



# CITY OF JAMAICA BEACH

16628 SAN LUIS PASS IN CITY COUNCIL CHAMBERS  
5264 JAMAICA BEACH  
JAMAICA BEACH, TEXAS 77554  
PH (409) 737-1142 FAX (409) 737-5211



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## CITY COUNCIL SPECIAL WORKSHOP MEETING MINUTES

**SEPTEMBER 20, 2010**  
**6:00 P.M.**

### **CALL TO ORDER**

*Mayor Pierson called the meeting to order.*

### **PLEDGES OF ALLEGIANCE TO THE U.S. AND TEXAS FLAGS**

*Chief McLane led the Pledges of Allegiance to the U.S. and Texas Flags.*

### **ROLL CALL OF ALDERMEN**

*The following Councilmember's were present:*

*Mayor Victor Pierson  
Alderman Brad South  
Alderman Sherwood Green  
Alderman Gene Montgomery*

*The following Councilmember's were absent:*

*MPT Eddie Burke  
Alderman Mary Morse*

*Staff Present:*

*City Administrator Brick  
City Secretary Rushing  
Police Chief McLane*

### **PRESENTATIONS:**

#### **1. PRESENTATION BY JBIC ON LANDSCAPING THE ENTRANCE AREA OF BEACHCOMBER.**

*Steve Kendziera spoke on behalf of JBIC. During the presentation he announced that JBIC has budget the funds to do the proposed landscape to the esplanade on Beachcomber. He proposed that the grass be removed down the center of the esplanade and replaced it with more boulders and gravel. He also mentioned that they would like to remove the leaning tree and replace it with a palm tree.*

*Mayor Pierson requests that JBIC provide the city with an agreement indicating the proposed landscape and maintenance.*

#### **2. PRESENTATION BY CITY ATTORNEY, CARLTON GETTY, ON STRUCTURE ORDINANCE AND DAMAGED HOUSES IN JAMAICA BEACH.**

*Carlton Getty did not attend the meeting, presentation was deferred.*

### **ITEMS OF BUSINESS:**

#### **1. DISCUSS APPROVAL OF GALVESTON COUNTY HEALTH DISTRICT WATER POLLUTION CONTROL AND ABATEMENT SERVICES CONTRACT FOR FY 2011.**

*City Administrator Brick explained that the Galveston County Health District Water Pollution Control and Abatement Service Contract is an annual contract that has to be approved by Council. He noted that the Galveston County Health District test the water that flows into the gulf.*

#### **2. DISCUSS APPROVAL TO ALLOW AT&T TO SOLICIT THE U-VERSE VIDEO PRODUCT IN JAMAICA BEACH.**

*City Administrator Brick explained that if Council approves AT&T to solicit the U-Verse video product in Jamaica Beach they would pay a franchise fee and it would also give citizens another option for phone, internet and cable service.*

**3. DISCUSS APPROVING POLICE VEHICLE TAKE-HOME PROGRAM WITHIN CITY LIMITS.**

Chief McLane explained the reasons he recommends Council to approve the police vehicle take-home program within city limits. He said he believes that there would be a faster response time, if the officer on duty calls for back-up. He thinks it would reduce crime in the area, he stated that if a potential thief was to see a police vehicle parked at a residence they would less likely commit a crime in that area. He mentioned that the officer assigned to that vehicle would take better care of it and it also holds that officer accountable for any damages to the vehicle.

Mayor Pierson asked if the city would be required to provide any additional insurance for an off-duty officer to drive a police vehicle and/or would they be covered if an accident was to occur. He directed Chief McLane to draft a policy to bring back to Council for further discussion.

**4. DISCUSS APPROVING THE CITY TO PURCHASE DENTAL INSURANCE FOR EMPLOYEES.**

City Administrator Brick explained that the city did budget the cost to provide dental insurance to full-time employees. Mayor Pierson announced that the cost would be around \$18.00 per employee/per month.

