

<b>MINUTES</b> <b>CITY OF SOUTH PADRE ISLAND</b> <b>CITY COUNCIL REGULAR MEETING</b>
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**WEDNESDAY, NOVEMBER 20, 2019**

**I. CALL TO ORDER**

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, November 20, 2019 at the Municipal Complex Building, 2<sup>nd</sup> 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, Council Members Ken Medders, Jr., Kerry Schwartz, Joe Ricco and Eva-Jean Dalton. Council Member Alita Bagley was out with an excused absence.

City staff members present were City Manager Randy Smith, Director of Operations Wendi Delgado, Chief Financial Officer Rodrigo Gimenez, Public Works Director Alex Sanchez, Chief of Police Claudine O'Carroll, Fire Chief Doug Fowler, Shoreline Director Kristina Boburka, CVB Director Ed Caum, Assistant Public Works Director Jon Wilson, Information Technology Director Mark Shellard, Public Information Officer Angelique Soto and City Secretary Susan Manning.

**II. PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE**

Mayor McNulty led the Pledge of Allegiance and the Texas Pledge.

**III. INSTALLATION AND ADMINISTRATION OF OATHS TO THE RE-ELECTED OFFICIALS.**

**A. RE-ELECTED COUNCIL MEMBER – PLACE 1, KEN MEDDERS, JR.**

Justice of the Peace Benito Ochoa IV administered the Oath of Office to re-elected Council Member-Place 1 Ken Medders.

**B. RE-ELECTED COUNCIL MEMBER – PLACE 2, KERRY SCHWARTZ**

Municipal Judge Edmund Cyganiewicz administered the Oath of Office to re-elected Council Member-Place 2 Kerry Schwartz.

**IV. DISCUSSION AND ACTION TO APPOINT A MAYOR PRO-TEM FOR A TERM TO BEGIN NOVEMBER 20, 2019 AND WILL CONTINUE FOR ONE YEAR OR UNTIL SUPERSEDED BY NEW CITY COUNCIL APPOINTMENT; AND APPROVE RESOLUTION NO. 2019-45 DESIGNATING THE APPOINTMENT OF MAYOR PRO-TEM.**

Council Member Dalton made a motion to approve Resolution No. 2019-45 designating and appointing Ken Medders, Jr. as Mayor Pro-tem. Motion was seconded by Council Member Schwartz, which carried unanimously.

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2019-45, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

**V. PUBLIC COMMENTS AND ANNOUNCEMENTS**

Public comments and announcements were given at this time.

**VI. PRESENTATIONS AND PROCLAMATIONS:**

None.

**VII. APPROVE CONSENT AGENDA:**

Council Member Dalton made a motion, seconded by Council Member Medders to approve the Consent Agenda. Motion passed unanimously.

**A. APPROVE MINUTES OF NOVEMBER 6, 2019 REGULAR MEETING. (MANNING)**

**B. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**

Invoices approved for payment were paid by General Fund checks numbered 145819 through 145909 and EFT payments totaling \$509,671.40.

**C. APPROVE RESOLUTION NO. 2019-46 FOR THE TEMPORARY CLOSURE OF HIGHWAY 100 FOR THE 36<sup>TH</sup> ANNUAL LONGEST CAUSEWAY RUN AND FITNESS WALK ON SATURDAY, JANUARY 11, 2020 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT). (HUFFMAN)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2019-46, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

**D. APPROVE BUDGET AMENDMENT TO ROLLOVER FUNDING IN FY 2019-20 ASSOCIATED WITH THE OUTSTANDING BALANCE OF CURRENT PROJECTS AND CONTRACTS WITH AN ORIGINAL ALLOCATION APPROVED DURING LAST FISCAL YEAR. (GIMENEZ)**

**E. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$25,331.93 TO ALLOCATE 10% OF THE INCREASE IN HOTEL OCCUPANCY TAX REVENUES TO CVB STAFF AS APPROVED BY CITY COUNCIL ON AUGUST 3, 2016. (CAUM)**

**F. APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$22,865.50 TO ALLOCATE FOR THE PURCHASE OF A 32' SCISSOR LIFT. (CAUM)**

**G. APPROVE A BUDGET AMENDMENT OF FEDERAL FORFEITURE FUNDS IN THE AMOUNT OF \$2,730 FOR THREE WATCH GUARD BODY CAMERAS. (O'CARROLL)**

**H. APPROVE EXCUSED ABSENCE FOR COUNCIL MEMBER ALITA BAGLEY FROM THE NOVEMBER 20, 2019 CITY COUNCIL MEETING. (BAGLEY)**

**VIII. DISCUSSION AND ACTION TO APPROVE AND ADOPT FIRST READING OF ORDINANCE NO. 19-17 AMENDING THE FEE SCHEDULE FOR FIRE DEPARTMENT, BUILDING DEPARTMENT, PLANNING DEPARTMENT, TRANSIT DEPARTMENT, SHORELINE DEPARTMENT, FINANCE DEPARTMENT, PARKS AND RECREATION, AND PUBLIC WORKS DEPARTMENT; INCLUDING TEXT AMENDMENTS TO CHAPTER 2, SECTION 2-75, CHAPTER 4, SECTION 4-3, CHAPTER 4, SECTION 4-16, AND CITY WEBSITE. (HANLEY)**

This item was pulled.

