

**REVISED NOTICE OF MEETING
CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE**

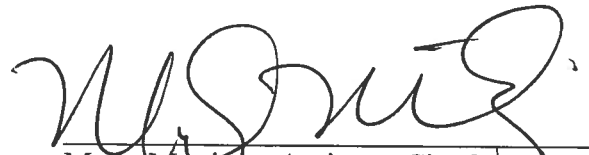
NOTE: One or more members of the City of South Padre Island City Council may attend this meeting; if so, this statement satisfies the requirements of the OPEN MEETINGS ACT.

NOTICE IS HEREBY GIVEN THAT THE SHORELINE TASK FORCE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS, WILL HOLD A REGULAR MEETING ON:

MONDAY, FEBRUARY 9, 2015
3:00 P.M. AT THE MUNICIPAL BUILDING,
CITY COUNCIL CHAMBERS, 2ND FLOOR
4601 PADRE BOULEVARD, SOUTH PADRE ISLAND, TEXAS

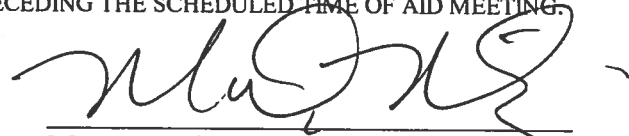
1. Call to Order.
2. Pledge of Allegiance.
3. Public Comments and Announcements: *This is an opportunity for citizens to speak to Task Force relating to agenda or non-agenda items. Speakers are required to address the Task Force at the podium and give their name before addressing their concerns. [Note: State law will not permit the Shoreline Task Force to discuss debate or consider items that are not on the agenda. Citizen Comments may be referred to City Staff or may be placed on the agenda of a future Shoreline Task Force meeting]*
4. Approval of minutes of November 24, 2014 and January 12, 2015 regular meetings.
5. Discussion and action to approve excused absence for member Rob Nixon from the January 12, 2015 meeting.
6. Discussion and update on the beach access improvements being made by beach maintenance department.
7. Discussion and action on the City's proposed Beach User Fee program.
8. Discussion and update on the progress on pursuing both boat ramp and boat parking improvements.
9. Adjournment.

DATED THIS THE 6TH DAY OF FEBRUARY 2015


Marta Martinez, Assistant City Secretary

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING OF THE SHORELINE TASK FORCE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS IS A TRUE AND CORRECT COPY OF SAID NOTICE AND THAT I POSTED A TRUE AND CORRECT COPY OF SAID NOTICE ON THE BULLETIN BOARD AT CITY HALL/MUNICIPAL BUILDING ON **FEBRUARY 6, 2015** AT/OR BEFORE **3:00 P.M.** AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF AID MEETING.




Marta Martinez, Assistant City Secretary

THIS FACILITY IS WHEELCHAIR ACCESSIBLE, AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT BUILDING OFFICIAL, JAY MITCHIM; ADA DESIGNATED RESPONSIBLE PARTY AT (956) 761-1025.

**CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: Feb. 9, 2014

NAME & TITLE: Reuben Trevino, Coastal Resources & Parks Administrator

DEPARTMENT: Coastal Resources and Parks Administration

ITEM

Approve minutes of November 24, 2014 and January 12, 2015

ITEM BACKGROUND

BUDGET/FINANCIAL SUMMARY

COMPREHENSIVE PLAN GOAL

LEGAL REVIEW

Sent to Legal: YES: _____ NO: _____
Approved by Legal: YES: _____ NO: _____

Comments:

RECOMMENDATIONS/COMMENTS

Approve minutes

**MINUTES OF MEETING
CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE**

MONDAY, JANUARY 12, 2015

I. CALL TO ORDER

Chairman Paul Munarriz called the meeting to order at 3:00 p.m. in the City Council Chambers on the Second Floor of the Municipal Complex Building: 4601 Padre Boulevard. Committee members in attendance were: Paul Munarriz, Troy Giles, Charles Brommer, Theresa Metty, and Virginia Guillot. Member with an excused absence was Rob Nixon and Member with an unexcused absence was Neil Rasmussen. Staff members present were Coastal Resources and Parks Administrator Reuben Trevino, Beach Maintenance Foreman Joe Vela, and Marta Martinez. Also present was Council Member Alex Avalos.