**5. DISCUSS APPROVING AN ORDINANCE TO ADOPT THE 2009 SERIES OF THE INTERNATIONAL BUILDING CODES: INTERNATIONAL RESIDENTIAL CODE WITH THE EXCEPTION OF SECTION R313, INTERNATIONAL BUILDING CODE, INTERNATIONAL PLUMBING CODE, INTERNATIONAL FUEL GAS CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL FIRE CODE, INTERNATIONAL ENERGY CODE AND 2008 NATIONAL ELECTRICAL CODE INCLUDING AMENDMENTS AND SPECIAL JAMAICA BEACH REQUIREMENTS, RELATING TO INSPECTION ACTIVITIES OF THE CITY OF JAMAICA BEACH, TEXAS AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED IN SAID CODES.**

City Administrator Brick suggest adoption of the updated building codes and making it effective October 1<sup>st</sup>. He mentioned that the City of Galveston recently adopted the above mentioned codes and thinks we should stay inline with them.

**6. DISCUSS APPROVING THE REVISED CITY OF JAMAICA BEACH PERMIT REQUIREMENTS ATTACHED TO THE BUILDING PERMIT APPLICATION.**

City Administrator Brick explained the revision. He informed Council that the building permit application was reviewed and approved by the city's building official.

**7. DISCUSS REQUEST FOR A VARIANCE FOR A STAIRWAY AT 3918 BOB SMITH.**

City Administrator Brick explained the variance request and provided Council with a drawing. He said the homeowner is wishing to build a stairway about 5 feet into the set back to allow entrance into the house. It is for a new build house. He also explained that the Zoning and Planning Board have reviewed the request and recommends approval of the variance.

**8. DISCUSS REQUEST FOR A VARIANCE FOR A 12 FT. DECK AT 4410 BOB SMITH.**

City Administrator Brick provided Council a drawing and explained the variance request. He said Planning and Zoning have reviewed this request and do not have a problem with the request to build a deck on the canal side, but not the front deck since it would extend into the set back line. Mr. Brick mentioned that the Zoning and Planning approved the 20x13 ft. deck in the rear of the house, but not the 12 ft. deck on the front.

**9. DISCUSS INSTALLING CULVERTS, DIRT AND GRASS AT 16619 JAMAICA COVE.**

City Administrator Brick provided Council with a drawing and explained the homeowner's request for a culvert along the entire front of his property. Mr. Brick mentioned that the city only replaced a portion of the culvert and driveway. He said that all of the homeowner's were notified by letter that the city was going to realign the culverts and driveways. Mr. Brick thinks the homeowner is more concerned about the beautification and does not want a ditch in front of his property.

**10. DISCUSS INSTALLING A DRIVEWAY AT 16502 JAMAICA COVE ROAD (LOT 28).**

City Administrator Brick provided Council a drawing and pictures of 16502 Jamaica Cove Road showing the driveway prior to Lucus Construction digging the ditch. Mr. Fundling attended the meeting and said that he would like for the driveway to be replace to its prior condition. He does not want the city to pay for the replacement, but thinks Lucus Construction should pay for the driveway.

**APPOINTMENTS:**

**1. DISCUSS APPOINTMENT OF CITY'S REPRESENTATIVE TO H-GAC'S 2011 GENERAL ASSEMBLY (DESIGNATED AND ALTERNATE).**

Mayor Pierson mentioned that Mary Morse was the current designated representative and Eddie Burke was the alternate for the City of Jamaica Beach. He inquired if any other Councilmember would be interested in being a representative. If not, Council can vote to re-appoint Mary Morse and Eddie Burke since they have both volunteered to be representatives.

**2. DISCUSS THE APPOINTMENT OF TERRY HUDSON AND DEL RUGGLES TO THE PLANNING & ZONING COMMISSION.**

City Administrator Brick informed Council that Terry Hudson and Del Ruggles are interested in joining the Planning & Zoning Commission. They have both been notified and are willing to serve on the board.

