



## CITY OF JAMAICA BEACH

16628 San Luis Pass Road in City Council Chambers  
5264 Jamaica Beach  
Jamaica Beach, Texas 77554  
PH (409) 737-1142 FAX (409) 737-5211  
[www.ci.jamaicabeach.tx.us](http://www.ci.jamaicabeach.tx.us)



### PUBLIC HEARING MINUTES

SEPTEMBER 17, 2018  
6:00 P.M.

#### CALL TO ORDER

*Mayor Steve Spicer called the Public Hearing to order.*

#### PLEDGES OF ALLEGIANCE TO THE U.S. AND TEXAS FLAG

*MPT Sherwood Green led the Pledges of Allegiance to the U.S. and Texas Flag.*

#### ROLL CALL OF ALDERMEN

*The following Councilmember's were present:*

*Mayor Steve Spicer  
MPT Sherwood Green  
Alderman David Welch  
Alderman Russell Rupertus  
Alderman Marci Kurtz*

*The following Councilmember was absent:*

*Alderman Rosemary Lindley*

*The following staff was present:*

*City Administrator Hutchison  
City Secretary Rushing  
Police Chief Heiman*

#### THE SUBJECT OF THE PUBLIC HEARING IS AS FOLLOWS:

THE CITY COUNCIL OF THE VILLAGE OF JAMAICA BEACH WILL HOLD A PUBLIC HEARING ON THE PROPOSED BUDGETS FOR THE FISCAL YEAR 2018/2019 AT 6:00 P.M. ON MONDAY, SEPTEMBER 17, 2018, AT CITY HALL IN THE COUNCIL CHAMBERS, 16628 SAN LUIS PASS ROAD, JAMAICA BEACH, TEXAS. ANY PERSON MAY ATTEND AND PARTICIPATE IN THE PUBLIC HEARING. COPIES OF THE BUDGETS ARE AVAILABLE BY REQUEST. THIS BUDGET WILL RAISE THE SAME AMOUNT OF REVENUE FROM PROPERTY TAXES AS LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$8,053.

*Mayor Spicer read the above notice then opened the Public Hearing for public comment. No requests for public comment on the Public Hearing agenda item.*

#### ADJOURN

*Mayor Spicer adjourned the Public Hearing at 6:04 p.m.*



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## CITY COUNCIL WORKSHOP & REGULAR CALLED MEETING MINUTES

SEPTEMBER 17, 2018

6:00 P.M. (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARING)

### CALL TO ORDER

*Mayor Steve Spicer called the meeting to order.*

### ROLL CALL OF ALDERMEN

*The following Councilmember's were present:*

*Mayor Steve Spicer  
MPT Sherwood Green  
Alderman David Welch  
Alderman Russell Rupertus  
Alderman Marci Kurtz*

*The following Councilmember was absent:*

*Alderman Rosemary Lindley*

*The following staff was present:*

*City Administrator Hutchison  
City Secretary Rushing  
Police Chief Heiman*

### PUBLIC COMMENTS (LIMITED TO THREE (3) MINUTES PER PERSON)

*No requests to address Council.*

### ITEMS FOR CONSIDERATION:

1. DISCUSS AND CONSIDER FOR ACTION APPROVING THE FOLLOWING MINUTES:
  - a. WORKSHOP & SPECIAL CALLED MEETING – AUGUST 6, 2018
  - b. REGULAR CALLED & EXECUTIVE SESSION MEETINGS – AUGUST 20, 2018

*Alderman Welch motioned to approve the above listed minutes. Second by Alderman Rupertus. Motion unanimously approved by those present.*
2. DISCUSS AND CONSIDER FOR ACTION AMENDING THE FOLLOWING GENERAL FUND BUDGET LINE ITEMS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018 TO ADJUST AND PROPERLY RECORD THE UNFORSEEN REVENUE/EXPENSES:
  - a. TRANSFER \$5,000 FROM 11026 ELECTION EXPENSES TO 17010 BUILDING M&R.
  - b. TRANSFER \$550 FROM 11040 CITY EXPENSES TO 11024 LEGAL NOTICE.
  - c. TRANSFER \$500 FROM 11040 CITY EXPENSES TO 17006 CH ELECTRICITY.
  - d. TRANSFER \$600 FROM 30004 PARK ELECTRICITY TO 30008 PARK M&R.
  - e. TRANSFER \$450 FROM 19002 COURT SALARIES TO 19008 PROSECUTOR FEES.

