

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - FEBRUARY 20, 2019

2/20/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the workshop was called to order at 8:05 a.m.

2. ROLL CALL

Present: Mayor James Yarbrough, Mayor Pro Tem Craig Brown, Council Member David Collins, Council Member John Listowski, and Council Member Jackie Cole. Council Members Amy Bly and Jason Hardcastle arrived at 8:08 a.m.

3. DISCUSSION ITEMS

3.A. Discuss Proposed Transfer Of The City's Arts & Historic Preservation Program To The Park Board And Funding Options (Brown/Yarbrough - 45 Minutes)

MPT Brown advised the Arts & Historic Board allocates money to non-profit organizations that make applications to their board. There is 6/8 of a penny that is allocated to the program annually which is about \$1.5 million. The board allocates money to the organizations for support of events and fore marketing purposes. Today's discussion is to consider moving these allocations to the Park Board. Dr. Brown advised of two reasons the Council might consider moving this function to the Park Board. (1) The Park Board already allocates HOT funds to organizations and has the expertise to evaluate marketing programs and making sure the money is used appropriately. (2) If this idea has merit how much in funds should be transferred to the Park Board? If the City keeps a portion it could be used for other HOT related projects like public art, historic preservation, and other projects. If the City sent 4/8 of a penny and the Park Board could come up with 2/8 for the program that would make 6/8 of a penny. This gives the City an expansion of the HOT funds and provides more flexibility. If Council feels the idea has merit, then discussion could be held on funding options. The Park Board is meeting to discuss on their February 26th agenda and would like to know how much the City would contribute. The concept has been presented to the Arts & Historic Board and the Park Board. Those boards did not vote on this item but consensus was supporting. CM Collins advised he is supportive of this notion but would like the City to retain a portion of the money for other projects. He expressed concerns that the smaller organizations might lose some of their funding. Dr. Cole advised she does not have a problem with sending this program to the Park Board, but expressed concerns about taking money from this program which supports our local non-profits when all of the City's remaining HOT money is spent on the trolleys. She would like to see where the money is going before she makes a decision on how much money to send to the Park Board. MPT Brown advised the Trolley Committee has the data that Dr. Cole is requesting. Mayor Yarbrough advised the Park Board is better equipped to manage this activity. The purpose of the transfer is to align duties and management of assets, and to get activities where it makes more sense. City Manager Brian Maxwell will circulate the budget for trickle down so the Council can look at the details, the audit once it is available, details on the 1/8 penny that the city keeps, and the Trolley Committee report.

3.B. Discuss The City's Nuisance Ordinance And Enforcement (Brown/Yarbrough - 60 Minutes)

Dr. Brown provided information on the City's notification process for code enforcement violations for high grass. He advised the violator gets an initial 10-day letter for the first violation, but does not get an additional letter for future violations. Staff has made some changes to make it clear that subsequent notices will not be sent for additional violations within a 12-month period. The appeal process has also been clarified in the letter.

3.C. Discuss Timeline/Deadlines For Building Permits (Brown/Yarbrough - 45 Minutes)

Dr. Brown reported an issue with the current process for dilapidated structures. When the Code Enforcement Department sends a letter to a property owners related to a dilapidated structure, a building permit may be obtained which stops the Code Enforcement activity. The City currently issues perpetual building permits so the structure can sit for months or years with no progress. Discussion was held regarding possible solutions including the requirement of renewing building permits in six months, following up on permits after a period of time and check percentage of completion, and requiring the permit holder to submit a plan of action with a timeline. Staff will look into options and bring back to Council at the April workshop.

3.D. Discuss Size Requirements For Planned Unit Developments (PUD's) (Collins/Yarbrough - 30 Minutes)
CM Collins reported on issues with the lot size for PUD's. Tim Tietjens reported that staff's recommendation during the LDR process was at least an acre, Planning Commission recommended half an acre, and the Chamber of Commerce was evaluating this requirement as well and came back with a 5,000 square feet recommendation, and Council finally decided on 10,000 square feet. He advised that PUD's are more intended for planned development, essentially meeting requirements of the underlying zoning and city code with some give and take but is not meant to be used as a variance. Discussion was held regarding the Council's ability to place conditions on a PUD, and keeping requirements the same until the zoning maps are scrutinized and modified.

3.E. Receive And Discuss A Briefing On The Proposed Bill At The State To Limit Tax Increases To 2.5% (Cole/Yarbrough - 20 Minutes)
Assistant City Manager Mike Loftin provided a copy of City Manager Brian Maxwell's written testimony to the Texas Senate Commission on Property Tax that shows the effect over time. He provided information that may have a direct impact on Galveston.

3.F. Receive And Discuss An Update On The City Hall Remodel (Yarbrough - 15 Minutes)
Mayor Yarbrough reported that plans have changed for the City Hall remodel in light of the recent CDM settlement. City Manager Brian Maxwell advised that staff will be focusing on public safety issues, including sprinkling the building and adding restrooms on every floor. The other work including moving Council Chambers to the first floor and putting in a visitor's center/City of Galveston history area on the first floor is being postponed but could be done in the future by issuing some debt. The Fire Station should open in July, and the Annex should be demolished in August or September.

3.G. Update On City Code Review Process (Yarbrough - 15 Minutes)
Assistant City Attorney Donna Fairweather provided a tentative schedule for Council's review of the City Code.

4. ADJOURNMENT

The workshop was adjourned at 10:55 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - FEBRUARY 28, 2019

2/28/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the workshop was called to order at 8:34 a.m.

2. ROLL CALL

Present: Mayor Pro Tem Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member Jason Hardcastle, Council Member John Listowski, and Council Member Jackie Cole.

Absent: Mayor James Yarbrough.

3. DISCUSSION ITEMS

3.A. Clarification Of Consent And Regular City Council Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Consent And Regular Agenda Items. (30 Minutes)

Agenda Items 8E, 10A, 11A, 11G, 11N, 11O, 11P, 11S, 11T, 11U, 11V, 11W, and 11X were clarified by Staff and Council.

3.B. Joint Workshop Between The City Council And The Park Board Of Trustees To Discuss Items Of Mutual Interest (City Council - 1 Hour)

A Joint Workshop was held between the City Council and the Park Board.

Discuss East End Lagoon Business Plan - Sheryl Rozier presented the East End Lagoon Nature Preserve Plan. The Park Board is looking for concurrence from the Council in order to move forward with the due diligence portion of the plan. The Park Board has received notification of being on the short list to receive \$1.4 million in RESTORE funds to be used for construction of an open air structure, and requests \$50,000 from the City over the next eight years to support the overall East End Lagoon Plan. The open air structure is a shovel ready project.

