

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

**WEDNESDAY, MARCH 22, 2023**

**1. CALL TO ORDER**

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, March 22, 2023 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 Joe Ricco, Ken Medders, Jr., Kerry Schwartz, Rees Langston, and Eva-Jean Dalton.

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, Public Works Director Alex Sanchez, Assistant Public Works Director Jon Wilson, Administration Coordinator Hilda Delgado, Public Information Coordinator Karin Sprinks, 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. APPROVE CONSENT AGENDA:**

*Mayor McNulty announced that Consent Agenda Items 4.3 and 4.4 would be pulled from Consent Agenda and considered as individual items.*

Council Member Medders made a motion, seconded by Council Member Ricco to approve Consent Agenda Items 4.1, 4.2, 4.5, 4.6, and 4.7. Motion passed unanimously.

- 4.1. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**
- 4.2. APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$3,511.93 ASSOCIATED WITH BUILDING PLAN REVIEW PROFESSIONAL SERVICES. (MARTINEZ)**
- 4.3. APPROVE A BUDGET AMENDMENT FROM GENERAL FUND EXCESS RESERVES FOR \$17,350.00 TO PURCHASE A NEW CARGO TRAILER. (WILSON)**

Council Member Ricco made a motion, seconded by Council Member Schwartz to approve a budget amendment from General Fund Excess Reserves for \$17,350 to purchase a new cargo trailer. Motion passed unanimously.

- 4.4. APPROVE A BUDGET AMENDMENT FROM GENERAL FUND EXCESS RESERVES FOR \$22,831.00 TO PURCHASE A MOBILE HOT WASH RIG. (WILSON)**

Council Member Ricco made a motion, seconded by Council Member Langston to approve a budget amendment from General Fund Excess Reserves for \$22,831 to purchase a Mobile Hot Wash Rig. Motion passed unanimously.

- 4.5. APPROVE A BUDGET AMENDMENT FROM GENERAL FUND EXCESS RESERVES IN AN AMOUNT NOT TO EXCEED \$12,572 TO THE BUILDING INSPECTIONS PERSONNEL BUDGET FOR THE PURPOSE OF STAFF**

**RETENTION AND TO REMAIN COMPETITIVE IN THE CURRENT MARKET.  
(SMITH)**

- 4.6. APPROVE AN EXCUSED ABSENCE FOR COUNCIL MEMBER LANGSTON FROM THE MARCH 1, 2023 REGULAR CITY COUNCIL MEETING.  
(LANGSTON)**
- 4.7. APPROVE THE MINUTES FROM THE FEBRUARY 1, 2023 AND MARCH 1, 2023 REGULAR CITY COUNCIL MEETING AND THE FEBRUARY 6, 2023 SPECIAL CITY COUNCIL MEETING MINUTES. (SOTO)**

**5.REGULAR AGENDA**

- 5.1. DISCUSSION AND POSSIBLE ACTION TO APPROVE A BUDGET AMENDMENT OF FORFEITURE FEDERAL FUNDS IN THE AMOUNT OF \$34,081.44 TO PURCHASE 38 HANDGUNS (GLOCK), 38 HOLSTERS, 38 STREAMLIGHTS. (O'CARROLL)**

Council Member Ricco made a motion, seconded by Council Member Medders to approve a budget amendment of Forfeiture Federal Funds in the amount of \$38,084.11 to purchase 38 GLOCK handguns, 38 holsters, and 38 streamlights. Motion passed unanimously.

- 5.2. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2023-03 APPROVING SUBMISSION OF GRANT APPLICATION FOR OPERATION STONE GARDEN TO THE OFFICE OF THE GOVERNOR TO HELP PREVENT AND REDUCE BORDER-RELATED CRIMINAL ACTIVITY. (O'CARROLL)**

Council Member Ricco made a motion, seconded by Council Member Langston to approve Resolution No. 2023-03 approving submission of grant application for Operation Stone Garden to the Office of the Governor to help prevent and reduce border-related criminal activity. Motion passed unanimously.

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2023-03 and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- 5.3. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION 2023-04 SUPPORTING A LOCAL OPTION ON CASINO GAMING TO FOSTER TOURISM, ECONOMIC DEVELOPMENT AND JOB GROWTH. (MCNULTY)**

Council Member Ricco made a motion, seconded by Mayor McNulty to approve Resolution 2023-04 supporting a local option on casino gaming to foster tourism, economic development, and job growth. Motion passed on a 5 to 1 vote with Council Member Schwartz casting a nay vote.