- f. TRANSFER \$250 FROM 19002 COURT SALARIES TO 19010 JUDGE EXPENSE.
- g. TRANSFER \$11,600 FROM 35190 MARKETING TO 35180 TOURISM SECURITY.
- h. TRANSFER \$3,300 FROM 40010 POOL SALARIES & \$2,200 FROM 40020 PAYROLL TAXES TO 40025 CONTRACT SERVICES.
- i. TRANSFER \$1,000 FROM 40090 BUILDING/POOL M&R TO 40060 WATER/SEWER.
- j. TRANSFER \$1,000 FROM 14022 PD AUTO INSURANCE TO 14012 PD VEHICLE M&R.
- k. TRANSFER \$200 FROM 14047 PD K-9 UNIT TO 14036 PD UNIFORMS.
- l. TRANSFER \$6,400 FROM 14047 PD K-9 UNIT TO 14044 PD CHIEF EXPENSE.

*Mayor Spicer read the above budget line item transfers. City Secretary Rushing clarified there was no change to the overall budget amount; the above budget line item transfers are for auditing purposes only. No further discussion.*

*MPT Green motioned to amend the above General Fund Budget line items for the FY ending September 30, 2018 to adjust and properly record the unforeseen expenses. Second by Alderman Welch. Motion unanimously approved by those present.*

**3. DISCUSS AND CONSIDER FOR ACTION AMENDING THE FOLLOWING MUNICIPAL SERVICES FUND BUDGET LINE ITEMS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018 TO ADJUST AND PROPERLY RECORD THE UNFORSEEN REVENUE/EXPENSES:**

- a. INCREASE THE BUDGET REVENUE FOR GARBAGE/SALES TAX BY \$4,500 THEN INCREASE THE FOLLOWING BUDGET LINE ITEM EXPENSES: \$3,400 TO 22000 GARBAGE CONTRACT SERVICES AND \$1,100 TO 22001 SALES TAX ON GARBAGE.
- b. TRANSFER \$1,000 FROM 20012 SEWER TAP EXPENSES TO 20010 SEWER PERMITS, DUES, FEES.
- c. TRANSFER \$3,100 FROM 20044 MISCELLANEOUS TO 20024 PROFESSIONAL FEES.

*Mayor Spicer read the above budget line item transfers. City Secretary Rushing clarified the Municipal Services overall budget revenue and expense amounts were increased by \$4,500 to allow the Garbage/Sales Tax revenue and expenses to balance as mentioned in agenda item 3.a.; she noted once again that the above budget line item transfers were for auditing purposes.*

*Alderman Rupertus motioned to amend the above Municipal Services Budget line items for the FY ending September 30, 2018 to adjust and properly record the unforeseen revenue/expenses. Second by Alderman Kurtz. Motion unanimously approved by those present.*

**4. DISCUSS AND CONSIDER FOR ACTION ADOPTING THE CITY OF JAMAICA BEACH FISCAL YEAR 2018-2019 BUDGETS.**

*Mayor Spicer noted the proposed budget had been discussed at multiple Council Budget Meetings; he also noted the proposed property tax rate of \$0.197135 per \$100 of value was used to calculate the FY Budget. Mayor Spicer mentioned the preceding year's tax rate: \$0.193754 per \$100 of value; the effective tax rate: \$0.197135 per \$100 of value; and the rollback tax rate: \$0.212905 per \$100 of value; he said this budget will raise the same amount of revenue from property taxes as last year's budget; the property tax revenue to be raise from new property added to the tax roll this year is \$8,053. Mayor Spicer opened the item for public discussion:*