Discuss Park Board Management of Arts and Historical Preservation Funding - Discussion was held regarding transferring the Arts & Historic functions to the Park Board. The Park Board met earlier this week and voted to accept 5/8 of a penny (or \$1.25 million) from the City and the Park Board will contribute the remaining funds of \$250,000 to maintain the current total amount of funding for the program. The Park Board is looking into grants funds to further support the program. Discussion was held regarding potential conflicts of interest for current Park Board members whose organizations receive Arts & Historic grant funds. These Park Board members declare conflicts for the record and will abstain from any discussion and/or voting on Arts & Historic related agenda items. The Arts & Historic Preservation Advisory Board has extended their application deadline to May 1 in anticipation of the transfer, and will be an advisory committee to the Park Board during the first year. Spencer Priest advised the Park Board would not be making any significant changes to the program in the first year. The Advisory Board would be operating at the Park Board. An Interlocal Agreement will be drafted for the City Council and the Park Board to approve. This item will be placed on the March 28th agenda for the Council's consideration.

3.C. Discuss Proposed Valet Parking Ordinance (M. Gray - 30 Minutes)

Marshall Michael Gray and Assistant City Attorney Donna Fairweather presented Council with amendments to the proposed ordinance. Discussion was held regarding fees for paid parking

spaces in addition to the annual permit base fees, current unauthorized valet parking areas, and valet parking vehicles on the street in areas other than downtown. This item will be placed on the March workshop for further discussion.

- 3.D. Discuss Membership And Facility Rental Fees For Recreation Centers, Parks, And Athletic Fields That Are Under Management Of The Parks And Recreation Department (M. Rabago - 20 Minutes)

Mario Rabago presented current and proposed rates for the McGuire Dent Recreation Center, Menard Park Band Shell, ballfield rentals and tournaments, Lasker Park Community Pool, and Beach Pocket Park #1 wedding space rental. The Council expressed concerns regarding staff's proposal to start charging users for admission to McGuire Dent. This item will be placed on next month's agenda for the Council's consideration.

- 3.E. Receive And Discuss An Update On Debt Management (D. Buckley/M. Loftin - 30 Minutes)

Deputy City Manager Dan Buckley presented the draft Debt Management Policy to the Council. He advised it is an essential policy for the City to have. He reported that the City is not a heavy user of debt, but that may change if the 2-1/2 cent tax cap is approved by the State Legislature. The Finance and Fiscal Affairs Committee will review the policy at their next meeting. This item will be placed on next month's workshop agenda for the Council's review.

4. EXECUTIVE SESSION

The City Council took a five minute break at 12:30 p.m., convened into Executive Session at 12:35 p.m., and reconvened into Open Session at 1:16 p.m. No action was taken during Executive Session.

- 4.A. Pursuant To Texas Gov't Code 551.071- Consultation With Attorney, An Executive Session Will Be Conducted To Discuss And Receive Legal Advice Concerning Pending Litigation And/Or A Settlement Offer, Or On A Matter In Which The Duty Of The Attorney To The Governmental Body Under The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas Clearly Conflicts With This Chapter, Related To The Following:

4.A.1. Alan Flores V. City Of Galveston

4.A.2. Briefing On Matters Related To The Police Pension Board And Its Retirement Fund

5. ADJOURNMENT

The workshop was adjourned at 1:17 p.m.

Janelle Williams, City Secretary

Date Approved:

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WORKSHOP - FEBRUARY 28, 2019

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5. ADJOURNMENT

The workshop was adjourned at 1:17 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - FEBRUARY 28, 2019

2/28/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 1:22 p.m.

2. ROLL CALL

Present: Mayor Pro Tem Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member Jason Hardcastle, Council Member John Listowski, and Council Member Jackie Cole.

Absent: Mayor James Yarbrough.

3. INVOCATION

The invocation was given by Rev. Fr. Jude Ezuma, Pastor - Holy Family Parish.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Dr. Brown.

5. CONFLICTS OF INTEREST

None.

6. PRESENTATIONS/REPORTS OF COUNCIL, OFFICER BOARDS, AND CITY MANAGER

6.A. Pursuant To Texas Government Code Section 551.0415, The City Council May Report On Any Of The Following Items:

1. Expressions of thanks, gratitude, and condolences - **City Manager Brian Maxwell expressed condolences to the family of Joyce Dundee.**

2. Information regarding holiday schedules

3. Recognition of individuals

a. **President George Washington Day - presented by Dr. Cole.**

b. **Z Krewe - presented by CM Collins.**

c. **Grayson Baird - presented by CM Bly.**

d. **Richard Batie - presented by Dr. Brown.**

e. **IHop National Pancake Day - presented by CM Hardcastle.**

f. **Tree City USA Designation - presented by Pete Collins.**

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement

6.B. City Manager's Report - The Investment Report For Quarter Ended December 31, 2018 (M. Loftin)

The Investment Report was presented by Assistant City Manager Mike Loftin.

7. COMMUNICATIONS AND PETITIONS

7.A. Claims

18-110 - Linda Strevell; 18-111 - Jennifer Miller; 18-112 - Derena Tuck; 18-113 - Joseph Galucci; 18-114 - Aleitha Sykes; 18-115 - Ryan Hermary; 19-001 - Manuela DeLaFuente; 19-002 - Michelle Moreno; 19-003 - Alex Del Valle; 19-004 - William Coon; 19-005 - Texas Gas Service; 19-006 - William Stephenson; 19-007 - Dale Atchley.

