

**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - AUGUST 12, 2021**

8/12/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 5:00 p.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. INVOCATION

The invocation was given by City Manager Brian Maxwell.

4. PLEDGE OF ALLEGIANCE

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

2. Information regarding holiday schedules

3. Recognition of individuals

4. Reminders regarding City Council events - **City Secretary Janelle Williams provided information on upcoming board appointments.**

5. Reminders regarding community events

6. Health and safety announcement - **Mayor Brown provided information on the rise in COVID-19 cases in the community. City Manager Brian Maxwell provided new protocol changes for City Hall. The City Attorney's office will be bringing an Ordinance to Council at the meeting on August 26th authorizing virtual meetings for City board and committee meeting. Mayor Brown will be sending a letter to Governor Abbott requesting suspension of the Open Meetings Act that would allow Council to meet virtually.**

7. COMMUNICATIONS AND PETITIONS

Claims: 21-054 - Tim Macon; 21-055 - Christina Ambroseachia Ranck; and 21-056 - Taravia Murray.

8. PUBLIC COMMENT

In-person public comments: Jerry Mohn, Dan Hohnbaum, Clarence Peltier, Michael O'Reilly, Purvez Captain, Priscilla Baxter, Suzy Parmley, Dave Yendrall, and Lee Slataper - golf carts; Sandra Walters - Galveston Police Department.

9. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 9.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Authorizing The Issuance Of City Of Galveston, Texas, Wharves And Terminal Revenue Refunding Bonds, Series 2021a And City Of Galveston, Texas, Wharves And Terminal Revenue Refunding Bonds, Series 2021b (AMT); Authorizing The Redemption Prior To Maturity And Defeasance Of Certain Outstanding Obligations; Authorizing The Execution Of A Supplemental Trust Indenture; Authorizing The Execution And Delivery Of A Purchase Agreement Relating To The Bonds; Making Various Findings And Provisions Related Thereto; And Providing For The Effective Date Thereof. (M. Loftin)

Ordinance No. 21-039 was read by caption. Motion was made by Mayor Brown, second by CM Quiroga, to approve the Ordinance. Unanimously approved. Roll call vote - in favor: Brown, Collins, Schuster, Quiroga, Listowski, and Robb.

- 9.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Ordinance No 16-004 Related To The Composition Of The Board Of Trustees For The City's Self-Funded Health Benefits Plan Established By Chapter 172 Of The Texas Local Government Code, The "Texas Political Subdivision Employees Uniform Group Benefits Act": And Specifying The Composition Of A Non-Voting Group Of City Officers And Employees Known As The "Staff Advisor To The Board"; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date (K. Etienne).

Ordinance No. 21-033 was read by caption. Motion was made by Mayor Brown, second by MPT Collins, to approve the Ordinance. Unanimously approved.

- 9.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, Chapter 20, "Litter", By Adding Regulations Prohibiting The Intentional Release Of Balloons Into The Atmosphere, Including Latex, And Mylar Balloons; Providing A Penalty Clause; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Schuster/Brown)

Ordinance No. 21-034 was read by caption. Motion was made by CM Schuster, second by CM Robb, to approve the Ordinance. Unanimously approved.

- 9.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Ordinance 21-023 Making Changes To "The Code Of The City Of Galveston 1982, As Amended", Chapter 34, "Traffic" Article IX, "Golf Carts", Of The Code Of The City Of Galveston, 1982, As Amended, Relating To "Golf Carts, And Required Equipment In Master Planned Communities In The City Of Galveston Various Findings And Provisions Related To The Subject; Providing For Penalty For Violation, And Providing For An Effective Date. (Legal)

Ordinance No. 21-035 was read by caption. Motion was made by CM Robb, second by CM Quiroga, to approve the Ordinance with the exemption in Master Planned Communities, the removal of the section of traveling no more than two miles, and allowing travel within the Master Planned Communities or on direct connector streets to the golf course and the beach. Unanimously approved.

