderperson Johnson made the motion to accept a voluntary annexation request by property owners in exchange for obtaining water services to property at 241 Cemetery Road, property ID: 24717. Alderperson Gaines seconded the motion.

VOTE: Motion carried unanimously 5-0.

COPY OF PETITION REQEUSTING ANNEXATION AND MAP ATTACHED.

10. SENATE BILL 3 - EMERGENCY PREPAREDNESS PLAN (EPP)- TCEQ

Senate Bill 3 (SB3) recently enacted the requirement for the Emergency Preparedness Plan (EPP). This was enacted due to the direct response to Winter Storm URI that occurred in February 2021. This requires water systems to develop and implement an EPP and submit to TCEQ for review and approval. The plan applies to affected utilities and contains information about the water system and how it operates under emergency conditions. The plan proposes to TCEQ how the utility will maintain a water pressure of at least 20 psi (pounds per square inch) throughout the distribution system when the power has been off for more than 24 hours during an emergency. The EPP must be submitted by March 1, 2022 and implemented by July 1, 2022. Due to the short timeline and the required documentation being beyond the current personnel expertise and capabilities, the City will be requesting outside help from a contractor to assist in completing the EPP. An extension will also be filed with TCEQ to submit the EPP. The City received a proposal from LSPS Solutions, LLC for a lump sum amount of \$7,850 to complete the EPP and file an extension.

MOTION: Alderperson Reese made the motion to authorize expenditure funds for a contractor to complete the TCEQ requirements for the City to comply with TCEQ reporting requirements, identifying deficiencies and make any corrections to maintain operability of the Water/Waste-Water Systems during power outages by the mandated deadlines. Alderperson Johnson seconded the motion.

VOTE: Motion carried unanimously 5-0.

11. SUBSTANDARD STRUCTURE CONDEMNATION - 504 S. 10TH STREET (BLOCK 102, LOT 1)

MOTION: Alderperson Johnson made the motion to condemn 504 S. 10th Street (Block 102, Lot 1) and order demolition of same with costs attached to the property as a property lien. Alderperson Gaines seconded the motion.

VOTE: Motion carried unanimously 5-0.

12. VEHICLE EQUIPMENT UPDATES & ETC.

MOTION: No action taken.

CITY OF SEADRIFT REGULAR COUNCIL MEETING MINUTES - FEBRUARY 1, 2022

13. EXECUTIVE SESSION

MOTION: No Executive Session deemed necessary.

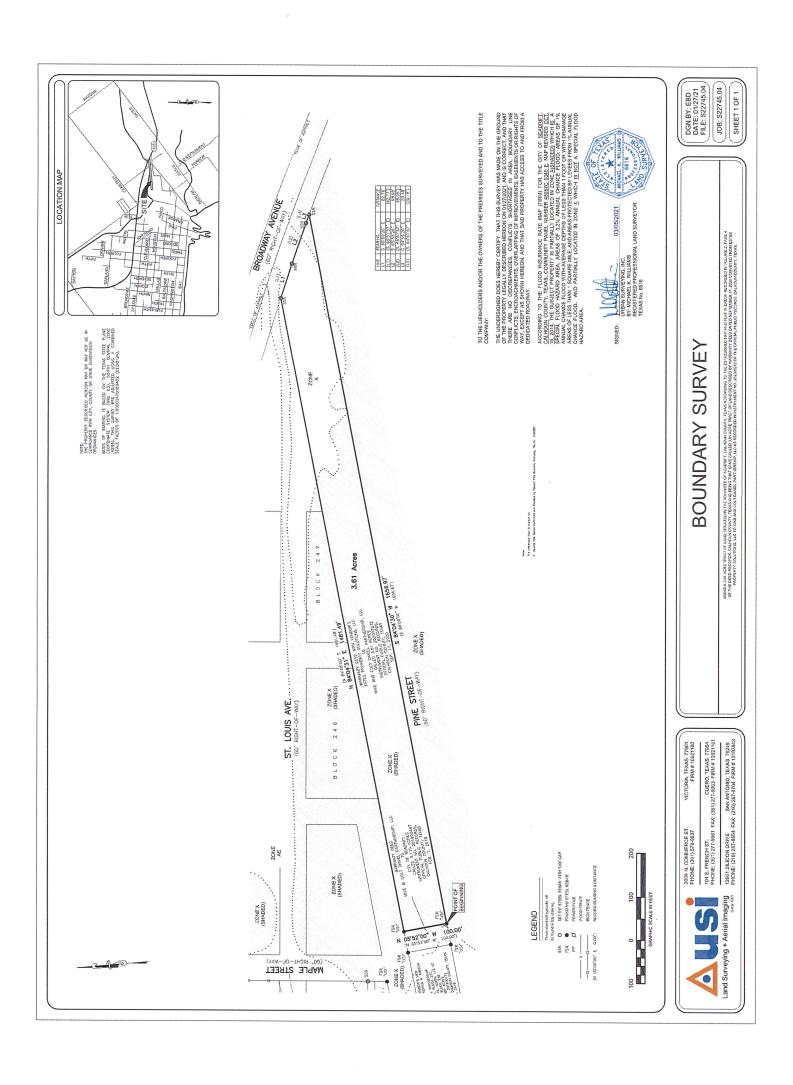
14. COUNCIL CORRESPONDENCE

15. ADJOURN

MOTION: Alderperson Johnson made the motion to adjourn the meeting. Alderperson Reese seconded the motion.

VOTE: Motion carried unanimously 5-0.

Meeting adjourned at 7:46 P.M.		
Gabriela Torres, City Secretary	Elmer DeForest, Mayor Approved:	





PETITION REQUESTING ANNEXATION BY AREA LANDOWNERS

TO THE MAYOR OF THE GOVERNING BODY OF SEADRIFT, TEXAS:

The undersigned owner(s) of the hereinafter described tract of land, which is vacant and without residents, OR on which fewer than three qualified voters reside, hereby petition your honorable Body to extend the present city limits so as to include as part of the CITY of SEADRIFT, TEXAS, CALHOUN COUNTY the following described territory, to wit:

ATTACH A COPY OF THE LAST OFFICIAL SURVEY WITH METES/BOUNDS DESCRIPTION

Official 911 Address of Property: 241 C	emetery A0013-0006-0401-00	
I / We certify that the above-described tract of land is contiguous and adjacent to the City of Seadrift, Texas, boundary and that this petition is signed and duly acknowledged by each and every person having an interest in said land.		
Signed: Jose R. Mayorga	Printed Name: Jose R Meyorga	
Signed:	Printed Name:	
Signed:	Printed Name:	
Signed:	Printed Name:	
THE STATE OF TEXAS COUNTY OF CALHOUN		
BEFORE ME, the undersigned authority, on this day personally appeared		
	, known to me to be the persons whose	
names are subscribed to the foregoing instrument and each acknowledged to me that		
they executed the same for the purposes and consideration therein expressed.		
Given under my hand and seal of office, this day of,		
2022		
Notary Public in and for	GABRIELA TORRES Notary ID #130961075	
Callou N County, Texas.	My Commission Expires January 31, 2025	