**IX. DISCUSSION AND ACTION TO APPROVE THE SPI CHAMBER OF COMMERCE, LAGUNA MADRE EDUCATION FOUNDATION TO THE ROTATION AT THE CONVENTION CENTRE FOR NON-PROFIT PARKING CONCESSION. (CAUM)**

Council Member Ricco made a motion to approve adding the SPI Chamber of Commerce, Laguna Madre Education Foundation to the rotation for non-profit parking concession at the Convention Centre. Motion was seconded by Council Member Schwartz, which passed unanimously.

**X. DISCUSSION AND ACTION TO APPROVE A BUDGET AMENDMENT FROM EXCESS RESERVES IN THE AMOUNT OF \$330,000 FOR THE COASTAL MANAGEMENT PROGRAM (CMP) CYCLE 24 GRANT. (BOBURKA)**

Council Member Schwartz made a motion, seconded by Council Member Medders to approve a budget amendment in the amount of \$330,000 for the Coastal Management Program Project – White Sands Street Drive-over and Storm Surge Barrier Access. Motion carried on a unanimous vote.

**XI. DISCUSSION AND ACTION TO APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$280,000 TO ALLOCATE CVB EXCESS RESERVES TO FUND PROJECTS APPROVED DURING THE 2019-20 BUDGET PROCESS. (CAUM)**

Council Member Schwartz made a motion to approve a budget amendment in the amount of \$280,000 to fund CVB projects approved during the current budget. Council Member Medders seconded the motion, which passed unanimously.

**XII. DISCUSSION AND ACTION TO APPROVE PR 100 (PADRE BOULEVARD) SIDEWALK IMPROVEMENT CHANGE ORDER #8 (REFLECTIVE PAVEMENT MARKINGS). (SANCHEZ)**

Council Member Medders made a motion to approve Change Order #8 for reflective pavement markings on the PR 100 (Padre Boulevard) Sidewalk Improvement Project. Motion was seconded by Council Member Dalton. Motion carried on a unanimous vote.

**XIII. DISCUSSION AND ACTION TO APPROVE PR 100 (PADRE BOULEVARD) SIDEWALK IMPROVEMENT CHANGE ORDER #9 (SATURN LANE DRAINAGE OUTFALL). (SANCHEZ)**

Council Member Ricco made a motion, seconded by Council Member Medders to approve Change Order #9 for Saturn Lane drainage outfall on the PR 100 (Padre Boulevard) Sidewalk Improvement Project. Motion passed unanimously.

**XIV. DISCUSSION AND ACTION TO NOMINATE AND SELECT A RECIPIENT FOR THE 2020 RIO GRANDE VALLEY WALK OF FAME. (MCNULTY/SMITH)**

A motion was made by Council Member Ricco nominate Cheryl Hill as the City's selection for the recipient of the 2020 Rio Grande Valley Walk of Fame. Council Member Schwartz seconded the motion, which carried on a unanimous vote.

**XV. DISCUSSION AND ACTION TO APPROVE BALLOT AND RESOLUTION NO. 2019-47 VOTING FOR A REPRESENTATIVE TO SERVE ON THE CAMERON APPRAISAL DISTRICT BOARD OF DIRECTORS, POSITION 9. (MCNULTY)**

Council Member Schwartz made a motion, seconded by Council Member Medders to approve ballot and Resolution No. 2019-47 naming Ricardo Morado as the City's vote for to serve on the Cameron Appraisal District Board of Directors Position 9. Motion passed unanimously.

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2019-47, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

**XVI. CLOSED EXECUTIVE SESSION:**

**ATTORNEY CONSULTATION PURSUANT TO SECTION 551.071(2), TEXAS GOV'T CODE, TO RECEIVE LEGAL ADVICE PERTAINING TO THE CITY'S RIGHTS, PRIVILEGES, DUTIES, AND OBLIGATIONS WITH RESPECT TO THE APPOINTMENT OF A CITY ATTORNEY AS PER SECTION 4.03 OF THE CITY'S HOME RULE CHARTER.**

**CLOSED MEETING PURSUANT TO SECTION 551.074, TEXAS GOV'T CODE TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION DUTIES, OF A PUBLIC OFFICER, I.E. THE CITY ATTORNEY AS PER SECTION 4.03 OF THE CITY'S HOME RULE CHARTER.**

**CLOSED MEETING PURSUANT TO TEXAS GOV'T CODE SECTION 551.072, DELIBERATIONS ABOUT REAL PROPERTY, TO DISCUSS THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.**

At 5:53 p.m., Council Member Schwartz made a motion, seconded by Council Member Ricco to go into Executive Session. Motion carried unanimously.

At 6:35 p.m., the City Council reconvened into open session.

**XVII. DISCUSSION AND ACTION REGARDING THE APPOINTMENT OF CITY ATTORNEY AS PER SECTION 4.03 OF THE CITY'S HOME RULE CHARTER AND AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND ENTER INTO CONTRACT.**

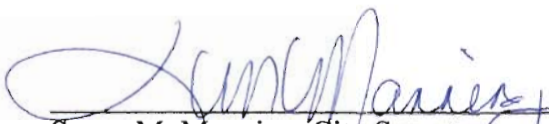
No action taken.

**XVIII. DISCUSSION AND POSSIBLE ACTION REGARDING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.**

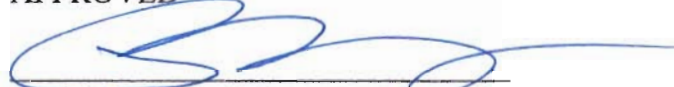
No action taken.

**XIX. ADJOURN.**

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

  
Susan M. Manning, City Secretary

APPROVED

  
Patrick McNulty, Mayor