*Ginger Jones, 16612 Curlew, inquired what last year's tax rate was.*

*Mayor Spicer mentioned the tax rates again. Alderman Rupertus noted the difference being less than a \$0.004 increase. City Secretary Rushing noted the proposed property tax rate used to calculate the budget was the same as the effective tax rate provided by the Galveston County Tax Office, which is why the city only had to conduct 1 Public Hearing before adopting the FY Budgets. Alderman Welch motioned to adopt the Fiscal Year 2018-2019 Budgets. Second by MPT Green. Motion unanimously approved by those present.*

**5. DISCUSS AND CONSIDER FOR ACTION AN ORDINANCE OF THE CITY OF JAMAICA BEACH, TEXAS, LEVYING AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018, SETTING THE PROPERTY TAX RATE AT \$0.197135 PER \$100 OF PROPERTY VALUE.**

*MPT Green motioned to adopt the above caption Ordinance. Second by Alderman Welch. Motion unanimously approved by those present. Creating Ordinance 2018-3.*

6. **DISCUSS AND CONSIDER FOR ACTION AN ORDINANCE OF THE CITY OF JAMAICA BEACH, TEXAS, TO PROVIDE THE REGULATION OF SEX OFFENDER RESIDENCY IN THE CITY OF JAMAICA BEACH; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; PROVIDING VIOLATIONS AND PENALTIES; PROVIDING FOR THE REPEAL OF ALL OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

*Mayor Spicer along with City Administrator Hutchison provided a brief explanation of the proposed Ordinance; they stated the city previously adopted a Sex Offender Ordinance, but had to repeal it after a Sex Offender Coalition threatened to sue State and Local Governments. Mayor Spicer opened the item for public discussion:*

*Terri Rizzo, 16502 Jamaica Inn, asked what amendments were made in the proposed Ordinance.*

*City Administrator Hutchison replied a few of the terminology/definitions were altered, but the main amendment was the distance between a Sex Offender residency and child safety zone went from 2,500 feet (in the original Ordinance) to 1,000 feet in the new proposed Ordinance. Alderman Welch inquired if there were any new regulations that a property owner would need to do before renting their home to a potential tenant. Chief Heiman replied there was no change to the State Code of Criminal Procedure, which requires Sex Offenders to notify/register with the local Police Department; he noted it is a Sex Offenders responsibility to inform a homeowner that they are a Registered Sex Offender.*

*Alderman Kurtz motioned to adopt the above caption Ordinance. Second by Alderman Welch. Motion unanimously approved by those present. Creating Ordinance 2018-4.*

7. **DISCUSS AND CONSIDER FOR ACTION AN ORDINANCE OF THE CITY OF JAMAICA BEACH, TEXAS, AMENDING ORDINANCE 2014-4 PROVIDING CITY PARK LOCATIONS; ISSUANCE OF PARK PERMITS; PARK RESTRICTIONS AND PROHIBITED ACTS; PROVIDING VIOLATIONS AND PENALTIES; PROVIDING FOR THE REPEAL OF ALL OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE, AS AMENDED, TO PROVIDE MORE EFFECTIVE AND EFFICIENT POLICIES AND PROCEDURES RELATED TO PARK PAVILION PERMITS AND FEES.**

*Mayor Spicer briefly explained the amendment to the Ordinance; he noted the park rental fees were removed in the proposed Ordinance. Mayor Spicer opened the item for public discussion:*

*Ginger Jones, 16612 Curlew, inquired about the Ordinance amendment.*

*City Administrator Hutchison replied the amendment to remove the park rental fees were being proposed to simplify the process when proposing a fee change.*

*MPT Green motioned to adopt the above caption Ordinance. Second by Alderman Rupertus. Motion unanimously approved by those present. Creating Ordinance 2018-5.*

8. **DISCUSS AND CONSIDER FOR ACTION APPROVING A RESOLUTION ESTABLISHING THE PARK PAVILION PERMIT FEES.**

*Mayor Spicer noted the Resolution was being proposed to provide the park pavilion fees as discussed during agenda item #7; he opened the item for public discussion:*

