

**Town of Bayside
Regular Council Meeting Minutes
January 14, 2025**

1. Call to Order

Mayor Sharon Scott called the meeting to order at 6:30 p.m. followed by a Silent Invocation and the Pledge of Allegiance.

2. Roll Call

Mayor Sharon Scott, Mayor Pro Tem David Vega, and Councilmembers Place II Charmaine Briseno, Place III Donna Easton, Place IV Daniel Molina, and Place V Van Williams were present.

3. Discuss/Consider and adopt a resolution to designate authorized signatories for the 2023 Texas CDBG program, grant agreement number CDV23-0048

Mayor Scott read the agenda item. Councilmember Easton motioned to adopt the resolution to designate authorized signatories for the 2023 Texas CDBG program, grant agreement number CDV23-0048. Councilmember Briseno seconded the motion. The motion carried unanimously.

4. Discuss/Consider and adopt a resolution adopting required CDBG Civil Rights policies

Mayor Scott read the agenda item. Councilmember Easton motioned to adopt the resolution adopting required CDBG Civil Rights policies. Councilmember Briseno seconded the motion. The motion carried unanimously.

5. Proclaim April as Fair Housing Month: This proclamation will help to fulfill Fair Housing activity obligations as required by the grant

Mayor Scott read the agenda item. Councilmember Easton motioned to proclaim April as Fair Housing Month: This proclamation will help to fulfill Fair Housing activity obligations as required by the grant. Councilmember Briseno seconded the motion. The motion carried unanimously.

6. Mayor's Comments

A. Response from Town Attorney on Hotel Motel Tax

Mayor Scott informed Council she received a response from Hal George, our Town Attorney. His response was: In so far as I know, there is nothing in the Town of Bayside hotel occupancy tax that violates Texas law. If you have some facts that suggest otherwise, I will be happy to consider them.

7. Items by Citizens

Michael Smith with JM Davidson informed Council he would like to discuss the topic of payment. The project was completed in February 2022. They received \$5,000 payments for six months and have attempted several times to get paid. They are requesting a meeting with Council to start getting payments on the project.

David McDonald signed up to speak about his fence permit; however, it is on the agenda.

Sue Hutton wanted to know when the road by Sandra Spada's house was going to be fixed.

Council moved to item 9.

9. Land Purchase Presentation

Terry Gray made a presentation for an unknown person who is wanting to purchase property from the Town of Bayside to put in a convenience store, bakery, and delicatessen, as well as fishing camps and boat barns. He informed everyone it would have a restaurant similar to Cracker Barrel and serve breakfast and lunch and on Friday and Saturday nights dinner. There was discussion between Mr. Gray, the Town Council, and the citizens present on the proposed venture.

8. Website Presentation

Councilmember Easton introduced the new website to the Council and the citizens present and answered questions.

10. Discuss/Consider/Act on approving minutes from the Regular Meeting on December 10, 2024

Mayor Scott read the agenda item. There was one correction. The date on the minutes was the 12th and should have been the 10th. Councilmember Briseno made a motion to approve the minutes with the correction. Councilmember Easton seconded the motion. The motion carried unanimously.

11. Discuss/Consider/Act on approving paying new expenses/bills

Mayor Scott read the agenda item. Councilmember Williams made a motion to approve paying the bills. Councilmember Molina seconded the motion. The motion carried unanimously.

12. Discuss/Consider/Act on approving building permits, culvert permits, and permit extensions

Mayor Scott read the agenda item. The first permit was an electrical permit for 325 First Street. Councilmember Williams made a motion to approve that one. Mayor Pro Tem Vega seconded the motion. The motion carried unanimously.

The second permit was for a fence for Dave McDonald. Mr. McDonald informed Council the fence ordinance allows commercial property to have an 8-foot fence. The ATT station is behind his house. He wanted to be able to put up an 8-foot fence. Councilmember Williams informed him his property is not commercial. He would have to request a variance. There was a discussion on commercial property, ATT having barbed wire, and fences on property lines. Councilmember Williams made a motion to approve it as it is. Councilmember Easton seconded the motion. The motion carried unanimously. There was a discussion on the footage on his permit being off by five feet.

13. Discuss/Consider/Act on sign permits

Mayor Scott read the agenda item. There are four permits to consider. After a lengthy discussion on the first sign permit, Councilmember Williams made a motion to take no action at this time. Councilmember Briseno seconded the motion. The motion carried unanimously. There was a short discussion on refunding the permit fees. Councilmember Williams remade his motion to take no action and refund LeRoy's money. Councilmember Briseno seconded

the motion. The motion carried unanimously. There were three sign permits for the ice and water. There was a discussion on when the ice machines were going to be operating, Mr. Favela informed Council before the end of the month, where the signs were going to go on the building, the ice machine permit no longer being valid, and a certified letter being sent out because there is no active building permit for it. Mr. Favela informed Council. Everything that has been mailed out to my office address, this was mailed to my son. He wanted to know why. He was told all violation letters go by the appraisal district. There was more discussion on the permit being expired not being able to take action on these. Councilmember Williams made a motion to take no action and return his money. Councilmember Briseno seconded the motion. The motion carried unanimously.