- 5.4. PRESENTATION, DISCUSSION AND ACTION TO APPROVE THE ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR FISCAL YEAR 2021-2022. (GIMENEZ)**

Council Member Ricco made a motion, seconded by Council Member Dalton to approve the Annual Comprehensive Financial Report for Fiscal Year 2021-2022. Motion passed unanimously.

- 5.5. DISCUSSION AND POSSIBLE ACTION TO APPROVE AMENDMENT NUMBER 1 TO THE LEASE AGREEMENT WITH THE SPI HISTORICAL FOUNDATION DELAYING THEIR INITIAL RENTAL PAYMENT TO JANUARY 1, 2025. (MCNULTY)**

Council Member Schwartz made a motion, seconded by Council Member Ricco to approve Amendment Number 1 to the lease agreement with the SPI Historical Foundation delaying their initial rental payment to January 1, 2025. Motion passed unanimously.

**5.6. DISCUSSION AND ACTION REGARDING THE PLANNING AND ZONING COMMITTEE'S RECOMMENDATIONS RELATED TO ARTICLE VII - SHORT TERM RENTALS ORDINANCE RELATED TO ZONES B, B-2, AND E (ONLY RELATED TO SINGLE FAMILY HOMES AND SINGLE FAMILY ATTACHED PROPERTIES) RELATED TO THE FOLLOWING: (COUNCIL)**

**A. TO POSSIBLY REQUIRE 2 TRASHCANS FOR PROPERTIES REGISTERED AS SHORT-TERM RENTALS.**

Council Member Ricco made a motion, seconded by Council Member Langston to require 2 trashcans for properties registered as Short-Term Rentals. Motion passed on a 4 to 2 vote with Council Members Medders and Dalton casting a nay vote.

**B. TO POSSIBLY REQUIRE ONE (1) PARKING SPACE PER BEDROOM EFFECTIVE (DATE) FOR ALL NEWLY REGISTERED SHORT-TERM RENTALS.**

Mayor McNulty made a motion, seconded by Council Member Langston to table this item until the May 3<sup>rd</sup> City Council Meeting. Motion passed on a 5 to 1 vote with Council Member Dalton casting a nay vote.

**C. TO POSSIBLY REQUIRE A SIGN TO BE PLACED OUTSIDE OF EACH SHORT-TERM RENTAL UNIT THAT HAS THE PERMIT #, MAX OCCUPANCY LIMITS, AND THE MANAGER'S CONTACT INFORMATION.**

Council Member Ricco made a motion, seconded by Council Member Langston to table this item until the May 3<sup>rd</sup> City Council Meeting to allow City Staff to recommend signs/size/language suggestions for consideration. Motion passed on a 5 to 1 vote with Council Member Dalton casting a nay vote.

**D. TO POSSIBLY REQUIRE A SIGN INSIDE EACH SHORT-TERM RENTAL UNIT THAT HAS THE PERMIT NUMBER, MAX OCCUPANCY LISTED, NOISE ORDINANCE RESTRICTIONS, PARKING RESTRICTIONS (MAX NUMBER OF CARS PER PERMIT), AND ANY OTHER RESTRICTIONS THAT MAY BE USEFUL.**

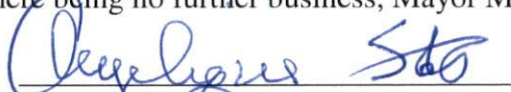
Council Member Schwartz made a motion, seconded by Council Member Ricco to take no action. Motion carried unanimously.

**E. TO POSSIBLY RECOMMEND ANY OTHER CHANGES TO THE CITY COUNCIL REGARDING ARTICLE VII – SHORT TERM RENTAL ORDINANCE THAT MAY BE RELATED.**

The Planning and Zoning Commission did not make a recommendation on this item, therefore, no action was taken.

**6.ADJOURN.**

There being no further business, Mayor McNulty adjourned the meeting at 7:02 p.m.

  
Angelique Soto, City Secretary

APPROVED

  
Patrick McNulty, Mayor