*Jacob Grow, 16631 John Silver, inquired if the fees will be posted on the city's website.*

*City Secretary Rushing replied yes; the fees are indicated on the permits and the permits will be posted on the city's website.*

*Alderman Welch motioned to approve a Resolution establishing the park pavilion permit fees. Second by MPT Green. Motion unanimously approved by those present. Creating Resolution 2018-4.*

9. **DISCUSS AND CONSIDER FOR ACTION APPROVING A RESOLUTION ENDORSING THE UNITED BOARD OF HEALTH APPOINTMENTS & RE-APPOINTMENTS.**

*MPT Green motioned to approve a Resolution endorsing the United Board of Health appointments and re-appointments. Second by Alderman Welch. Motion unanimously approved by those present. Creating Resolution 2018-5.*

**10. DISCUSS AND CONSIDER FOR ACTION APPROVING A RESOLUTION DESIGNATING A REPRESENTATIVE AND ALTERNATE TO THE HOUSTON GALVESTON AREA COUNCIL 2019 GENERAL ASSEMBLY.**

*Alderman Kurtz motioned to approve a Resolution designating David Welch as the Representative and Sherwood Green as the Alternate to the Houston Galveston Area Council 2019 General Assembly. Second by Alderman Rupertus. Motion unanimously approved by those present. Creating Resolution 2018-6.*

**11. DISCUSS AND CONSIDER FOR ACTION SELECTING A CANDIDATE TO CAST A BALLOT FOR THE TML MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL BOARD OF TRUSTEES ELECTON.**

*MPT Green motioned to select and cast a ballot for Jose Sanchez. Second by Alderman Welch. Motion unanimously approved by those present.*

**12. DISCUSS AND CONSIDER FOR ACTION SELECTING THE CANDIDATES TO CAST THE BALLOTS FOR THE TML INTERGOVERNMENTAL RISK POOL (WORKERS' COMPENSATION, PROPERTY AND LIABILITY) BOARD OF TRUSTEES ELECTION.**

*MPT Green motioned to select and cast ballots for the following: Place 11-Randy Criswell; Place 12-Kimberly Meismer; Place 13-Byron Black; Place 14-David Rutledge. Second by Alderman Welch. Motion unanimously approved by those present.*

**CITY ADMINISTRATOR'S REPORT**

*City Administrator Hutchison reported an update on the following: the city received 4 responses for the Debris Removal and 4 responses for the Debris Monitoring RFP's, but the bids will remain sealed until it is determined whether the city is required to approve its own contract for those services or if the Interlocal Agreement (IA) with the City of Galveston (COG) is acceptable, if the IA is allowed, the seal bids will be returned; meanwhile, the IA with the COG has been extended for 1 year; he has almost completed the street assessment, the beachside streets are the only streets he still needs to review; he created an RFP for Pool Cleaning Services; plans to develop a Local Communication Plan with the Police & Fire Departments; provided an update on the Buccaneer Road washout; Fall Heavy Trash Cleanup will be held October 27<sup>th</sup>; his report ended with him reading the City Attorney's legal opinion regarding city use of Hotel Occupancy Tax funds.*

**MAYOR'S REPORT**

*Mayor Spicer thanked the city staff for their assistance with completing the FY Budgets.*

**ALDERMEN REPORTS**

*Alderman Kurtz reported the city now offers Paperless Billing for water invoices; thanked the City Secretary for initiating the option; said she provided a street sign M&R list to the City Administrator.*

*MPT Green, Alderman Rupertus and Alderman Welch – No Reports*

**POLICE REPORT**

*Police Chief Heiman recognized the City Secretary for her work dedication; reported he has been hired a new full-time JB Police Officer, her name is Teresa Miller.*

**ADJOURN**

*Mayor Spicer said if there was no further business to come before Council he would call for a motion to adjourn. Alderman Welch motioned the meeting be adjourned. Second by Alderman Rupertus. Motion unanimously approved by those present. Meeting was adjourned at 6:44 p.m.*