II. PLEDGE OF ALLEGIANCE

Paul Munarriz led the Pledge of Allegiance.

III. PUBLIC COMMENTS AND ANNOUNCEMENTS.

Public comments and announcements were given at this time.

IV. ELECTION OF CHAIRMAN AND VICE CHAIRMAN.

Charles Brommer nominated Paul Munarriz for Chairman and Troy Giles for Vice Chairman, seconded by Theresa Metty. Motion carried unanimously.

V. APPROVAL OF MINUTES OF THE DECEMBER 8, 2014 REGULAR MEETING.

Troy Giles made a motion to approve as submitted, seconded by Theresa Metty. Motion carried unanimously.

VI. DISCUSSION AND ACTION ON A BEACHFRONT CONSTRUCTION CERTIFICATE TO EXTEND THE EXISTING WALKOVER AT 3700 GULF BLVD TO THE EXISTING LINE OF VEGETATION.

Troy Giles made a motion to approve a beachfront construction to extend the existing walkover at 3700 Gulf Blvd to the existing line of vegetation, seconded by Charles Brommer. Motion carried unanimously.

VII. DISCUSSION AND UPDATE ON THE BEACH ACCESS IMPROVEMENTS BEING MADE BY BEACH MAINTENANCE DEPARTMENT.

Coastal Resource Manager Reuben Trevino gave an update on the beach access improvements being done by Beach Maintenance Department. No action was taken.

VIII. DISCUSSION AND UPDATE ON THE BENEFICIAL USE OF DREDGE MATERIAL (BUDM) PROJECT AND STATUS OF RELATED PERMITS.

Coastal Resource Manager Reuben Trevino gave an update on the beneficial use of dredge material (BUDM) project and status of related permits. No action was taken.

IX. ADJOURN.

Charles Brommer adjourned the meeting at 3:44 p.m.

Paul Munarriz, Chairman

Marta Martinez, Secretary

**MINUTES
CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE COMMITTEE
MONDAY, NOVEMBER 24, 2014**

I. CALL TO ORDER.

The Shoreline Task Force Committee of the City of South Padre Island, Texas held a Regular Meeting on Monday, November 24, 2014 at the Municipal Complex Building, 2nd Floor, and 4601 Padre Boulevard, South Padre Island Texas. Chairman Hughes called the meeting to order at 3:00 p.m. A quorum was present: Chairman Paul Munarriz, Vice Chair Troy Giles, Members Neil Rasmussen, Theresa Metty, Charlie Brommer and Robert Nixon all present. City staff members present were Coastal Resources Administrator, Reuben Trevino and City Manager, William DeLibero.

II. PLEDGE OF ALLEGIANCE.

Chairman Munarriz led the Pledge of Allegiance.

III. PUBLIC ANNOUNCEMENTS AND COMMENTS:

Public comments and announcements were given at this time.

IV. APPROVAL OF MINUTES

- A. Shoreline Task Force member Rob Nixon made a motion, seconded by Committee Member Neil Rasmussen to approve minutes of Nov. 10, 2014 regular meeting. Motion carried unanimously.

V. DISCUSSION & ACTION ON MAKING A RECOMMENDATION TO THE CITY COUNCIL REGARDING THE CITY'S PROPOSED BEACH USER FEE PLAN TO BE SUBMITTED TO THE GENERAL LAND OFFICE (GLO) FOR CONSIDERATION.

- Vice Chair Giles motioned to amend proposed parking plan to specify paid parking 24/7, in season, on Gulf Blvd. and within cul-de-sacs at all beach accesses. Second by Member Metty. Four in favor, one opposed.
- Member Nixon moved to amend the motion to include language that current improved east side streets and future improved east side streets (between Gulf & Padre Blvd.) remain free parking. Second by Vice Chair Giles, motion passed unanimously.
- Vice Chair Giles moved to amend the motion to include language recommending free shuttle service to and from remote parking areas when there is sufficient revenue from the Beach User Fee Program. Second by Member Nixon. Motion passed unanimously.
- Member Metty motioned that City adopt the Beach User Fee program with changes in all previous motions and include language setting a target date of March 1, 2015 for implementation by the City. Second by Member Rasmussen. Motion passed unanimously.

- VI.** Discussion and Action on designating the Day Dream Circle Beach Access a totally handicapped access and to make it a perpetual Memorial to Guy Blatnik and all Veterans with a plaque dedication.

Member Giles motioned to adopt a plan for Day Dream Circle, dedicated to Guy Blatnick for handicapped free parking only. The Handicap restroom will be located in the area of the vegetation line east of the historical building line. Second by Rob Nixon. Motion passed unanimously.

VII. SET NEW MEETING DATE/AGENDA ITEMS FOR NEXT MEETING

Next meeting was set for December 8, 2014 at 3:00 p.m.

VIII. ADJOURN

Meeting was adjourned by Chairman, Munarriz at 4:07pm.

APPROVED

Paul Munarriz, Chairman

Mary K. Hancock, Secretary

**CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: Feb. 9, 2015

NAME & TITLE: Reuben Trevino, Coastal Resources & Parks Administrator

DEPARTMENT: Coastal Resources and Parks Administration

ITEM

Discussion & action to approve excused absence for member Rob Nixon from the January 12, 2015 meeting.

ITEM BACKGROUND

BUDGET/FINANCIAL SUMMARY

COMPREHENSIVE PLAN GOAL

LEGAL REVIEW

Sent to Legal: YES: _____ NO: _____
Approved by Legal: YES: _____ NO: _____

Comments:

RECOMMENDATIONS/COMMENTS

**CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: February 9, 2015

NAME & TITLE: Reuben Trevino, Coastal Resources & Parks Administrator

DEPARTMENT: Coastal Resources and Parks Administration

ITEM

Discussion & update on the beach access improvements being made by beach maintenance department.

ITEM BACKGROUND

BUDGET/FINANCIAL SUMMARY

COMPREHENSIVE PLAN GOAL

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Comments:

RECOMMENDATIONS/COMMENTS

**CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: Feb. 9, 2015

NAME & TITLE: Reuben Trevino, Coastal Resources & Parks Administrator

DEPARTMENT: Coastal Resources and Parks Administration

ITEM

Discussion & action on the City's proposed Beach User Fee program.

ITEM BACKGROUND

BUDGET/FINANCIAL SUMMARY

COMPREHENSIVE PLAN GOAL

LEGAL REVIEW

Sent to Legal: YES: _____
Approved by Legal: YES: _____

NO: _____
NO: _____

Comments:

RECOMMENDATIONS/COMMENTS

Beach User Fee Plan | 2015

The City of South Padre Island proposes to establish a paid parking program for the Gulf Coast beach located within the City's boundaries. The program will utilize an internet/phone system for visitors to pay for their parking spaces. The revenue will be used to fund reasonable and necessary services and facilities directly related to the public beach.

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 CITY OF SOUTH PADRE ISLAND BEACH PARKING SYSTEM.....	 ATTACHMENT A

Beach User Fee Plan | 2015

CURRENT BEACH ACCESS SYSTEM:

Presently there are a total of twenty-seven (26) City beach access points maintained by the City of South Padre Island (City), and 2107 parking spaces. Three of the beach accesses parking spaces are located off of Gulf Boulevard.

- Easement located on North property line of The Pearl. This beach access begins as a forty (40) foot wide public Ingress / egress easement at the Park Rd 100 frontage road and transitions to a ten (10) foot wide pedestrian access 301.11 feet west of the toe of the existing retaining wall. This access was dedicated at the encouragement of the State, to the Texas Conservation Foundation.
- Easement located on the North property line of La Copa. This ten (10) foot wide public beach access was also dedicated as part of an agreed judgment with the State. This right of way will utilize the free parking provided by the City at the multi-modal center and between Padre Boulevard and Highway 100.
- Whitesands Street is a public right-of-way. It is the City's Northern most public beach access. Free public parking is available for this right of way at the South Padre Island Post Office and the Convention Center. While both parking lots are approximately one-half mile to the beach, use of the Wave, the City free bus service will facilitate the beach access.



Beach User Fee Plan | 2015

The remaining 23 beach accesses under the City's jurisdiction are located on Gulf Boulevard. The beach access cul-de-sac's located on Gulf Blvd are public rights-of-way. More details on access points and parking areas can be found in the City's Beach Parking System Handbook (Attachment A).



CURRENT REVENUE:

South Padre Island:

All beach access parking in the City is currently free. The City's current beach related services and beach renourishment funds are solely funded through the Hotel Occupancy Tax (HOT). The City's beach access and maintenance operations, beach patrol, and law enforcement costs are funded by the 2% that the City gets back from the State and during fiscal year 2015 we anticipate revenue of \$1,643,017. The beach renourishment fund is funded by the 0.5% that is locally collected and during fiscal year 2015 we anticipate revenue of \$415,635. With the increasing costs for beach renourishment and walkover construction the City has only been able to improve beach accesses over the last few years through grants supplied by the General Land Office (GLO).

Cameron County Fee Schedule:

The following fee schedule has been adopted by Cameron County Commissioners' Court and approved by the GLO:

Pass Type	Current	Maximum
Day Use	\$ 5.00	\$ 12.00
30 Day Pass	\$23.00	\$ 25.00
Annual Pass	\$53.00	\$ 100.00

*Military Veterans receive 50% off

Beach User Fee Plan **2015**

EXPENDITURES:

	Totals YE 2013	Totals YE 2014	Avg
Direct Supervision	\$ 67,915	\$ 67,915	\$ 67,915
Labor	\$ 203,173	\$ 228,749	\$ 215,961
Law Enforcement	\$ 216,937	\$ 278,091	\$ 247,514
Equipment expense	\$ 137,321	\$ 194,610	\$ 165,965
Administrative expense	\$ 21,000	\$ 21,000	\$ 21,000
Miscellaneous supplies	\$ 64,454	\$ 60,575	\$ 62,515
Electricity-YE	\$ 2,102	\$ 2,102	\$ 2,102
Water-YE	\$ 4,254	\$ 4,254	\$ 4,254
Totals	\$ 717,156	\$ 857,296	\$ 787,226
Annual average for side street improvements			\$ 150,000
Beach Renourishment Annual Budget			\$ 650,000
Gulf Blvd & Beach Access improvements average 2012- 2014			\$ 615,000
			\$ 2,202,226

FREE PUBLIC PARKING: The City currently has a total of 902 parking spaces East of Padre Blvd. of those spaces 335 of them are located on the East side streets. Parking along the unimproved East side streets is currently restricted for safety reasons. As funds become available the City will continue to improve the East side streets to address safety concerns which would then make them available for free public beach parking. Required improvements include for unrestricted on street parking include widening of the street with curb/gutter and a sidewalk. [However, with increasing pressure by residents and business owners to improve conditions on Padre Boulevard, side streets improvements occur at a slow pace.](#)

The free public parking available to visitors comprises 73% of the City's total available parking. The table outlines all the City free public parking areas. Additional information is available in the City's Beach Parking System Handbook (Attachment A).

Location	ADA	Public	Total
Convention Center	8	461	469
Post office	3	80	83
City Hall	5	100	105
West Side Laguna St's	0	448	448
Improved East Side Streets	0	112	112
Unrestricted East Side Streets	0	223	223
County Parks for Shores Development	0	100	100

1540

Beach User Fee Plan | 2015

FREE TRANSPORTATION:

The "Wave," the city's free bus system, will be integral to public access to South Padre Island's public beaches. As the city becomes more congested, the city will move to direct parking to large public lots and assist the public in accessing the city through the Wave, bicycle and pedestrian traffic. Presently, the wave runs seven days per week. It runs in both directions on Padre and Gulf Boulevard from the transfer station at Port Isabel, to the location of the multi-modal facility to the final destination if the Convention Center. Presently, the Wave operates from Sunday through Thursday from 6:00 am until 9:00 pm and on Friday and Saturday until midnight. More details on the Waves dedicated beach route can be found in the City's Beach Parking System Handbook (Attachment A).

BEACH USER FEE PROGRAM:

Fee Schedule:

Daily Max	\$10.35
Seasonal Pass Max	\$50.00

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The City proposes to initiate an internet based paid parking system for beach parking on Gulf boulevard in conjunction with a seasonal beach parking permit program. The Beach User Fee will be required for only at certain times on South Padre Island, the City plans on running the program from March 1-September 15 (26 weeks) and will be limited to 8:00AM to 6:00PM. The City will not be requiring a beach user fee during the rest of the year to provide additional free parking to the public during non-peak times. The City is going with a \$5 charge for 5 hours of use if the beachgoer wishes to extend their time an additional \$5 charge will be required. Details on fees and charges are in the below table. Additionally persons displaying a disabled placard or license plate will not be required to pay for parking or required to obtain a seasonal permit to utilize all beach parking areas as per Title 7 Transportation Code Subtitle H. Chapter 681.006.

	5 Hours	+ 5 Hours
Beachgoer Charge	\$ 5.35	\$ 5.00
Convenience Fee	\$ 0.35	\$ -
Transaction Fee	\$ 0.33	\$ 0.33
City of SPI	\$ 4.67	\$ 4.67

PASSPORT –The Internet pay system¹:

¹ Additional information on the Passport system is provided at the following link provided by the Passport company and at www.myspi.org provided by the City's IT Director.

Beach User Fee Plan | 2015

The internet system "Passport," will enable a beach-goer to pay on-line for a five-hour parking pass for any available public parking space located on Gulf Boulevard. Using a smart phone, the driver can log into the system and pay five dollars for five hours of parking in a designated parking space. This system can also be accessed via text with a standard cell phone, or by phone. As the five hour time limit approaches, the system user will be "pinged" with a notice that their parking time is expiring. The user will have the option to renew their space for an additional five hours, or vacate the spot. Once the "meter" has expired, the police department will be notified that the vehicle parking has expired. The SPI Police officer will need to locate the vehicle on Gulf Boulevard to write a parking citation. Gulf Boulevard will be divided into zones to ease the ability to locate the vehicle.

Estimated Sales with Pay by Phone:

The estimated revenue to be generated from the seasonal parking program is \$294,840. This estimated revenue is conservatively calculated using only weekend days during the duration of the year when the program would be in use.

The City plans on running the program from March 1- September 15 (26 weeks) and charging ~~24 hours a day from the hours of 10 am to 8 pm~~. The parking fee is \$5.00 for 5 hours and the city anticipates each spot to be used at least twice a day on Saturday and Sunday during 26-week period.

Visitor would be charged \$5.35 to park their vehicle.

City of South Padre Island would receive total parking fee of \$5.00

City of South Padre Island would pay .33 cents per transaction for credit card processing fee.

Projected Revenue to City of South Padre Island

\$4.67 Per Transaction

*\$11,340 Per Weekend (Saturday - Sunday)

*\$294,840 Annual revenue from Pay By Phone App

*Calculations are based on turning each parking space twice per weekend day.

The option to pay in cash will be made available at City Hall during the week and the Visitor's Center and Police Station during weekends. Pay by Phone Signage will be installed to include educate information for beachgoers on locations for cash payments.

Beach User Fee Plan | 2015

SEASON PARKING PASSES:

The City will charge a fee up to \$50.00 per year for a season pass. The up to \$50 fee is similar to Cameron Counties current rate. Passes will be available at City Hall during the week and the Visitor's Center and Police Station during weekends.

Estimated Sales of Seasonal Parking Permits:

The City South Padre Island has an approximate 2,000 permanent residents. The City estimates that only 20% of permanent residents would purchase a seasonal parking pass. Given that the island is a ½ mile wide at its widest the beach is a relatively short walk from all areas on the island. The City also estimates the sale of an additional 400 seasonal passes.

Estimated Seasonal Passes			
Residents	400	\$ 50	\$20,000
Other	400	\$ 50	\$20,000
			\$40,000

NECESSITY FOR BEACH USER FEE:

The fees are necessary to address several serious issues and problems that pose public health and safety risks. These issues continue to occur year after year associated with beach related services and include: (1) the struggle of dealing with the excessive, unsightly and unsanitary accumulation of trash on the beaches; (2) ability to provide a safe and adequate parking in the limited space adjacent to the beach along Gulf Boulevard; (3) and the necessity to bring all identified beach access points to a usable condition and have funds to maintain them on an annual basis.

As a result, City of South Padre Island has implemented several abatement initiatives which are consistent with TAC §15.8 such as:

- Creating a beach maintenance crew that is strictly to address the litter problem, the trash receptacles, the maintenance of the accesses, and the dune walkovers;
- Hiring a Coastal Resources Manager whose job is to oversee beach maintenance activities and provide information the City Council when making decisions that impact the beach;
- Creating a seasonal beach patrol that patrols the beaches for swimmers in distress and provides basic first aid when needed.

USER FEES SUPPORT ENHANCED MANAGEMENT PRACTICES:

The City of South Padre Island continues to maintain adequate and safe beach access for the public which are subsidized through the collection of HOT. The addition of a Beach User Fees collected will support expenditures associated with both long-term and short-term enhanced beach management practices such as:

Short-Term:

- a. Seasonal staffing to support the influx of visitors during peak times including law enforcement, life guards, code enforcement, and maintenance workers.
- b. Expanded beach cleaning activities:
 - Increase the hand collection of litter.
 - Purchase beach equipment that lessens the maintenance activities impacts to the beach/dune system.
 - Create a beach recycling program.
 - Create educational signage for the public related to beach maintenance.
- c. Beach access and Walk-over preventive maintenance:
 - For improvement and general maintenance of designated beach access points. By installing parking, rinse stations, drinking water, and walkovers.
 - The City will use funds to rehabilitate older beach access walkover that are in need of repair.

Long-Term:

- a. Develop a trolley system that would enhance accessibility to the beach through the utilization of the remote off-beach parking areas for present and future demands.
- b. Enhance safety along Gulf Boulevard with improved and designated parking along Gulf Boulevard with appropriate signage along with pedestrian pathways.
- c. Purchase of vacant lots adjacent to the public beach to provide additional parking areas for the public.
- d. Construction funds available for future parking structures adjacent to the beach.
- e. The City currently only has two public restrooms on Gulf Blvd. Improved public sanitation by provision of port-a-potties or other mobile restrooms along the beach or access points located in the City. Given our seasonal nature of demands for public sanitation mobile restrooms are the most adaptable for our fluctuating demands.
- f. Beach access enhancements:

Beach User Fee Plan 2015

- The City currently has four beach accesses on Gulf Boulevard that are completely undeveloped if they were improved there would be an approximate increase of 85 parking spaces in those cul-de-sacs. Another three beach accesses are partially developed and would increase parking by approximately 40 spaces if improved.

CITATION OF ALL LEGAL AUTHORITY:

LEGAL AUTHORITY AUTHORIZING COLLECTION OF FEES:

Section 63.053(b) of the Texas Natural Resource Code allows governing body of a municipality to charge reasonable fees that do not exceed the cost for the provision and maintenance of public beach related facilities and services necessary to implement such plans, including but not limited to parking, public health and safety, environmental protection and matters contained in the certified beach access plans, and that do not unfairly limit access to and use of such beaches. Title 31, Texas Administrative Code, Rule 15.8 sets forth requirements to be met for Beach User Fees.

BEACH ACCESS CHARGE AUTHORIZATION:

The City is authorized to charge a beach user a fee in exchange for providing services to beach users in general. A beach user fee may only imposed if the fee is reasonable, taking into account the cost to the local government of providing public services and facilities directly related to the public beach. A reasonable fee is one that recovers the cost of providing and maintaining beach-related services. In addition, any fee collected for off-beach parking to provide access to and from the public beach is considered a beach user fee.

AUTHORIZATION SCHEDULE:

In order to establish and a maintain quality beach-related services and facilities for the preservations and enhancement of access to and from the beach and safe and healthy use of beaches by the public, the following fee schedule is proposed for adoption by the City Council:

- Up to \$10.00 fee for daily use
 - Visitor would be charged \$5.35 to park their vehicle.
 - Parking Fee: \$5.00 for 5 hrs.
 - Convenience Fee: .35 cents
 - ~~City of South Padre Island would receive total parking fee of \$5.00~~
 - ~~City of South Padre Island would pay .33 cents per transaction for credit card processing fee.~~
- Up to \$50.00 fee for a seasonal pass

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Beach User Fee Plan | 2015

- The season will be from March 1st - September 15th and only required for the spaces that are adjacent to the beach. (Gulf Boulevard R.O.W. and beach access cul-de-sacs)
- 50% of the proposed generated revenue would be used to either purchase or lease land and improvements for use for beach related public parking east of Padre Boulevard.
-

STATE STANDARDS CONSISTENCY:

PROPOSED FEE IS CONSISTENT WITH STATE STANDARDS:

The beach user fee cannot exceed the necessary and actual cost of providing reasonable beach-related public facilities and services, unfairly limit public use to and from public beaches in any manner, is not inconsistent with Title 31, Texas Administrative Code, Rule §15.8 or the Open Beaches Act; or discriminates on the basis of residence.

The City fee will only apply to parking spaces adjacent to the public beach this includes east and west sides of Gulf Boulevard, and all beach access cul-de-sacs. All other parking areas west of Gulf Blvd will remain free to the public to use. The off-beach parking areas will be serviced by a dedicated beach route that will run 365 days a year from 7 am – 9pm.

The beach user fee will not exceed the necessary and actual cost of providing reasonable beach related public facilities and services. The Beach User Fee will not unfairly limit public use to and from the public beaches. The beach user fee does not discriminate on the basis of residence and is consistent with Title 31, Texas Administrative Code, Rule §15.8 and the Open Beaches Act.

USE OF BEACH USER FEE REVENUES:

Revenues generated from beach user fees shall be used only for beach-related services. In accordance with TAC §15.2(11), "beach-related services" means reasonable and necessary services and facilities directly related to the public beach which are provided to the public to ensure safe use of and access to

Beach User Fee Plan | 2015

and from the public beach, such as vehicular controls, management, and parking (including acquisition and maintenance of off-beach parking and access ways); sanitation and litter control; lifeguarding and lifesaving; beach maintenance; law enforcement; beach nourishment projects; beach/dune system education; beach/dune protection and restoration projects; providing public facilities such as restrooms, showers, lockers, equipment rentals, and picnic areas; recreational and refreshment facilities; liability insurance; and staff and personnel necessary to provide beach-related services including, but not limited to, reasonable administrative costs and accounting directly attributable to beach related services as limited by TAC §15.8(f). Beach-related services and facilities shall serve only those areas on or immediately adjacent to the public beach. The City recognizes that enforcement of the program does not qualify as a beach user fee expense.

RECIPROCITY:

The City and Cameron County have entered into an interlocal agreement (No. 2013C04165). Each party will recognize its own Beach Parking Permit system and be responsible for enforcement within their respective jurisdictions. Neither will be required to acknowledge or accept the other's permit within their jurisdictional limits.

SIGNAGE:

The City shall assure that free and user fee based access for parking and payment locations are clearly identified with signs at all access areas. Signage will be posted in Spanish and English.

REPORTING ADMINISTRATIVE COST AND ACCOUNTING:

The following methods shall be used for administering and reporting beach user fee accounting:

- a. The City will submit quarterly reports of the revenues and expenditures from Beach User Fee accounts within 60-61 days after the end of the quarter.
 - January 31
 - April 30
 - July 31
 - October 31
- a. No more than 10% of beach user fee revenues shall be expended in one fiscal year on reasonable administrative costs related to beach related services. Administrative Costs are restricted to the direct costs of providing support for beach services such as supervisors who are directly involved in providing services, then his or her time is eligible, further, accounting, record keeping, personnel services, legal services, insurance and organizational management is eligible.
- b. Revenue/Expenditure Accounting. The City will establish a separate "fund" in the City's budget for all expense of revenue activities occurring on City beaches. Revenues will be maintained and

accounted for separately and not commingled with any other funds so that fee collections may be directly traced to expenditures on beach related services.

- c. Beach user fee revenues shall be maintained and documented individually for each beach user fee and account balances and expenditures shall be documented according to general accepted accounting principles.
- d. Annual operating and capital budgets will be established based on anticipated revenues and any excess revenues at year-end will be credited to the following year's operating and capital budgets.

DRAFT

Reuben Trevino

From: Jason Pinchback <Jason.Pinchback@GLO.TEXAS.GOV>
Sent: Thursday, January 22, 2015 10:35 AM
To: Reuben Trevino; William DiLibero
Cc: Natalie Bell
Subject: Conference call follow-up

Good morning Bill and Reuben,

Thank you for your time and thoughtful discussion during our conference call to review the City's informal Beach User Fee (BUF) proposal. As you requested, we are following up with a list of some of the items in the proposal that the GLO requested that the City consider, clarify, or provide additional information on:

- Consider placing a *cap* or maximum for the daily (for 24 hours) parking fee being proposed. Include a statement of how this rate is not discriminatory towards non-residents. For your reference, the highest daily fee in Texas is currently \$8.00.
- Consider a cash payment option for persons without a line of credit and/or a cellular phone that wish to pay the hourly fee, along with information or signage identifying these locations.
- Many of the parking spaces, which were located east of Padre Island Boulevard, were located at lots without a structure. It was acknowledged that the number parking spaces will likely decrease as new structures are built at these locations. GLO would like to see a plan for creating new parking spaces if currently identified ones are eliminated. Free parking should also be provided adjacent to the beach.
- We discussed our concerns about the free parking spaces west of Padre Island Boulevard. These spaces are not adjacent to beach access points and would require the patron to cross a busy five lane boulevard, often without crosswalks or traffic lights. Most of these spaces are more than .3 miles from the beach.
- Along with the BUF Plan, include an itemized list of current beach access points and amenities (or the Beach Access Handbook) in the City's Plan.
- Consider developing a *reasoned justification* for a variance from the Beach/Dune rules that require one dedicated and permanent parking space to be provided for every 15 linear feet of vehicular-closed beach, in an area considered adjacent to public beach access points.

As we discussed, the reasoned justification could include an explanation of how the BUF will be used to address, preserve, and enhance parking and access to the beach and provide a detailed prioritization, cost estimate, and timeline of proposed projects that will work towards creating additional off-beach parking adjacent to beach access points. Possibilities for providing dedicated parking discussed during our call included land acquisition for a parking lot or parking garage, a dedicated beach transportation system adequate to fit user needs, and a schedule of improvements to various perpendicular side streets that will be dedicated as beach parking. Signage identifying beach parking spaces should be provided.

We look forward to working with you to address these issues. We understand that you have physical and geographic constraints that will not allow for simple solutions to achieve compliance with adjacent off-beach parking requirements. With this being said, we are able to work with you and your staff to identify suitable reasoned justification and help develop short and long-term plans that will provide suitable beach access.

Sincerely,

Jason Pinchback
Manager, Beach Access & Dune Protection Program Coastal Resources Texas General Land Office
jason.pinchback@glo.texas.gov
(512) 463-8664

**CITY OF SOUTH PADRE ISLAND
SHORELINE TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: Feb. 9, 2015

NAME & TITLE: Reuben Trevino, Coastal Resources & Parks Administrator

DEPARTMENT: Coastal Resources and Parks Administration

ITEM

Discussion and update on the progress on pursuing both boat ramp and boat parking improvements.

ITEM BACKGROUND

BUDGET/FINANCIAL SUMMARY

COMPREHENSIVE PLAN GOAL

LEGAL REVIEW

Sent to Legal: YES: _____ NO: _____
Approved by Legal: YES: _____ NO: _____

Comments:

RECOMMENDATIONS/COMMENTS