### **3. DISCUSS THE APPOINTMENT OF JAMIE PRUITT AND KATHY SOUTH TO THE PARK BOARD.**

*City Administrator Brick said that both individuals were recommended by the Park Board President, Joan Zapada. Mayor Pierson inquired if there would be a conflict of interest between Brad and Kathy South. Mr. Brick indicated that he did not see a problem nor did he think it would be a conflict of interest for Kathy South to serve on the Park Board.*

#### **CITY ADMINISTRATOR'S REPORT**

*City Administrator Brick reported about an alligator in the ditch, warned citizen's to "Be Careful".*

#### **MAYOR'S REPORT**

*Mayor Pierson reported that it was close to the end of Hurricane Season. He announced that the Budget was adopted and the city is looking good.*

#### **ALDERMEN REPORTS**

*Alderman Montgomery – said that he would like to officially request for the Building Inspector/process to be placed on the next agenda. He said he would like to create a Study Committee for the sewer and water. He along with other Councilmember's would also like to take a tour of the sewer plant.*

*Alderman Green – No Report.*

*Alderman South – No Report.*

#### **POLICE REPORT**

*Chief McLane reported on a drowning during Labor Day weekend. He said that the JBPD apprehended two suspects over the weekend. He announced that National Night Out will be October 5<sup>th</sup>. He also mentioned that the Galveston County Sheriff's office will start dispatching for Jamaica Beach starting October 1<sup>st</sup>.*

**FIRE DEPARTMENT REPORT – No Report.**

#### **CITIZEN INPUT**

**(REQUESTS TO ADDRESS COUNCIL MUST BE MADE TO CITY STAFF BY 5:45 P.M. ON SEPTEMBER 20, 2010.)**

*Sandy Denby, 16531 Jolly Roger, inquired about the city adopting an ordinance addressing trailers, campers, RV and mobile homes. She also inquired about the Building Inspector.*

#### **ADJOURN**

*The meeting was adjourned at 6:59 p.m.*



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## CITY COUNCIL SPECIAL CALLED MEETING MINUTES

**SEPTEMBER 20, 2010**

**6:00 P.M. (OR IMMEDIATELY FOLLOWING THE SPECIAL WORKSHOP MEETING)**

### **CALL TO ORDER**

*Mayor Pierson called the meeting to order.*

### **ROLL CALL OF ALDERMEN**

*The following Councilmember's were present:*

*Mayor Victor Pierson*

*Alderman Brad South*

*Alderman Sherwood Green*

*Alderman Gene Montgomery*

*The following Councilmember's were absent:*

*MPT Eddie Burke*

*Alderman Mary Morse*

*Staff Present:*

*City Administrator Brick*

*City Secretary Rushing*

*Police Chief McLane*

### **ITEMS OF BUSINESS:**

#### **1. CONSIDER APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:**

- a. **CALLED BUDGET WORKSHOP – JULY 26, 2010**
- b. **WORKSHOP MEETING – AUGUST 9, 2010**
- c. **SPECIAL CALLED MEETING – AUGUST 9, 2010**
- d. **PUBLIC HEARING TO ADOPT BUDGET – SEPTEMBER 7, 2010**
- e. **SPECIAL WORKSHOP MEETING – SEPTEMBER 7, 2010**
- f. **SPECIAL CALLED MEETING – SEPTEMBER 7, 2010**

*Alderman Montgomery motioned to approve the above listed minutes. Second by Alderman Green. Unanimously approved by those present.*

#### **2. CONSIDER APPROVAL OF GALVESTON COUNTY HEALTH DISTRICT WATER POLLUTION CONTROL AND ABATEMENT SERVICES CONTRACT FOR FY 2011.**

*Alderman Green motioned to approve the Galveston County Health District Water Pollution Control and Abatement Services contract for FY 2011. Second by Alderman South. Unanimously approved by those present.*

#### **3. CONSIDER APPROVAL TO ALLOW AT&T TO SOLICIT THE U-VERSE VIDEO PRODUCT IN JAMAICA BEACH.**

*Alderman South motioned approval to allow AT&T to solicit the U-Verse video product in Jamaica Beach. Second by Alderman Green. Unanimously approved by those present.*