8. PUBLIC HEARINGS

- 8.A. Public Hearing Only - An Ordinance Of The City Of Galveston, Texas, Adopting The 2019 Water Conservation Plan For The City Of Galveston That Includes And Incorporates The Prior City Of Galveston Drought Contingency Plan, Texas Commission On Environmental Quality (Tceq) And Texas Water Development Board (Twdb) Rules, Gives Specifications Of Water Conservation Goals, Improving The Efficiency In The Use Of Water, Increasing Recycling And Reuse Of Water, Improving The Efficiency Of Water Utilities And Prevention Of Pollution Of Water; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (B. Cook)
The Ordinance was read by caption. The public hearing was opened; with no speakers the public hearing was closed. Brandon Cook provided staff comments.
- 8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Changing The Zoning From A Commercial (C) Zoning District To A Residential, Single Family (R-1) Zoning District On Properties Commonly Known As 21201, 21205, 21209, 21213, 21301, 21305, 21309, And 21313 Scissor Tail Lane And Adjacent Reserves To The South. The Properties Are Legally Described As The Estates Of Sunset Cove Phase 2; Lots 1-4, Block 1, Estates Of Sunset Cove Phase 2, Lots 1-4, Block 2; And Part Of Adjacent Reserves 8 (0-11), Estates Of Sunset Cove, Phase 2, In The City And County Of Galveston, Texas. Planning Case Number 19P-004; Making Various Findings And Provisions Related To The Subject. (J. Norman)
Ordinance No. 19-013 was read by caption. The public hearing was opened; with no speakers the public hearing was closed. Motion was made by MPT Brown, second by CM Bly, to approve the ordinance. Unanimously approved by those present.
- 8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Leroy Naschke, Sr. Field, A Portion Of Property Located At 301 Albacore Commonly Known As Lindale Park, As A "Galveston Landmark", Property Is Legally Described As M Menard Survey, Tract 146, 6.968 Acres, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Planning Case Number 19p-008; Making Various Findings And Provisions Related To The Subject. (C. Gorman)
Ordinance No. 19-014 was read by caption. The public hearing was opened. Frank Maceo and Robert Mohovil spoke in favor of the ordinance. The public hearing was closed. Motion was made by CM Collins, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.
- 8.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations, Article 2: Table 2.201: Permitted Uses And Limited Use Standards Regarding Standards For Parking Lots / Structures; And To Conform Conflictual Language Pertaining To Duplex Land Use In Residential Single-Family R-1 And R-3 Districts, And Residential Townhouse Districts (R-2); Planning Case Number 18za-007; Making Various Findings And Provisions Related To The Subject. (A. Montalvan)
Ordinance No. 19-015 was read by caption. The public hearing was opened; with no public speakers the public hearing was closed. Motion was made by MPT Brown, second by CM Collins, to approve the ordinance. Unanimously approved by those present.
- 8.E. Consider For Approval An Ordinance Of The City Council Of The City Of Galveston, Texas, Terminating, Repealing And Or Cancelling A Planned Unit Development Overlay (PUD) In An Urban Neighborhood (UN) Zoning District, Granted Under Ordinance No. 18-002 On Property Commonly Known As 3826 Avenue R And Legally Described As Galveston College Addition No. 2 (2017), Abstract 628, Lot 1, In The City And County Of Galveston Texas; Planning Case Number 19P-003; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (D. Lunsford)

Ordinance No. 19-016 was read by caption. The public hearing was opened; with no speakers the public hearing was closed. Motion was made by CM Hardcastle, second by CM Listowski, to approve the ordinance. Unanimously approved by those present.

9. PUBLIC COMMENT

Agenda Items - Rhonda Gregg-Hirsch - Item 10A; Theresa Morris - Item 11A.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 8, "Beaches And Waterways", To Allow For Regulations Related To Maintaining A Clean Beach And Promoting Environmentally Conscious Conduct By Beach Users; Providing For A Penalty; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (D. Henry)

Ordinance No. 19-017 was read by caption. Motion was made by MPT Brown, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

- 10.B. Consider For Approval Renewing An Ordinance Of The City Of Galveston, Texas, Amending Chapter 26 "Parks And Recreation" Of "The Code Of The City Of Galveston 1982, As Amended," By Creating Articles IV, "Youth Services Standards Of Care" And Sections Thereunder; Adopting The Youth Services Standards Of Care For 2019, Thereby Defining Minimum Standards Of Care By Which The City Of Galveston And Its Recreation Department Will Operate The City's Youth Recreational Programs; Providing For An Annual Review And Re-Adoption Date Thereafter; Making Various Findings And Provisions Related To The Subject. (M. Rabago)

Ordinance No. 19-018 was read by caption. Motion was made by CM Bly, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

11. CONSENT ITEMS

The following items shall be considered for action as a whole, unless one or more Council Members objects. The City Manager is authorized to execute all necessary documents upon final approval by the City Attorney.

Motion was made by MPT Brown, second by CM Bly, to approve Consent Items 11A through 11JJ, except Item 11G.1. Unanimously approved.

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Encouraging Food And Beverage Establishments Within The City Of Galveston To Refrain From Providing Plastic Straws And Stirrers To Their Customers Except On Specific Request, Encouraging The Use Of Paper, Plants And Other Natural Materials In Lieu Of Plastic Straws And Stirrers, Directing The City Secretary To Send Certified Copies Of This Resolution To The Galveston Restaurant Association And The Galveston Chamber Of Commerce For Dissemination To Their Members; Providing For Findings Of Fact And For An Effective Date. (Brown/Yarbrough)

Resolution No. 19-008

- 11.B. A Resolution Of The City Council Of The City Of Galveston, Texas, Establishing A Complete Count Committee (Ccc) Program To Increase Awareness Of Census 2020 And Increase Census Participation; Providing For The Committee's Duties, Term, Membership, Quorum, Voting, Meetings, And Rules Of Procedure; Providing For Findings Of Fact And Providing For An Effective Date. (D. Henry)

Resolution No. 19-009

- 11.C. Consideration Of Granting Authorization To The City Attorney To Retain The Services Of The Firm Of Denton Navarro To Assist In The Conduct Of Collective Bargaining With The Galveston Municipal Police Association In Upcoming Collective Bargaining Discussions. (Legal)

- 11.D. Consider Approval Of An Award For Three Year Contract, With Two Optional One-Year Renewals For Bid 19-004 Lumber, Building Materials, And Supply. (M. Loftin)