14. Discuss/Consider/Act on Approving Windstorm Policy Renewal Offer

Mayor Scott read the agenda item. Councilmember Williams motioned to approve. Mayor Pro Tem Vega seconded the motion. The motion carried unanimously.

15. Discuss/Consider/Act on Ordering the May 2, 2025 General Election to Elect Councilmember Place I, Councilmember Place IV, and Councilmember Place V

Mayor Scott read the agenda item. Councilmember Williams stated so moved. Councilmember Briseno seconded the motion. The motion carried unanimously.

16. Discuss/Consider/Act on the following item received from the Planning, Zoning and Substandard Commission

- A. On new proposed permit process for Bayside**
- B. On new proposed water recommendations for Bayside from the 20-year plan**
- C. On new proposed Amendment A to ordinance 38E**
- D. On new proposed RV Ordinance**
- E. Request to add an agenda item on the next City Council meeting to Discuss/Consider City Council's interest in changing the zoning map as recommended by the 20-year plan**

Mayor Scott read the agenda item. There was a short discussion on adding this to a workshop with the Planning Commission. Councilmember Briseno motioned to send the recommendations from the Planning & Zoning to a workshop on January 27th at 6:30 p.m. with the Planning Commission. Councilmember Easton seconded the motion. The motion carried unanimously.

17. Discuss/Consider/Act to Approve Proposed Ordinance #119, Noise Abatement

Mayor Scott read the agenda item. There was a discussion on sending this to the workshop, needing a complaint form, and Councilmember Easton not being able to sleep for an entire week because of noise from a generator that was running 24/7. Councilmember Briseno motioned to put this on the workshop for January 27th. Councilmember Easton seconded the motion. The motion carried unanimously.

18. Discuss/Consider/Act on whether the Town can proceed with the land presentation and proposal.

Mayor Scott read the agenda item. Councilmember Briseno made a motion to take no action. After a short discussion, Councilmember Briseno changed her motion to table it until we

need to take some action on this. Lori Bellow informed Council it would be terrible to sell land. Mayor Scott added she would like to see the person who is doing it present it. Mayor Pro Tem Vega seconded the motion. The motion carried unanimously.

19. Discuss/Consider/Act to set a date for discussion with an attorney, notice for sealed bids, and a Public Hearing (if) the Land presentation proposal is approved

Mayor Scott read the agenda item. Councilmember Briseno made a motion to take no action. Councilmember Williams seconded the motion. The motion carried unanimously.

20. Discuss/Consider/Act on allowing the State Comptroller of Public Accounts to audit the Town of Bayside Hot Tax program to ensure that all revenue due the Town of Bayside has been duly collected. This will be conducted at no cost to the Town of Bayside.

Mayor Scott read the agenda item. Councilmember Williams informed Council it is something they do. It won't cost the Town anything. They back into numbers and tell us if we received the correct amount or not. Councilmember Briseno made a motion to allow the State Comptroller of Public Accounts to audit the Town of Bayside Hot Tax program. Councilmember Molina seconded the motion. The motion carried unanimously.

21. Discuss/Consider/Act to set a workshop date to discuss and review the new Transient Water and Sewer Rates for RV Parks, Hotel/Motel and Manufactured Home Communities that are served by a "Nonsubmetered master metered utility service" pursuant to the Texas Water Code. Title 2. Subtitle B. Chapter 13.

Mayor Scott read the agenda item. Councilmember Williams explained that RV parks, hotels, motels, and manufactured housing parks have to have the same rates. He wants to go over with Council putting more on them. They are not paying much now. He will have these to Council no later than next weekend. Councilmember Williams motioned to add it to the January 27th workshop. Councilmember Briseno seconded the motion. The motion carried unanimously.

22. Discuss/Consider/Act on requiring a deposit for life celebrations, funeral dinners, etc. for community center usage

Mayor Scott read the agenda item. This issue has come about because there has been a mess left behind. They do not pay to use the building. There was a discussion on letting groups put a deposit on file. Councilmember Williams made a motion to extend the \$50 resident and \$100 non-resident deposit for life celebrations, funeral dinners, the Historical Society, Ladies Guild, and any other group that wants to use the building. Councilmember Briseno seconded the motion. The motion carried unanimously.

23. Discuss/Consider/Act on pod homes and information from Town Building Inspector

Mayor Scott read the agenda item. Councilmember Briseno read from an email from the building inspector. Councilmember Williams informed Council they would be taxed the same as a manufactured home. After further discussion, Councilmember Williams made a motion to take no action. Councilmember Briseno seconded the motion. The motion carried unanimously.

24. CLOSED SESSION

Discuss Personnel Matters as per Government Code 551.074 to review applications for the part-time office employee position

Mayor Scott read the agenda item and announced closed session at 8:18 p.m.

25. Return to Open Session: Discuss/deliberate/act on matters discussed in Closed Session

Mayor Scott announce the Council was back in open session at 8:32 p.m. Councilmember Briseno made a motion to have a special meeting on Tuesday at 12:15 for interviews. Councilmember Molina seconded the motion. The motion carried unanimously.

26. Adjournment

Councilmember Williams motioned to adjourn. Mayor Pro Tem Vega seconded the motion. The motion carried unanimously.

The meeting adjourned at 8:33 p.m.

Respectfully submitted,

Connie Cramer

Connie Cramer, City Secretary