#### **4. CONSIDER APPROVING POLICE VEHICLE TAKE-HOME PROGRAM WITHIN CITY LIMITS.**

*Item of business deferred for lack of motion.*

#### **5. CONSIDER APPROVING THE CITY TO PURCHASE DENTAL INSURANCE FOR EMPLOYEES.**

*Alderman Green motioned to approve the City to purchase dental insurance for full-time employees. Second by Alderman Montgomery. Unanimously approved by those present.*

- 6. CONSIDER APPROVING AN ORDINANCE TO ADOPT THE 2009 SERIES OF THE INTERNATIONAL BUILDING CODES: INTERNATIONAL RESIDENTIAL CODE WITH THE EXCEPTION OF SECTION R313, INTERNATIONAL BUILDING CODE, INTERNATIONAL PLUMBING CODE, INTERNATIONAL FUEL GAS CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL FIRE CODE, INTERNATIONAL ENERGY CODE AND 2008 NATIONAL ELECTRICAL CODE INCLUDING AMENDMENTS AND SPECIAL JAMAICA BEACH REQUIREMENTS, RELATING TO INSPECTION ACTIVITIES OF THE CITY OF JAMAICA BEACH, TEXAS AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED IN SAID CODES.**

*Alderman Montgomery motioned to approve an Ordinance to adopt the 2009 Series of the International Building Codes and 2008 National Electrical Code including exceptions, amendments and special Jamaica Beach requirements making it effective October 1<sup>st</sup>, adopting Ordinance 2010-3. Second by Alderman South. Unanimously approved by those present.*

- 7. CONSIDER APPROVING THE REVISED CITY OF JAMAICA BEACH PERMIT REQUIREMENTS ATTACHED TO THE BUILDING PERMIT APPLICATION.**

*Alderman Green motioned to approve the revised City of Jamaica Beach permit requirements attached to the building permit application. Second by Alderman South. Unanimously approved by those present.*

- 8. CONSIDER REQUEST FOR A VARIANCE FOR A STAIRWAY AT 3918 BOB SMITH.**

*Alderman Green motioned to accept the Planning and Zoning recommendation to approve the request for a variance for a stairway at 3918 Bob Smith. Second by Alderman Montgomery. Unanimously approved by those present.*

- 9. CONSIDER REQUEST FOR A VARIANCE FOR A 12 FT. DECK AT 4410 BOB SMITH.**

*Alderman Montgomery motioned to accept the Planning and Zoning recommendation to approve the rear deck not the front deck at 4410 Bob Smith. Second by Alderman South. Unanimously approved by those present.*

- 10. CONSIDER INSTALLING CULVERTS, DIRT AND GRASS AT 16619 JAMAICA COVE.**

*Item tabled for lack of motion.*

- 11. CONSIDER INSTALLING A DRIVEWAY AT 16502 JAMAICA COVE ROAD (LOT 28).**

*Item tabled for lack of motion.*

#### **APPOINTMENTS:**

- 1. CONSIDER APPOINTMENT OF CITY'S REPRESENTATIVE TO H-GAC'S 2011 GENERAL ASSEMBLY (DESIGNATED AND ALTERNATE).**

*Alderman Green motioned to appoint Mary Morse as the city's designated representative and Eddie Burke as the alternate representative to the H-GAC's 2011 General Assembly. Second by Alderman South. Unanimously approved by those present.*

- 2. CONSIDER THE APPOINTMENT OF TERRY HUDSON AND DEL RUGGLES TO THE PLANNING & ZONING COMMISSION.**

*Alderman Montgomery motioned to appoint Terry Hudson and Del Ruggles to the Planning & Zoning Commission. Second by Alderman South. Unanimously approved by those present.*

- 3. CONSIDER THE APPOINTMENT OF JAMIE PRUITT AND KATHY SOUTH TO THE PARK BOARD.**

*Alderman Green motioned to appoint Jamie Pruitt and Kathy South to the Park Board. Second by Alderman Montgomery. Unanimously approved by those present.*

#### **ADJOURN**

*Mayor Pierson said that if there was no further business to come before Council he would call for a motion to adjourn. Alderman South motioned that the meeting be adjourned. Second by Alderman Green. Unanimously approved by those present. The meeting was adjourned at 7:11 p.m.*