- 11.E. Consider For Approval Joining The Goodbuy Purchasing Cooperative, Operated By The Education Service Center, Region 2, Located In Corpus Christi, Texas. (M. Loftin)
- 11.F. Consider For Approval To Authorize The City Manager Or His Designee To Execute A Certification Of Consistency With The City's Consolidated Plan (HUD Form-50077-SL) For The Galveston Housing Authority. (A. Law)
- 11.G. Broadway Corridor - Street Luminaires
- 11.G.1. Consider For Approval The Purchase Of Goods For The Street Luminaires Project For The Broadway Corridor From Facility Solutions Group, Inc. In The Amount Of \$49,462.50. (K. Hockersmith)
- (1) Motion was made by CM Cole, second by CM Bly, to defer this item until we are able to get a bid for LED lights that will fit the light fixtures but at 3000K. In favor: Cole. In opposition: Brown, Bly, Collins, Hardcastle, and Listowski. Motion fails.**
- (2) Motion was made by MPT Brown, second by CM Collins, to approve the purchase. The motion carried 5-0; CM Cole abstained from voting.**
- 11.G.2. Consider Authorizing The Expenditure And Scope Of Work To Crescent Electric For The Repair And Replacement Of Broadway Street Luminaires For An Amount Not To Exceed \$113,183.50. (T. Wrobleski)
- 11.H. Consider For Approval A Memorandum Of Agreement Between The City Of Galveston And The United States Coast Guard For Fire And Rescue Services For The Coast Guard Base And On The Various Marine Vessels Operating At The Base. (M. Wisko)
- 11.I. Consider For Approval The Purchase Of 41 Full Sets Of Personal Protective Equipment, 4 Pairs Of Firefighting Gloves, 4 Pairs Of Firefighting Boots And 2 Fire Helmets For A Total Cost Of \$98,827.70 From NAFECO, A Buy Board Company. (M. Wisko)
- 11.J. Consider For Approval Payment To The Galveston County Emergency Communication District For Annual Radio Airtime Fees In The Amount Of \$30,690.00 To Be Funded From The Police Department's Maintenance Contracts Budget. (V. Hale)
- 11.K. Consider For Approval Awarding Bid #19-003 To The Two Lowest Responsive Bidders For A Three (3) Year Contract For Demolition Services Of Unsafe, Dangerous Or Substandard Structures In The City Of Galveston. The Source Will Be Funded Through Code Enforcement General Fund Demolition Account. (D. Stark)
- 11.L. Consider For Approval A Resolution Of The City Council Of The City Of Galveston Requesting The Members Of The 86th Legislative Session Of The State Of Texas To Support Legislation That Provides Stewardship, Health And Well Being, And Connectivity For Local And State Parks; Directing The City Secretary To Forward A Certified Copy Of This Resolution To Governor Greg Abbott And Members Of The 86th Legislature; Providing For Findings Of Fact And Providing For An Effective Date. (M. Rabago)
- 11.M. Withdrawn
- 11.N. Consider For Approval An Agreement Between The City Of Galveston And Roy Salinas, Authorizing Roy Salinas To Manage And Operate Food And Beverage Concessions At The Crockett Park Baseball Complex. (M. Rabago)
- 11.O. Consider For Approval An Agreement Between The City Of Galveston And Galveston Lassie League Softball Organization (GLLSO), Authorizing GLLSO To Manage And Operate Food And Beverage

Concessions At The Lassie League Softball Complex, Also Known As Watson Field, Godnich Field, And Carter Field. (M. Rabago)

- 11.P. Consider For Approval A Proposal From Intertek PSI For \$19,913 To Perform Pre-Design Geotechnical Engineering Services To Establish Revised Design Parameters For The Proposed Modifications To The Legas Drive Bulkhead Repair Project Design. (D. Christodoss)
- 11.Q. Consider For Approval A Proposal From Braun Intertec For \$94,005 To Perform Construction Material Testing For 45th Street Reconstruction From Broadway To Seawall. (D. Christodoss)
- 11.R. Consider For Approval A Proposal From Intertek PSI For \$94,005 To Perform Construction Material Testing For Sanitary Sewer Improvements Construction Along 8 Mile Road From Stewart Road To Sunny Beach Project. (D. Christodoss)
- 11.S. Consider For Approval Of Change Order No. 14 To The Contract With Cardinal Contractors, Inc., For The New 59th Street Pump Station Project, Increasing The Contract By \$264,460.50 To A New Total Amount Of \$18,168,750.94, And Extending The Time By 109 Calendar Days. (R. Blacketter)
- 11.T. Consider For Approval Of Change Order No. 1 To The Contract With LEM Construction Co., Inc., For The Airport Wastewater Treatment Plant Improvements Project, Increasing The Contract By \$148,271.24 From The Amount Of \$6,792,200.00 To A New Total Amount Of \$6,940,471.24, And Reducing The Contract Term By 37 Days. (R. Blacketter)
- 11.U. Consider For Approval Change Order No. 1 To The Contract With Lucas Construction Co., Inc., For The Market Street Sidewalk & Curb Reconstruction (25th To 33rd) Project, Increasing The Contract By \$38,940.00 From The Amount Of \$1,134,575.00 To A New Total Amount Of \$1,173,515.00, And Extending The Contract Term By 30 Days. (R. Blacketter)
- 11.V. Consider For Approval Of Change Order No. 1 To The Contract With Alamo Environmental Inc. Dba Alamo1, For The City Of Galveston Incinerator Demolition And Concrete Cap Construction Project, Increasing The Contract By \$181,689.75, From The Amount Of \$4,313,876 To A New Total Amount Of \$4,495,565.75. (R. Blacketter)
- 11.W. Consider For Approval Of Change Order No. 1 To The Contract With Main Lane Industries, Ltd., For The 45th Street Improvements From Broadway To Seawall Boulevard Project, Increasing The Contract By \$854,026.00 From The Amount Of \$8,994,097.00 To A New Total Amount Of \$9,848,123.00, And Extending The Contract Term By 103 Days. (R. Blacketter)
- 11.X. Consider For Approval Of Change Order No. 2 To The Contract With Tucon, LLC, For The 30th Street Tank Demolition Project, Increasing The Contract By \$18,674.38 From The Amount Of \$599,913.58 To A New Total Amount Of \$618,587.96, And Extending The Contract Term By 60 Days. (R. Blacketter)
- 11.Y. Consider Rejecting All Proposals Received For The Reconstruction Of 83rd Street From South Of Cessna To Stewart Road Project (RFP #19-06) (R. Blacketter)
- 11.Z. Consider Rejecting All Proposals Received For The 29th Street Improvements From Harborside To Church Project (RFP #18-35). (R. Blacketter)
- 11.AA. Consider Rejecting All Proposals Received For The Lake Madeline Riprap Replacement - Legas Drive & Lakeview Street Project (RFP #19-01) (R. Blacketter)
- 11.BB. Consider For Approval Accepting All Public Water And Sewer Infrastructure Improvements For Sweetwater Cove Subdivision For The Initial Two-Year Maintenance Period. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blacketter)