- 9.E. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", By Adding Chapter 27 To Read As, "Master Planned Community"; To Provide Definitions And Regulations Related Thereto; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (Planning/Legal)

Ordinance No. 21-036 was read by caption. Motion was made by CM Robb, second by Mayor Brown, to approve the Ordinance. Unanimously approved

- 9.F. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 15, "Garbage And Trash" Of "The Code Of The City Of Galveston 1982, As Amended" By Increasing The Monthly Fees To Be Charged For Garbage And Trash Collection To The Amounts Of \$24.97 Per Unit Per Month For Residential Service; \$27.84 Per Month For Service To A Church; \$53.12 Per Month For Commercial Establishments; And Recycling Fee Of \$2.79 Per Month; Effective October 1, 2021; Making Various Findings And Provisions Related To The Subject. (B. Cook)

Ordinance No. 21-037 was read by caption. Motion was made by MPT Collins, second by CM Quiroga, to approve the Ordinance. Unanimously approved.

- 9.G. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 36, "Water, Sewers, And Sewage Disposal" Of "The Code Of The City Of Galveston 1982, As Amended" By Increasing The Water Meter & Tap Fees, And By Increasing The Sewer Tap Fee To \$3,395; Establishing A Sanitary Sewer Clean Out Installation Fee In The Amount Of \$100; Providing For An Effective Date Of October 1, 2021; Making Various Findings And Provisions Related To The Subject. (B. Cook)

Ordinance No. 21-038 was read by caption. Motion was made by Mayor Brown, second by CM Schuster, to approve the Ordinance. Unanimously approved.

10. 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 Mayor Brown, second by MPT Collins, to approve Consent Items 10A through 10N, except Item 10E. Unanimously approved.

- 10.A. Consider For Approval An Amendment To Article 8 Of The 2019 -2023 Collective Bargaining Agreement Between The City Of Galveston And Galveston Municipal Police Association (K. Etienne)
- 10.B. Consider For Approval Amendments To Articles 14, 15, And 25 Of The 2019 -2023 Collective Bargaining Agreement Between The City Of Galveston And International Association Of Fire Fighters Local 571 (K. Etienne)
- 10.C. Consider For Approval Extending Use Of The Emergency Paid Sick Leave ("EPSL") Benefits For Civilian Employees As Established By The Families First Coronavirus Response Act ("FFCRA") Through December 31, 2021 (K. Etienne).
- 10.D. Consider For Approval Amendment #1 To The Original 3rd Party Professional Services Contract With Applied GRT, LLC, For A Fee Of \$50,000 (Thereby Increasing The Total Contract To \$64,850) To Support The Expanded Scope For The 18th Street Drainage Construction. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney (Trino Pedraza)
- 10.E. Consider Approval Of Change Order #1 To The Contract With Main Lane Industries, Ltd. For The Downtown Pedestrian Transit Improvements Project Decreasing The Contract By \$33,452.90 From The Amount Of \$897,240.00 To The Amount Of \$863,787.10. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)

Motion was made by CM Quiroga, second by Mayor Brown, to defer Item 10E. Unanimously approved.

- 10.F. Consider For The Approval Of The Purchase Of Three (3) New 26-Yard Automated Garbage Trucks For The Sanitation Department To Be Purchased From Grande Truck Center Through HGAC Buy For A Total Price Of \$994,467, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 10.G. Consider For Approval, Entering Into A Contract With McDonald Municipal & Industrial, A Division Of C. F. McDonald Electric, Inc. For \$182,469.00 For The Construction Of The Pump/Generator System At The Island Transit Trolley Barn, And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (D. Smith)
- 10.H. Consider For The Approval Of The Purchase Of One Mobile Generator For The Fleet Facility To Be Purchased From Loftin Equipment Through HGAC Buy For A Total Price Of \$67,581, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 10.I. Consider For Approval Authorizing The City Manager To Enter Into A Contract With The Lakota Group For RFP 21-03, Cultural Arts Master Plan, For A Total Amount Of \$89,951.00. (B. Sanderson)
- 10.J. Consider For Approval, Issuance Of A Task Order #09 To DCMC Partners For The Required Five-Year Update Of The City's Hazard Mitigation Plan For And Amount Of \$62,060.00, And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (T. Wroblewski)
- 10.K. Consider For Approval, Issuance Of A Task Order #10 To DCMC Partners For Development And Documentation Of The Funding Request Package For Replacement Of The Causeway Water Line For An Amount Of \$10,792.00, And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (T. Wroblewski)
- 10.L. Consider For Approval The Annual Renewal Of The Inter-Local Agreement With Texas Municipal League Intergovernmental Risk Pool For The 2021–2022 Fund Year For Workers Compensation TPA Coverage. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Council. (R. Simmons)
- 10.M. Consider For Approval The Annual Renewal Of The Inter-Local Agreement With Texas Municipal League Intergovernmental Risk Pool For The 2021–2022 Fund Year For Liability And Property Coverage. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Council. (R. Simmons)
- 10.N. Consider For Approval An Inter Local Cooperation Agreement Between The City Of Galveston And The Galveston Independent School District For Utilization And Reimbursement Of Costs Associated With The Use Of (2) Recording Lines On The City Of Galveston Digital Recording System To Record Radio Traffic For A Maximum Of Two (2) GISD PD Channels. (R. Simmons)
- 10.O. Consider For Approval An Economic Development Grant Agreement Between The City Of Galveston, Texas And The Industrial Development Corporation Of The City Of Galveston, Texas Approving As A Project Of The Corporation Downtown Pedestrian Improvement Project Focused On 23rd Street Project, Authorizing Expenditures Required Or Suitable For Infrastructure Necessary To Promote Or Develop New Or Expanded Business Enterprises; Develop And Maintain Recreational Or Community Facilities; Promote New Or Expanded Business Enterprises That Create Or Retain Primary Jobs. (M. Hay)

Motion was made by MPT Collins, second by CM Schuster, to approve Item 10O. The motion carried 4-2; CM Quiroga and CM Robb voted against the motion.

- 10.P. Consider For Approval Renewal Of An Interlocal Agreement Between The City Of Galveston, Texas And American National Insurance Company For Temporary Emergency Operations Facility Use And Data Center Space Usage. (H. Dean)

Motion was made by CM Quiroga, second by Mayor Brown, to approve Item 10P.

Unanimously approved.

11. ACTION ITEMS

- 11.A. Consider A Motion To Call A Public Hearing On September 9, 2021 On The FY 2022 Proposed Budget As Required By State Law. (M. Loftin)

Motion was made by Mayor Brown, second by MPT Collins, calling a Public Hearing on September 9, 2021 at 5:00 p.m. Unanimously approved.

- 11.B. Consider A Motion To Propose A Property Tax Rate Of \$0.4985 Per \$100 Of Taxable Value For 2021 And Call A Public Hearing On September 9, 2021 To Receive Public Comment On The Rate.

Motion was made by CM Quiroga, second by MPT Collins, proposing a Property Tax Rate of \$0.4985 per \$100 of taxable value for 2021 and calling a Public Hearing on September 9, 2021 at 5:00 p.m. Unanimously approved with a roll call vote. In favor: Brown, Collins, Schuster, Quiroga, Listowski, and Robb.

- 11.C. Discuss And Consider The Board Structure, Mission And Organizational Flowchart For The Galveston Island Redevelopment Authority, Galveston Housing Finance Corporation And Galveston Property Finance Authority. (M. Hay)

Motion was made by Mayor Brown, second by MPT Collins, to approve the Board Structure, Mission and Organizational Flowchart for the Galveston Island Redevelopment Authority, Galveston Housing Finance Corporation and Galveston Property Finance Authority. Board structure includes seven members for the RDA, utilizing the same seven members for all three boards, one member with a construction background, and one member with a financial background. Unanimously approved.

- 11.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Amending Resolution No. 21- 026, Related To The Awards Of Hotel Occupancy Tax Revenues From Fiscal Year 2022 And Fiscal Year 2023, And The Distributions Of Fiscal Year 2022 And Fiscal Year 2023, Hotel Occupancy Tax Revenues To Eligible Artists Or Artist Organizations Under Two-Year Contracts; Authorizing The City Manager To Execute Contracts With Such Recipients; Directing The City Secretary To Send A Certified Copy Of The Resolution To The Park Board Of Trustees; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

Motion was made by MPT Collins, second by Mayor Brown, approving Resolution No. 21-027. Unanimously approved.

12. ADJOURNMENT

The meeting was adjourned at 7:05 p.m.

Janelle Williams, City Secretary

Date Approved: