

**MINUTES OF THE PUBLIC HEARING AND REGULAR
MEETING OF THE BOARD OF ALDERMEN
TOWN OF BAYVIEW, TEXAS
104 S. San Roman, Bayview, Texas
June 20, 2019**

Elected officials present: Mayor Paris, Alderman Lewis, Alderman Evans Alderman Heinz, and Alderman Najera.

Elected officials absent: Mayor Pro Tem Steenbock

Public Hearing

- A. The Public Hearing was called to order by Mayor Paris at 6:30 p.m.
- B. Mayor Paris led those present in the Pledge of Allegiance.
- C. Mayor Paris welcomed everyone to the meeting. He also addressed the issue brought up in the last meeting on the qualifications of our Building Inspector, David Travis, and listed the certifications in his possession which qualifies Mr. Travis as a Building Inspector and Flood Plain Administrator.
- D. Mayor Paris announced that we would be conducting a Public Hearing to receive input from voters and residents on:
 1. House Bill 852 signed by the Governor and a new permit fee schedule for new homes, additions, roofs and windows.
- E. Mayor Paris stated that this is public comments specific to the Public Hearing: *This is an opportunity for citizens to address the Town Council on matters specifically relating to the Public Hearing that will be considered by the Council in this or subsequent meetings. Town Officials may make presentations and provide information to the Public during the course of the hearing; however, the Mayor and Aldermen may not engage in debate with speakers or among themselves or act on matters during the Public Hearing. Note: Speakers are required to state their name for the record and limit their comments to three minutes.*

Barbara Creighton, 108 Madelyn Rose: She expressed her concerns regarding the high building permit fees in the town, the comparisons she made by calling Cameron County for their fees, "I would like to put the town on notice that you have not performed in good faith toward Madison Grove which is a cause for us to ask that if you pass these outrageous fees, that you start creating an ordinance on Disannexion.

According to the Local Government Code, Sec. 43.141 *failure to perform in good faith* is a reason for us to pursue this approach.” She also expressed her concern that the Town of Bayview is spending money on fiber optics, “I own this company, I have 35 employees and I don’t have fiber optics. So to see Bayview spend \$2,500 for installation and budget \$4,000 a year for internet, this seems outrageous way of spending our money.” She also stated that there needs to be clarification on the building permit fees so that residents know when they need a permit and how much they need to pay.

Bill Hooten, 104 E. Toronja: He stated that he has lived here for 8 years and the whole permitting process is very confusing. He expressed the permitting process should be simplified and it certainly should not be what we run our town budget with. The permit process should be for the safety of our residents. He continued by stating that the permitting should not be a source of income for the Town, if the Town needs more money it should look at our taxing. The last thing he expressed was that we should be a welcoming community so that contractors want to come work here instead of penalizing them and having a number of contractors that will not work in Bayview. He explained that instead of being harsh to the contractors and new residents coming in, the Town should be helpful and welcoming. He also stated that he shouldn’t have to call the Building Inspector to find out if he needs a permit.

Charmaine Dreumont, 119 N. San Roman: She wanted to report how outrageous the gun shots were across the resaca on Chachalaca in the middle of the night. She expressed that we have an ordinance that is now not being followed. She also wanted to let the Board know that she has no problem with guns just that shooting late at night is not right.

Jesus Alaniz, 117 Madelyn Rose: He expressed that if he had read the permitting fee schedule, he would not be building here because this document does not encourage people to live here. He continued by stating that by doing what the Town is doing, you are not encouraging people to come here.

David Travis, 119 Mockingbird Lane: He advised everyone that he has business cards on the counter, as building inspector, which are available in case someone has questions about permits. He stated his time schedule of availability, email and phone are on the cards and he would be happy to help anyone out. He expressed that the most important thing is that Bayview has a big event going on this weekend, “the AirShow” at the Cameron County Airport, and Monday at the Los Fresnos Little League Baseball Field registration is being held for kids to join the summer team.

Jim Bush, 133 W. Resaca Rd.: He expressed his interest in having a police force but since we don’t, he wanted to know if residents were interested in a “Neighborhood Watch Program”.

Gary E. Paris, 132 N. San Roman: He stated that when replacing a water heater at his house, he was able to look up the International Building Code 2012 and find out the information he needed.

Bill Hooten, 104 E. Toronja: Mr. Hooten stated that everything should be more simplified. A resident shouldn’t have to call someone to check and see if they need an ordinance. A resident should not have to look through the International Building Code 2012 book.

Hamilton Musser, 116 Madelyn Rose: He expressed that when building the church he specifically looked at the International Building Code book of 2012 and there was nothing specifically he could go by. He continued by stating the Building Permit process need to be simplified. He also continued by stating that if people know what is expected things could run smoothly.

Marie Evans, 104 W. Toronja: She expressed her concern on how the Board actually hears the voices of the residents. She wanted to know what the process was after having a Public Hearing, residents expressing their concerns, and what the Board does with those citizens' concerns.

Barbara Creighton, 108 Madelyn Rose: She expressed her interest in the Town's Disannexation Ordinance by stating that even though it is governed by the State, she found out that the Towns have to approve a Disannexation Ordinance.

- F. Alderman Lewis made the motion to adjourn the Public Hearing. Second: Alderman Najera. All in favor. Motion carried.

Regular Meeting

- G. Mayor Paris called the regular meeting to order.
- H. *Public comments and announcements*: Mayor Paris stated, "this is now the opportunity for our citizens to address the Town Council on matters relating to Town business, issues, concerns or interests, including any items that are on the agenda. Speakers are required to state their names for the record and to limit their comments to three minutes. Note: State law does not permit the mayor/aldermen to discuss debate or act on items that are not on the agenda. Persons making comments and announcements may be referred to Town Staff for follow up or to have items placed on the agenda for a future town meeting." None

Old Business: None

New Business

1. *Discussion and possible action approving or rejecting the new permit fee schedule for new homes, additions, roofs and windows.* After a lengthy discussion, Alderman Heinz made the motion to approve changing the permit fee schedules as follows: (a) changing the title to Building Permit Fees; (b) eliminating the first paragraph talking about the 1% valuation fee; (c) the permit fee be changed to \$1.00 per square foot for the first 2000 square feet and \$0.25 per square foot for anything above the 2000 square foot; (d) for new construction and additions that all the additional

permits required are pulled but at no additional charge except for the plat review; (e) remove item (j) *window replacement fee* entirely. Second: Alderman Lewis. Alderman Lewis, Alderman Heinz, & Alderman Najera aye. Alderman Evans nay. Motion carried.

2. *Discussion and possible action approving or rejecting the May 14, 2019 Special Board of Aldermen meeting minutes.* Alderman Najera made the motion to approve the May 14, 2019 Special Board of Alderman meeting minutes. Second: Alderman Heinz. All in favor. Motion carried.
3. *Discussion and possible action approving or rejecting the May 16, 2019 Regular Board of Aldermen meeting minutes.* Alderman Heinz made the motion to approve the May 16, 2019 Regular Board of Alderman meeting minutes. Second: Alderman Najera. All in favor. Motion carried.
4. *Discussion and possible action approving or rejecting the June 5, 2019 Special Board of aldermen meeting minutes.* Alderman Lewis made the motion to approve the June 5, 2019 Special Board of Alderman meeting minutes. Second: Alderman Heinz. All in favor. Motion carried.
5. *Discussion and possible action approving or rejecting the current financial report with current projected balances.* Alderman Heinz made the motion to approve the current financial report with current projected balances as presented. Second: Alderman Najera. All in favor. Motion carried.
6. *Discussion and possible action approving or rejecting the current Building Inspector's Report including any payment due.* Alderman Najera made the motion to approve the Building Inspector's Report including payment of \$100 . Second: Alderman Heinz. All in favor. Motion carried.

Future Agenda Items - Any current member of the Board, in good standing, may add one agenda item to the agenda of a future meeting specified by that Alderman. No agenda item added by an Alderman may be removed, altered or modified without the written consent of the Alderman adding the agenda item unless the language or content of the agenda item conflicts with state or local laws. Alderman Heinz would like to add the 2018 Audit update as old business to be discussed.

Discussion Items

1. *Discussion on FY 2020 Budgeted Capital Improvements.* Mayor Paris reported that he was working on the Budget and would like any improvements that aldermen would like to see next year to be sent to him by the end of the month. He wants to present a draft in the July meeting.

2. *Discussion on changes to W. Resaca Dr to W. Red Crown Rd.* Brief discussion was held on changing the name to the street. Mayor Paris suggested that we send certified letters to each owner on W. Resaca Dr. as suggested by the Town's attorney asking if they would like a name change to the street.
3. *Review of incorrect addresses in the Town of Bayview.* Alderman Heinz reported that after his meeting with Mr. Garrido from the Cameron County 911, there are three incorrect addresses in Bayview and requested that letters be sent to these residents along with the correct address.
4. *Census 2020.* Mayor Paris reported that the Census 2020 Bureau is still hiring. He also stated he would be putting together a citizens committee for our Town.
5. *Emergency Management Update.* Alderman Lewis reported that we are still in hurricane season and also reminded everyone if they burn to make sure to call the Los Fresnos Fire Dept.
6. *Bayview Beautification Day.* Alderman Najera designated June 29, 2019 as the Saturday for the Bayview Beautification Day and for volunteers to meet here at the Town hall.
7. *Report from the Building and Standards Commission.* Co-Chairman James Fulton reported that there had been a meeting with two items for discussion. The minutes for 1/24/2019 were approved and to appoint a secretary but had no one applied so the Commission is looking for one.

Adjourn

At 7:20 p.m. Alderman Lewis made the motion to adjourn the meeting. Second: Alderman Evans. All in favor. Motion carried.

Gary E. Paris

Gary E. Paris, Mayor

Carmen J. Amaya

Carmen I. Amaya, Town Secretary