- 11.CC. Consider For Approval Payment Of An Amount Not To Exceed \$135,000.00 To T Construction, LLC For Emergency Repairs To The Fraser To Stewart Avenue Sanitary Sewer System Between 57th Street And Bayou Shore Drive. (A. Grasso)
- 11.DD. Consider For The Approval Awarding RFP 19-08A To All Tech Fuel Systems LLC For The TCEQ Upgrades And Repairs To The Trolley Barn Fuel Delivery System For A Total Cost Of \$45,907.36. (D. Smith)
- 11.EE. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (HD Trailers-2) And Associated Equipment From Doggett Heavy Machinery Through HGAC Buy For A Total Price Of \$50,980. (D. Smith)
- 11.FF. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (HD Service Truck) And Associated Equipment From MHC Kenworth Through Buy Board For A Total Price Of \$149,708.32 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.GG. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (Gradall) And Associated Equipment From Associated Supply Co., Inc. (ASCO) Through HGAC Buy For A Total Price Of \$364,448.62 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.HH. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (Excavator) And Associated Equipment From Mustang Cat Through HGAC Buy For A Total Price Of \$155,437.81. (D. Smith)
- 11.II. Consider For Action Accepting The Proposal From Aptim Environmental & Infrastructure, LLC. For Professional Services To Perform Wading Depth And Depth Of Closure Surveys Of The Beach, And To Authorize The City Manager To Approve A One-Year Agreement With Three (3) One-Year Renewal Options. Funding To Come From The Park Board Of Trustees And The Beach Silo Of The IDC 4B Sales Tax, In An Amount Not To Exceed \$121,668.00. (D. Henry)
- 11.JJ. Consider For Action Authorizing The City Manager To Approve An Interlocal Agreement Between The City And The Galveston Park Board Of Trustees Regarding Cost Sharing For Annual Beach Surveys. (D. Henry)

12. ACTION ITEMS

- 12.A. Discuss And Consider Scheduling Special Called City Council Workshops In 2019. (Yarbrough)
Motion was made by MPT Brown, second by CM Collins, to defer this item to the next meeting. Unanimously approved by those present.
- 12.B. Discuss And Consider Appointments To The Following City Boards, Commissions, And Committees:
Motion was made by CM Bly, second by MPT Brown, to appoint Kurt Gonzales and Joe Hoff. Unanimously approved by those present.

13. ADJOURNMENT

The meeting was adjourned at 2:40 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - MARCH 28, 2019

3/28/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the workshop was called to order at 8:02 a.m.

2. ROLL CALL

Present: Mayor Pro Tem Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member John Listowski, and Council Member Jackie Cole. Council Member Jason Hardcastle arrived at 8:04 a.m.

3. DISCUSSION ITEMS

3.A. Clarification Of Consent And Regular City Council Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Consent And Regular Agenda Items. (30 Minutes)

Items 8A, 8D, 10B, 11H, 11L, 11O, and 12A were clarified by City Staff. Item 12C was clarified by Park Board Staff.

3.B. Discuss The Permitting Of Scooters (Brown/Yarbrough - 30 Minutes)

Development Services Director Tim Tietjens reported that some companies have shown interest in wanting to begin operations in Galveston. Discussion was held regarding the different types of scooters currently being operated in cities around the country. There is one vendor that wants to bring in a particular type of scooter at this time. A few months ago, the City Council approved an ordinance requiring a permit to operate docked and dockless bicycles in the city. Dr. Cole reported that Scottsdale has a great program for scooters and suggested that staff look into ordinances of cities that have successful programs. The Planning Department will look into comparable cities and will bring the information back to City Council at the April Workshop.

3.C. Discuss An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 34, "Traffic" By Adding Article X, "Valet Parking" To Allow For Regulations Related To Valet Parking In The City Of Galveston; Providing For A Penalty; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date (Legal - 30 Minutes)

Assistant City Attorney Donna Fairweather advised there are two versions of the proposed Valet Parking ordinance. The original ordinance in the agenda packet provides regulations for valet parking only in the Central Business District. The amended version provided to City Council this morning provides regulations Island wide. Discussion was held regarding whether to apply the regulations Island wide or for only the Central Business District. This item is on today's Regular Meeting agenda for the Council's consideration.

3.D. Receive And Discuss A Report From The Moody Foundation On Their Efforts To Bring Computers And WiFi To Island Students (Hardcastle/Yarbrough - 15 Minutes)

Paul Gaido reported on the Moody Foundation's efforts to bring computers and WiFi to Island students. Moody Foundation Director of Education Angela Blair and Compudock representative Megan Steckley provided specific information on the program. Paul Gaido provided information on the 50 cities in the US that provides free internet access to students and asked City Manager Brian Maxwell for assistance in finding a way to provide internet access to students in their homes.

3.E. Discuss An Ordinance Of The City Council Of The City Of Galveston, Texas, Amending Chapter 7, "Animals And Fowl" Of The "The Code Of The City Of Galveston, 1982, As Amended" By Adding Article VIII. "Dogs In Outdoor Dining Or Eating Areas", To Allow Dogs In Outdoor Dining Or Eating Areas At Food Establishments; To Provide A Penalty Provision; Making Various Findings And Provisions Related

To The Subject; And Providing For An Effective Date (Legal - 30 Minutes)

Assistant City Attorney Donna Fairweather provided information on Senate Bill 476 introduced in the State Legislature. The proposed ordinance is identical to the bill. Animal Services Supervisor Josh Henderson advised that dogs on patios is not currently allowed by the State Health Code unless the City specifically has regulations that allows it. He reported that lots of tourists bring their dogs with them on vacation and are forced to leave the in the car while eating in restaurants. The proposed ordinance would allow customers to bring their dogs onto outdoor patios at restaurants.

- 3.F. Discuss Current Island Transit Fixed Routes, ADA Paratransit/Demand Response Services, Fares, And To Schedule A Separate Public Meeting And 14 Day Public Comment Period To Solicit Public Input On Potential Service And Fare Structure Changes (R. Beverlin - 15 Minutes)

Assistant City Manager Rick Beverlin provided information on current Island Transit Fixed Routes, ADA/Paratransit/Demand Response Services, and Fares. He reported on an upcoming separate public meeting and a 14-day public comment period to solicit public input on potential service and fare structure changes. He presented potential considerations for additional cost savings.

- 3.G. Discussion Of The 2018 Revised Preliminary Flood Insurance Rate Maps And The Corresponding Flood Insurance Study, And An Amendment To The City Of Galveston's Flood Damage Prevention Ordinance; And Establishing An Effective Date For The Three The Documents In Final Form. (T. Tietjens)

Development Services Director Tim Tietjens reported that the City received the Letter of Final Determination for the Flood Maps. The question before the City Council today is when the City would like to have the revised flood maps become effective. The City has three options: (1) adopt the new FIS/FIRM now, but have the effective date of the ordinance being the effective date of the new FIS/FIRM, (2) adopt the new FIS/FIRM now, with it becoming effective immediately, or (3) wait until right before the effective date to adopt the new FIS/FIRM. Staff advised that the maps need to be adopted separately from the Building Codes.

