

**NOTICE OF CITY COUNCIL REGULAR MEETING  
CITY OF SOUTH PADRE ISLAND**

**WEDNESDAY, JUNE 5, 2024**

**1. CALL TO ORDER**

The City Council Members of the City of South Padre Island, Texas held a Regular City Council Meeting on Wednesday, June 5, 2024 at the Municipal Complex Building, 2 Floor, 4601 Padre Boulevard, South Padre Island, Texas. Mayor McNulty called the meeting to order at 5:30 p.m. A quorum was present: Mayor Patrick McNulty, Ken Medders, Kerry Schwartz, Joe Ricco and Lisa Graves.

City staff members present were City Manager Randy Smith, Director of Operations Wendi Delgado, Chief Financial Officer Rodrigo Gimenez, Fire Chief Jim Pigg, Police Chief Claudine O'Carroll, Shoreline Director Kristina Boburka, and Administration Coordinator Hilda Delgado.

**2. PLEDGE OF ALLEGIANCE**

Mayor McNulty led the Pledge of Allegiance.

**3. PUBLIC COMMENTS AND ANNOUNCEMENTS:**

Public comments were given at this time

**4. APPROVE CONSENT AGENDA:**

Council Member Schwartz made a motion, seconded by Council Member Graves to approve Consent Agenda Items 4.1 through 4.4. Motion passed unanimously.

- 4.1. APPROVE BUDGET ENHANCEMENT IN THE AMOUNT OF UP TO \$40,000 FOR BEACH PATROL OFFICE IN THE FIRE DEPARTMENT MEZZANINE. (PIGG)**
- 4.2. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**
- 4.3. APPROVE RESOLUTION NO. 2024-12 TO APPOINT THE LICENSED VETERINARIAN AND SEVERAL COMMITTEE MEMBERS TO THE ANIMAL ADVISORY COMMITTEE. (BALDOVINOS)**  
  
A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2024-12, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.
- 4.4. APPROVAL OF THE MAY 15, 2024 REGULAR CITY COUNCIL MEETING MINUTES. (SPINKS)**

**5. REGULAR AGENDA**

- 5.1. PRESENTATION AND DISCUSSION REGARDING MOBILE FOOD UNITS REVISED ORDINANCE AND IMPLEMENTATION OF ORDINANCE NO. 23-13. (MCNULTY, BALDOVINOS)**

Environmental Health Director Victor Baldovinos presented how the department has implemented Ord. No. 23-13 and worked with Mobile Food Units for compliance. Future update will be provided in July.

**5.2. PRESENTATION AND DISCUSSION REGARDING THE HISTORY OF THE VENUE TAX, COLLECTIONS, VOTER MANDATE AND CHALLENGES. (MCNULTY)**

Rodrigo Gimenez gave a presentation regarding the history of the Venue Tax, collections, and challenges.

**5.3. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE SECOND AND FINAL READING OF ORDINANCE 24-02 AMENDING SECTIONS 15-2, 15-2.2, AND 15-14 REGARDING THE DEFINITION OF HARDSHIP AND ADDING SECTIONS 15-2, 15-5(Q), 15-6(F), 15-11.1, AND 15-11.2. (SCHWARTZ)**

Council Member Schwartz made a motion seconded by Council Member Graves to approve the second and final reading of Ord. No. 24-02 amending sections 15-2, 15-2.2, and 15-14 regarding the definition of hardship and adding sections 15-2, 15-5(Q), 15-6(F), 15-11.1, and 15-11.2. Motion passed on a 4 to 1 vote with Council Member Ricco casting a nay vote.

**5.4. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-13 CONSENTING TO THE ADDITION OF 32.4 ACRES IN THE CITY OF SOUTH PADRE ISLAND, CAMERON COUNTY, TEXAS, EXTRATERRITORIAL JURISDICTION BY THE LAGUNA MADRE WATER DISTRICT TO THE DISTRICT'S BOUNDARIES, SAID 32.4 ACRES BEING AS DESCRIBED IN AN APPLICATION FOR ANNEXATION FROM PADRE ISLAND CASTLE DEVELOPMENT. (LAGUNA MADRE WATER DISTRICT)**

