

**MINUTES OF CITY COUNCIL SPECIAL MEETING
CITY OF SOUTH PADRE ISLAND**

WEDNESDAY, JUNE 22, 2022

1. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Special Meeting on Wednesday, June 22, 2022 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, Council Members, Ken Medders, Joe Ricco, Kerry Schwartz, and Eva Jean Dalton.

City staff members present were City Manager Randy Smith, Fire Chief Jim Pigg, Police Chief Claudine O'Carroll, Environmental Health Director Victor Baldovinos, Shoreline Coastal Coordinator Erika Hughston, Parks and Recreation Manager Debbie Huffman, and City Secretary Angelique Soto.

2. PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE

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

3. PUBLIC COMMENTS AND ANNOUNCEMENTS

Public comments and announcements were given at this time.

4. PRESENTATIONS AND PROCLAMATIONS

- 4.1. PROCLAMATION: SPECIAL NEEDS SPORTFISHING CAPITOL OF TEXAS. (MCNULTY)**
- 4.2. PRESENTATION BY THE ROTARY CLUB OF PORT ISABEL: FIRST RESPONDERS OF THE YEAR AWARD. (MEDDERS)**
- 4.3. PRESENTATION FROM THE UNITED STATES ARMY CORPS OF ENGINEERS (USACE) ON THE REGIONAL SEDIMENT MANAGEMENT PLAN THAT WAS PARTIALLY FUNDED THROUGH THEIR PLANNING ASSISTANCE TO STATES PROGRAM. (BOBURKA)**
- 4.4. PRESENTATION OF BADGE PINNING FOR FIREFIGHTER/PARAMEDICS NEIL WATERS, CHRIS DE LEON, OSCAR GONZALEZ, AND EMILIO HINOJOSA. (PIGG)**

5. APPROVE CONSENT AGENDA

Council Member Medders made a motion, seconded by Council Member Ricco to approve Consent Agenda Items 5.1 through 5.7. Motion carried unanimously.

- 5.1. APPROVE INVOICES FOR PAYMENTS. (GIMENEZ)**

Invoices approved for payments by General Fund check numbers 152247 through 152386 and EFT payments totaling \$1,612,759.67

- 5.2. APPROVE SUBMISSION OF THE NATIONAL FISH AND WILDLIFE FOUNDATION (NFWF)'S NATIONAL COASTAL RESILIENCY FUND PROPOSAL TO CONTINUE THE DUNE RESTORATION PROJECT AND TO ALLOW THE MAYOR TO SIGN A LETTER OF SUPPORT. (BOBURKA)**

- 5.3. **APPROVE THE MINUTES FROM THE JUNE 1, 2022 REGULAR CITY COUNCIL MEETING. (SOTO)**
- 5.4. **APPROVE THE EXCUSED ABSENCES FOR COUNCIL MEMBER LYDIA CABALLERO FOR THE MAY 4, 2022 REGULAR CITY COUNCIL MEETING AND JUNE 22, 2022 SPECIAL CITY COUNCIL MEETING. (CABALLERO)**
- 5.5. **APPROVE THE EXCUSED ABSENCE FOR COUNCIL MEMBER EVA JEAN DALTON FROM THE JUNE 1, 2022 REGULAR CITY COUNCIL MEETING. (DALTON)**
- 5.6. **APPROVE THE SECOND AND FINAL READING OF ORDINANCE NO. 22-02 REPEALING SECTION 3-23 OF ARTICLE 3 IN CHAPTER 3 OF THE CODE OF ORDINANCES REGARDING CATS AT LARGE. (SMITH)**

A true and correct copy of said Ordinance was placed in the City's Minutes Book and entitled Ordinance No. 22-02 and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- 5.7. **APPROVE THE SECOND AND FINAL READING OF ORDINANCE 22-03 AMENDING SECTION 12-20, ARTICLE 1 OF CHAPTER 12 REGARDING POSSESSION OR CONSUMPTION OF ALCOHOLIC BEVERAGES IN THE CENTRAL DISTRICT. (SMITH)**

A true and correct copy of said Ordinance was placed in the City's Minutes Book and entitled Ordinance No. 22-03 and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

6.REGULAR AGENDA

- 6.1. **DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE EARLY FINAL COMPLETION INCENTIVE ADDENDUM WITH CLORE EQUIPMENT FOR THE LAGUNA BOULEVARD CONSTRUCTION SERVICE AGREEMENT. (SANCHEZ)**

Council Member Ricco made a motion, seconded by Council Member Schwartz to authorize the City Manager to execute the Early Final Completion Incentive addendum with Clore Equipment for the Laguna Boulevard Construction Service Agreement. Motion carried unanimously.

- 6.2. **DISCUSSION AND ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH HANSON PROFESSIONAL SERVICES INC. FOR ADDITIONAL SERVICES RELATED TO THE WIND AND WATER SPORTS VENUE BIOLOGICAL ASSESSMENT AND UNITED STATES ARMY CORPS OF ENGINEER PERMITTING. (BOBURKA)**

Mayor McNulty made a motion, seconded by Council Member Medders to authorize the City Manager to execute an agreement with Hanson Professional Services Inc. for additional services related to the Wind and Water Sports Venue Biological Assessment and the United States Army Corps of Engineer permitting contingent upon the Land Owner increasing the option period on the property for the additional 24 months, should the property owner not extend the option period, the amendment would be terminated. After further discussion Mayor McNulty withdrew his motion and Council Member Medders withdrew his second.

The current option period for the land is 6 months.

Hanson Project Manager Paolina Vega explained that the anticipated time for the permits to be approve is 24-additional months. The Biological Assessment needs to be rewritten, Mitigation Plan has to be redone, and changes to the original submittal to the 404 permit. The Biological Assessment has not been submitted by US Army Corps to the US Fish and Wildlife due to Hanson pending the completion of the updated Biological Assessment.

Paolina Vega explained that the US Army Corps of Engineers has not been satisfied with how the project has been presented and not issuing the Biological Assessment and forwarding to the US Fish and Wildlife as submitted.

Council Member Ricco made a motion, seconded by Council Member Medders to table this item. Motion carried unanimously.

6.3. DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE 310 PADRE BOULEVARD AS A DESIGNATED AREA THAT ALLOWS MOBILE FOOD UNITS PURSUANT TO SEC. 10-31(D) (MCNULTY)

Council Member Ricco made a motion, seconded by Council Member Dalton to authorize 310 Padre Boulevard as a designated area that allows Mobile Food Units pursuant to Sec. 10-31. Motion carried unanimously.

7.ADJOURN

There being no further business, Mayor McNulty adjourned the meeting at 6:35 p.m.


Angelique Soto, City Secretary

APPROVED


Patrick McNulty, Mayor