- 3.H. Receive And Discuss An Update On The Debt Management Policy (Buckley/Loftin - 15 Minutes)

Assistant City Manager Mike Loftin presented the updated Debt Management Policy. He advised the Park Board is not included in the Scope of the policy. The Park Board has their own ability to issue debt in the form of revenue bonds.

- 3.I. Receive And Discuss A Report On Police Car Inventory (Cole/Listowski - 15 Minutes)

City Manager Brian Maxwell reported that eliminating the take home car program will be a cost savings of between \$50,000 and \$75,000 a year. In 2013, Mr. Maxwell brought a proposal to then City Manager Michael Kovacs to create the take home car program based on expended inventory, meaning cars that had already been retired from the fleet. Officers were given the choice to take home one of the older cars, they could use it and make it their own car. This was done with the Police Chief and then President of the GMPA and was approved within the City Manager's purview. It has been brought to management's attention that there are issues with the cars and they are indeed aging. The City cannot afford to continue to replace the take home cars and will be eliminating the older cars from the fleet. By doing so, the City will have one of the newest fleets in the State. Management will continue to allow take home cars for upper PD management and the Animal Control Officer. The Police Chief advised this will not affect any services. Executive Director David Smith provided information on the Police Department's fleet. Since 2013, the City has purchased a total of 72 vehicles for the Police Department fleet totaling \$2.8 million. The Police Debarment currently has 15 to 20 take home cars. City Management will be discontinuing the take home car program which will reduce the fleet by 15 cars. Police Chief Hale reported that he did a lot of research on take home car programs. He advised that every current take home car was previously replaced with a new vehicle for the PD fleet, but they were kept in inventory when the take home car program was created in 2013. He also advised the long term plan is to have some sort of take home car program.

- 3.J. Receive And Discuss An Update On Pelican Island Bridge (Yarbrough - 45 Minutes)

Mayor Yarbrough reported that the County will serve as local sponsor for the project. The City will commit \$5 million toward the effort. The Navigation District committed \$10 million for the cost of demolition of the bridge. The County and City will share 50/50 cost overruns. In five years, the City will own the bridge once it is accepted and completed. Senator Larry Taylor is working on legislation to align the bridge going around the Texas A&M campus. The cost for going straight through the campus is \$77 million, and the cost for going around is \$99 million. Funding sources include \$45 million from TxDOT, \$18 million from H-GAC's Transportation Policy Council, \$5 million from the County, \$5 million from the City, and \$10 million from the Navigation District. The County is committed to getting this project done. As of right now, the funding source for the City's portion has not been identified.

4. EXECUTIVE SESSION

The City Council took a break at 12:40 p.m., convened into Executive Session at 12:48 p.m., and reconvened into Open Session at 1:10 p.m. No action was taken during Executive Session.

- 4.A. Pursuant To Texas Gov't Code 551.071- Consultation With Attorney, An Executive Session Will Be Conducted To Discuss And Receive Legal Advice Concerning Pending Litigation And/Or A Settlement Offer, Or On A Matter In Which The Duty Of The Attorney To The Governmental Body Under The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas Clearly Conflicts With This Chapter, Related To The Following:

4.A.1. Briefing On Matters Related To The Police Pension Board And Its Retirement Fund

5. ADJOURNMENT

The workshop was adjourned at 1:10 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - MARCH 28, 2019

3/28/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 1:15 P.M.

2. ROLL CALL

Present: Mayor James Yarbrough, Mayor Pro Tem Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member Jason Hardcastle, and Council Member Jackie Cole.

Absent: Council Member John Listowski.

3. INVOCATION

The invocation was given by Rev. Nick Earl from Grace Episcopal Church.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Yarbrough.

5. CONFLICTS OF INTEREST

None.

6. PRESENTATIONS/REPORTS OF COUNCIL, OFFICER BOARDS, AND CITY MANAGER

6.A. Pursuant To Texas Government Code Section 551.0415, The City Council May Report On Any Of The Following Items:

1. Expressions of thanks, gratitude, and condolences

2. Information regarding holiday schedules

3. Recognition of individuals

a. **Child Abuse Prevention and Awareness Month - presented by CM Hardcastle.**

b. **Sexual Assault Awareness Month - presented by CM Cole.**

c. **National Crime Victims' Rights Week - presented by MPT Brown.**

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement - **Mayor Yarbrough provided information on controlled burns at the State Park.**

6.B. City Manager's Report - Comprehensive Annual Financial Report (M. Loftin)

The CAFR was presented by Assistant City Manager Mike Loftin.

7. COMMUNICATIONS AND PETITIONS

7.A. Claims

The following Claims were filed with the City Secretary's Office: 19-008 - John Joseph Couini, III; 19-009 - Chengqun Zhang; 19-010 - Project Resources Group; 19-011 - Frank Montalbano; 19-012 - Marilyn Chapman; 19-013 - Stephanie Bermudez; 19-014 - Jane Taylor; 19-015 - Texas Gas

Service; 19-016 - Ashley Rossi; 19-017 - Jessica Lujan; 19-018 - Lynn A. Schriber.

8. PUBLIC HEARINGS

- 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Adopting The 2019 Water Conservation Plan For The City Of Galveston That Includes And Incorporates The Prior City Of Galveston Drought Contingency Plan, Texas Commission On Environmental Quality (TCEQ) And Texas Water Development Board (TWDB) Rules, Gives Specifications Of Water Conservation Goals, Improving The Efficiency In The Use Of Water, Increasing Recycling And Reuse Of Water, Improving The Efficiency Of Water Utilities And Prevention Of Pollution Of Water; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (B. Cook)
Ordinance No. 19-019 was read by caption. Brandon Cook provided staff comments. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by CM Hardcastle, second by CM Bly, to approve the ordinance. Unanimously approved by those present.

- 8.B. Galveston Landmark Designation - 3419 Avenue L

Consider for Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 3419 Avenue L, As A "Galveston Landmark", Property Is Legally Described As Lot 3 And The Eastern Portion Of Lot 2 And The Western Portion Of Lot 4 And The North Half Of Adjacent Alley, Block 34, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Designating The Site As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Planning Case Number 19P-016; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Ordinance No. 19-020 was read by caption. Catherine Gorman provided staff comments. Property owner Mary Branum provided information on the property, and introduced Parker decedents Jean Parker Klause and husband Sam Klause. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by CM Bly, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

- 8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 2427 Market / Avenue D, As A "Galveston Landmark", Property Is Legally Described As Lot 1, Block 504, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Designating The Site As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Planning Case Number 19P-009; , Making Various Findings And Provisions Related To The Subject. (C. Gorman)
Ordinance No. 19-021 was read by caption. Catherine Gorman provided staff comments. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by CM Collins, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

- 8.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations, Article 3: Urban Neighborhood (UN) Addendum Regarding Reduction Of Minimum Lot Area From 2,500 Square-Feet To 1,600 Square-Feet For The "Townhouse" Land Use In The Urban Neighborhood (UN); Planning Case Number 19ZA-001; Making Various Findings And Provisions Related To The Subject. (J.Norman)
The Ordinance was read by caption. Motion was made by MPT Brown, second by CM Collins, to refer back to Planning Commission with the City Council's concerns regarding setbacks and parking requirements. Unanimously approved by those present.

9. PUBLIC COMMENT

Agenda Items - Trey Click, Eliza Quigley, and Diane Olson - Item 12C; Kimberly Denasi (read a statement from Park Board Chair Spencer Priest) - Item 12A.1; Brandon Williams and Cindy Roberts Gray - Item 11L.

Non-Agenda Items - Charles Fifield - Sports Complex at 4702 Winnie.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 34, "Traffic" By Adding Article X, "Valet Parking" To Allow For Regulations Related To Valet Parking In The City Of Galveston; Providing For A Penalty; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Ordinance No. 19-022 was read by caption. Motion was made by CM Hardcastle, second by CM Collins, to approve the ordinance as presented in the City Council packet.

In favor: Brown, Collins, Hardcastle, and Cole. In opposition: Yarbrough and Bly. The motion carried 4-2.

- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 34, "Traffic", Section 34-117, "Two-Hour Limited Parking Between 8:00 A.M. And 5:00 P.M.; Exemption With Parking Permit." Of "The Code Of The City Of Galveston 1982", As Amended, Adding The 1500 Hundred Block Of Mechanic Street (Aka Avenue C); Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (M. Gray)

Ordinance No. 19-023 was read by caption. Motion was made by CM Collins, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

- 10.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Ordinance No. 19-008, Calling For The May 2019 Special Election, By Designating All Early Voting And Election Day Polling Locations; Providing For Early Voting At The Justice Center For Saturday And Sunday April 28 And 29 Respectively; Making Other Provisions And Findings Of Fact Related Thereto; Providing For An Effective Date.

Ordinance No. 19-024 was read by caption. Motion was made by CM Collins, second by CM Hardcastle, to approve the ordinance. Unanimously approved by those present.

11. CONSENT ITEMS

Motion was made by MPT Brown, second by CM Collins, to approve Consent Items 11A through 11K, and 11M through 11V. Unanimously approved by those present.

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving And Authorizing The City Manager To Execute An Interlocal Agreement With The Galveston Park Board Of Trustees Allowing The Two Entities To Purchase Goods And Services Using Each Other's Properly Procured Contracts; Providing For Findings Of Fact And Providing For An Effective Date (Legal).

Resolution No. 19-013

- 11.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Extending The Beach Access And Dune Protection Plan Review Ad Hoc Committee; Continuing The Committee's Duties, Term, Membership, Quorum, Voting, Meetings, And Rules Of Procedure Until July 25, 2019; Providing A Date For Dissolution And Sunset Of The Committee; Providing For Findings Of Fact And Providing For An Effective Date. (D. Henry)

Resolution No. 19-014

- 11.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Supporting A Request To The United States Department Of The Interior, Bureau Of Reclamation Policy And Administration For Watersmart: Water And Energy Efficiency Grants For Fiscal Year 2019 Funding In The Amount Of One Million Five Hundred Thousand Dollars (\$1,500,000) For Various Water Efficiency

And Conservation Projects Within The City Of Galveston; Authorizing The City Manager Or His Designee To Submit All Required Grant Applications, Information And Data To Support Same; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (B. Cook)

Resolution No. 19-015

- 11.D. Consideration Of A Resolution Authorizing An Application To The Texas General Land Office (GLO) For A DR-4332 Community Development Block Grant – Disaster Recovery (CDBG-DR) Infrastructure Program Grant. Authorizing The Mayor And City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)

Resolution No. 19-012

- 11.E. Consider For Approval A Professional Services Agreement With The Engineering Firm Pure Technologies U.S. Inc. In The Amount Of \$395,100 For Implementation Of A Non-Revenue Water Mitigation Program Aimed At Reducing Water Leakage And Lost Revenue In The Combined Utility System Fund. (RFP #19-09 "Water Loss Mitigation/Non-Revenue Water Loss Control Program Plan). (B. Cook)
- 11.F. Consider For Approval Authorizing The City Manager To Amend A Contract For Professional Services From Design Workshop, Inc. In The Amount Of \$5,000.00 For A Project To Improve The Pedestrian Experience In The Downtown Area. (D. Anderson)
- 11.G. Consider Approving The Allocation Of Funds For The Purchase Of (98) Microsoft Office Standard 2019 In The Amount Of \$25,830.84 Through Authorized Reseller, SHI Government Solutions, Utilizing DIR-TSO-4092 Contract (H Dean).
- 11.H. Consider For Approval A Contract With Centre Technologies In The Amount Of Two Hundred Sixty Thousand Eight Hundred Fifty Two Dollars And Two Cents (\$260,852.02) For Consulting Services For The Build Out Of An Off-Site Disaster Recovery Solution, Including The Purchase Of Additional Hardware And Software Utilizing The Texas Department Of Information Resources (DIR) Intergovernmental Contract Purchasing Program Under Contract Numbers DIRTSO- 3334, DIR-TSO-3926, And DIR-TSO-3763 (H Dean).
- 11.I. Consider For Approval An Agreement With The Texas Department Of Information Resources (DIR) Utilizing The State's TEX-AN Contract For The Purchase Of Long Distance Service (H Dean).
- 11.J. Consider For Approval The Purchase Of 19 Ruggedized Toughbook Laptop Computers In The Amount Of Sixty Nine Thousand Eight Hundred Sixty Seven Dollars And Seventy Five Cents (\$69,867.75) To Turn Key Mobile, Inc, A Texas DIR Vendor, Utilizing DIR Contract TSO-4025 (H Dean)
- 11.K. Consider For Approval An Amendment To The Contract With Linebarger Goggan Blair & Simpson, LLP To Provide For The Collection Of Delinquent Utility Bills Not Involving Property Liens, Provide For A Method Of Compensation, And Establish A New End Date Of October 31, 2020. (M. Loftin)
- 11.L. Consider For Approval Membership And Facility Rental Fees For Recreation Centers, Parks And Athletic Fields That Are Under Management Of The Parks And Recreation Department; And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (M. Rabago)

(1) Motion was made by CM Cole, second by CM Bly, to approve the fees as presented by staff with the following changes to rates for McGuire Dent Recreation Center: residents of all ages - free admission; non-resident adults and seniors - \$125/year or \$10/day. In favor: Bly and Cole. In opposition: Yarbrough, Brown, Collins, and Hardcastle. Motion failed.

