

**WEDNESDAY, SEPTEMBER 21, 2022**

**1. CALL TO ORDER**

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, September 21, 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, and Eva Jean Dalton.

City staff members present were City Manager Randy Smith, Chief Financial Officer Rodrigo Gimenez, Fire Chief Jim Pigg, CVB Director Blake Henry, Shoreline Director Kristina Boburka, CMO's Management Assistant Hilda Delgado, Special Events Manager April Brown, 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 WORLD TEACHERS' DAY. (MCNULTY)**
- 4.2. PRESENTATION OF PHOENIX AWARD TO OCEAN RESCUE CAPTAIN PEDRO CASILLAS AND OCEAN RESCUE LIFEGUARD GARRETT CALLISON. (PIGG)**

**5. APPROVE CONSENT AGENDA:**

Council Member Medders made a motion, seconded by Council Member Schwartz to approve Consent Agenda Items 5.1 through 5.4. Motion carried unanimously.

- 5.1. APPROVE ACCEPTANCE OF TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT BBF 2302(21)050\_22 FOR \$86,991 AND AUTHORIZE CITY MANAGER OR CFO TO ENTER GRANT AGREEMENT. (ARRIAGA)**
- 5.2. APPROVAL OF THE CORRECTION TO THE CONSECUTIVE YEARS LISTED ON THE PART-TIME PAY SCALE. (DELGADO)**
- 5.3. APPROVAL OF THE SEPTEMBER 7, 2022 REGULAR CITY COUNCIL MEETING MINUTES. (SOTO)**
- 5.4. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**

Invoices approved for payment by General Fund check numbers 152919 through 152999 and EFT payments totaling \$506,509.09.

**6. REGULAR AGENDA**

- 6.1. DISCUSSION AND ACTION TO APPROVE THE RANKING AND SUBMISSION OF THE FINAL GRANT PROPOSALS FOR THE COASTAL MANAGEMENT PROGRAM (CMP)'S CYCLE 28. (BOBURKA)**

Council Member Ricco made a motion, seconded by Council Member Schwartz to approve the ranking and submission of the final grant proposals for the Coastal Management Program (CMP)'s Cycle 28. Motion passed unanimously.

Final proposals include Dune Restoration Phase II, Beach Access 10 improvements (phased approach), and Beach Access 16 improvements (permanent restroom).



**6.2. DISCUSSION AND POSSIBLE ACTION TO POST SIGNS PROHIBITING GOLF CARTS ON HWY 100 BEYOND WHERE SPEED LIMIT INCREASES ABOVE 35MPM AS PRESCRIBED BY STATE LAW AND CITY ORDINANCE. (SCHWARTZ, MEDDERS)**

Council Member Dalton made a motion, seconded by Council Member Ricco to table this item. Motion passed on a 3 to 2 vote with a record vote taken as a roll call vote as follows:

Mayor McNulty: Aye  
Council Member Ricco: Aye  
Council Member Dalton: Aye

Council Member Medders: Nay  
Council Member Schwartz: Nay

**6.3. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE DISMISSAL OF HOTEL OCCUPANCY TAX PENALTIES AND INTEREST IN THE AMOUNT OF \$1,821.25 DUE FROM DIOS DE VITA, LLC. (GIMENEZ)**

Mayor McNulty made a motion, seconded by Council Member Ricco dismiss the January 2021 Hotel/Motel Occupancy Tax penalties and interest with the June and July 2021, and January 2022 Hotel/Motel Occupancy Tax penalties and interest and to allow the owner to setup a 6-month payment plan. Motion passed on a 4 to 1 vote with Council Member Medders casting a nay vote.

**6.4. DISCUSSION AND POSSIBLE ACTION TO SCHEDULE A SPECIAL CITY COUNCIL MEETING ON OCTOBER 4, 2022 AT 1:30 P.M. (MCNULTY)**

Council Member Dalton made a motion, seconded by Council Member Schwartz to schedule a Special City Council Meeting on October 3, 2022 at 11:00 a.m. Motion passed unanimously.

**6.5. DISCUSSION AND POSSIBLE ACTION TO AMEND THE CODE OF ORDINANCES SEC. 18-30 GOLF CARTS (8) HOURS OF OPERATION OF RENTAL/COMMERCIAL CARTS LIMITED TO 6 A.M. - 10:00 P.M. (SCHWARTZ, MEDDERS)**

Council Member Schwartz made a motion, seconded by Council Member Medders for the City Attorney to draft an ordinance restricting the operating hours of golf carts on the Island to the hours of 6:00 a.m. to 10:00 p.m. and bring the proposed ordinance to the next Council meeting or a future Council meeting for discussion and action.

After much discussion Council Member Ricco requested Council Member Schwartz to rescind his motion until a meeting with stakeholders, staff, and residents could be held.

Council Member Schwartz rescinded the original motion, but the motion could not be amended due to Council Member Medders failing to amend seconding.

Motion failed on a 3 to 2 vote with a record vote taken as a roll call vote as follows:

Council Member Medders: Aye  
Council Member Schwartz: Aye

Mayor McNulty: Nay  
Council Member Ricco: Nay  
Council Member Dalton: Nay

**7.ADJOURN.**

  
Angelique Soto, City Secretary

APPROVED

  
Patrick McNulty, Mayor