Council Member Ricco made a motion, seconded by Council Member Medders consenting to the addition of 32.4 acres in the City of South Padre Island, Cameron County, Texas, Extraterritorial Jurisdiction by the Laguna Madre Water District to the District's boundaries, said 32.4 acres being described in an application for annexation from Padre Island Castle Development. Motion passed with a 5 to 0 vote with a record vote taken as a roll call vote as follows:

Mayor McNulty: Aye  
 Council Member Ricco: Aye  
 Council Member Schwartz: Aye  
 Council Member Medders: Aye  
 Council Member Graves: Aye  
 Council Member Langston: Absent

**5.5. DISCUSSION AND ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT WITH HDR ENGINEERING FOR THE ANNUAL BEACH SURVEY. (BOBURKA)**

Council Member Ricco made a motion, seconded by Council Member Medders to authorize the City Manager to execute a contract with HDR Engineering for the Annual Beach Survey. Motion passed unanimously.

**5.6. DISCUSSION AND ACTION TO APPROVE A BUDGET AMENDMENT FROM EXCESS RESERVES GENERAL FUND IN AN AMOUNT UP TO \$9,600 TO PURCHASE A REPLACEMENT ULTRA LOW VOLUME VECTOR CONTROL MACHINE UTILIZED FOR THE VECTOR CONTROL PROGRAM. (BALDOVINOS)**

Council Member Schwartz made a motion, seconded by Council Member Ricco to approve a budget amendment from Excess Reserves General Fund in an amount up to \$9,600 to purchase a replacement Ultra Low Volume vector control machine utilized for the Vector Control Program. Motion passed unanimously.



**5.7. DISCUSSION AND ACTION TO APPROVE A BUDGET AMENDMENT FROM EXCESS RESERVES GENERAL FUND IN AN AMOUNT UP TO \$7,100 FOR THE PURCHASE A REPLACEMENT ELECTRIC STACKER LIFT UTILIZED FOR THE VECTOR CONTROL PROGRAM. (BALDOVINOS)**

Council Member Schwartz made a motion seconded by Council Member Ricco to approve a budget amendment from Excess Reserves General Fund in an amount up to \$7,100 for the purchase of a replacement electric stacker lift utilized for the Vector Control Program. Motion passed unanimously.

**5.8. DISCUSSION AND POSSIBLE ACTION TO APPROVE A BUDGET AMENDMENT TO ALLOCATE FUNDS IN THE AMOUNT UP TO \$8,000 FROM FACILITY PREVENTIVE MAINTENANCE FUND TO BUILD A MEMORIAL MONUMENT FOR THE FLIGHT CREW MEMBERS OF VALLEY AIR CARE 1 WHO LOST THEIR LIVES IN A HELICOPTER CRASH. (PIGG)**

Council Member Ricco made a motion, seconded by Council member Medders to approve a budget amendment to allocate funds in the amount up to \$8,000 from the Facility Preventative Maintenance Fund to build a memorial monument for the flight crew members of Valley Air Care 1 who lost their lives in a helicopter crash. Motion passed unanimously.

**6.EXECUTIVE SESSION:**

**6.1. CLOSED EXECUTIVE SESSION: PURSUANT TO TEXAS GOV'T CODE, 551.071, CONSULTATION WITH ATTORNEY; A CLOSED EXECUTIVE SESSION WILL BE HELD REGARDING THE CONTRACT WITH CLORE CONSTRUCTION. (CITY COUNCIL)**

At 6:02 p.m., Council Member Ricco made a motion seconded by Council Member Langston made a motion to enter into Executive Session. Motion passed unanimously.

At 6:39 p.m., the City Council reconvened into open session.

**7.OPEN SESSION:**

**7.1. DISCUSSION AND ACTION TO APPROVE THE FINAL PAYMENT OF THE FINAL PAYMENT TO CLORE CONSTRUCTION NOT TO EXCEED \$227,071.06. (SANCHEZ)**

Council Member Ricco made a motion, seconded by Council Member Medders to instruct the City Manager and City Attorney to discuss settlement options with Clore Construction and to bring back to City Council.

**8.ADJOURN.**

There being no further business, Mayor McNulty adjourned the meeting at 6:40 p.m.

*Hilda Delgado*  
Hilda Delgado, Administration Coordinator

APPROVED

*Patrick McNulty*  
Patrick McNulty, Mayor