(2) Motion was made by Mayor Yarbrough, second by CM Hardcastle, to approve the fees as

presented by staff with the following change to rates for McGuire Dent Recreation Center: non-resident daily fee is \$10/day. In favor: Yarbrough, Brown, Collins, Hardcastle, and Cole. In opposition: Bly. Motion carried.

- 11.M. Consider For Approval An Amendment To The Parks Concession Operations Agreement With Fermina Salinas To Also Include Concession Stand Operations At The West-Isle Baseball Complex. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (M. Rabago)
- 11.N. Consider For Approval Of A Proposal From CenterPoint Energy As A Sole Source Provider For The Relocation And Installation Of Electrical Services Associated With The 30th Street Water & Electric Light Station Rehabilitation Project In The Lump Sum Amount Of \$29,016.00. The Funding Source Will Be The CDBG Disaster Recovery Non-Housing Round 2.2 Program. Authorizing The City Manager To Execute All Necessary Documents Upon Final Review By The City Attorney. (R. Blackketter)
- 11.O. Consider For Approval Of A Contract With Lucas Construction Company, Inc., For The 27th Street Improvements From Avenue O To Seawall Boulevard (Phase II) Project (RFP #19-12) In The Amount Of \$1,357,293.00 For The Base Bid Plus The Additive Alternate (Estimated Total Cost Of Project Not To Exceed \$1,550,443.00). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.P. Consider For Approval Change Order No. 1 To The Contract With Ardent Construction LLC, For The 30th Street Water & Electric Light Station Rehabilitation Project Increasing The Contract By \$36,299.51 From The Amount Of \$2,884,729.00 To A New Total Amount Of \$2,920,928.51. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.Q. Consider For Approval Of Change Order No. 15 To The Contract With Cardinal Contractors, Inc., For The New 59th Street Pump Station Project, Increasing The Contract By \$44,375.05 To A New Total Amount Of \$18,213,125.99. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.R. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (2 Service PU's) And Associated Equipment From Silsbee Ford Inc. Through Good Buy For A Total Price Of \$90,619.50 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.S. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (Facilities Service PU) And Associated Equipment From Silsbee Ford Inc. Through HGAC Buy For A Total Price Of \$39,049 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.T. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock (Street Milling & Paving Machines) And Associated Equipment From R.B. Everett & Co. Through Buy Board For A Total Price Of \$784,685.00 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.U. Receive And File The Following Documents:
- 11.V. Consider For Approval Minutes Of The January 9, 2019 Special Meeting, And The January 24, 2019 Workshop And Regular Meeting. (J. Williams)

12. ACTION ITEMS

- 12.A. Amend The City Auditor 2019 Audit Plan To Include Two New Audits.

(1) Discuss and Consider For Action Directing The City Auditor To Amend The City Audit Plan For 2019. Per requests and information from the City Manager, Brian Maxwell and Deputy City Manager, Dan Buckley to include an Audit on the policies and procedures of commissions, bonuses, pay increases and payroll for the Galveston Park Board of Trustees. This will include Galveston Island Convention & Visitors Bureau, Beach Patrol and management. (G. Bulgherini).

Motion was made by MPT Brown, second by Mayor Yarbrough, to allow the City Auditor to do a preliminary evaluation of the Park Board's use of hotel occupancy tax in response to the complaint and bring back to Council if he feels an amendment to the 2019 Audit Plan is warranted. Unanimously approved by those present.

(2) Discuss and Consider For Action Directing The City Auditor To Amend The City Audit Plan For 2019. Per requests and information from the City Manager, Brian Maxwell and Deputy City Manager, Dan Buckley to include a Performance Audit of the Transit Terminal Garage Agreement between the Port of Galveston and City of Galveston. This Audit will include policies and procedures for the Port of Galveston and Island Transit. (G. Bulgherini).

Motion was made by Mayor Yarbrough, second by CM Hardcastle, authorizing the City Auditor to amend the City Audit Plan for 2019 to include a Performance Audit of the Trnsit Terminal Garage Agreement between the Port of Galveston and the City of Galveston. Unanimously approved by those present.

- 12.B. Discuss And Consider For Action Approval Of The Park Board's Acceptance Of A \$1.4 Million RESTORE Grant For The Construction Of An Open-Air Observation Deck And Amenities At The East End Lagoon. (Brown/Yarbrough)

Motion was made by CM Hardcastle, second by CM Collins, authorizing the Park Board to accept a \$1.4 million RESTORE Grant for construction of an open-air observation deck and amenities at the East End Lagoon. Unanimously approved by those present.

- 12.C. Discuss And Consider For Action Approval Of The East End Lagoon Business Plan And Required Financial Support As Outlined By The Park Board Of Trustees. (Brown/Yarbrough)

Motion was made by MPT Brown, second by CM Cole, to approve the East End Lagoon Business Plan and financial support of \$50,000 per year for eight years subject to annual funding in the City's Budget. Unanimously approved by those present.

- 12.D. Discuss And Consider Appointments To The Following City Boards, Commissions, And Committees:

1. Families, Children and Youth Board - Motion was made by CM Bly, second by CM Hardcastle, appointing Brandon Williams to the board. Unanimously approved by those present.
2. Zoning Board of Adjustments - Motion was made by CM Collins, second by CM Hardcastle, moving Alternate Jeff Patterson to Position 2 and appointing James Hoffman to the Alternate 1 Position. Unanimously approve by those present.

13. ADJOURNMENT

The meeting was adjourned at 3:15 p.m.

Janelle Williams, City Secretary

Date Approved: