

<p style="text-align: center;">MINUTES CITY OF SOUTH PADRE ISLAND CITY COUNCIL REGULAR MEETING</p>

WEDNESDAY, FEBRUARY 1, 2012

I. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, February 1, 2012 at the Municipal Complex Building, 2nd Floor, 4601 Padre Boulevard, South Padre Island, Texas. Mayor Pinkerton called the meeting to order at 5:30 p.m. A full quorum was present: Council Member Robert A. Fudge, Courtney Hayden, Sam A. Listi, JoAnn Evans and Alita Bagley. Also present was City Attorney Paul Cunningham.

City staff members present were City Manager Joni Clarke, Assistant City Manager Darla Jones, CVB Deputy Director Connie Ledbetter, Assistant Fire Chief Juan Loya, Interim Public Works Director Ray Moya, Police Chief Randy Smith, Chief Financial Officer Beth Free, Development Director Rick Vasquez, Information Services Director Tim Howell, Administrative Services Director Wendi Delgado, Environmental Health Services Director Victor Baldovinos, Tourism Services Manager DeeOnda Ahadi, Coastal Resources Manager Reuben Trevino and City Secretary Susan Hill.

II. PLEDGE OF ALLEGIANCE

Mayor Pinkerton led the Pledge of Allegiance.

III. PUBLIC COMMENTS AND ANNOUNCEMENTS

Public comments and announcements were given at this time.

IV. PRESENTATIONS AND PROCLAMATIONS:

- a. **PROCLAMATION: NATIVE PLANT OF THE MONTH FOR FEBRUARY 2012: BEACH BEAN/SWORD BEAN (SCIENTIFIC NAME: CANAVALIA ROSEA)**
- b. **PROCLAMATION: CHILDREN'S BOOK OF THE MONTH FOR FEBRUARY 2012: "TALES OUR ABUELITAS TOLD: A HISPANIC FOLKTALE COLLECTION" COLLECTED BY F. ISABEL CAMPOY AND ALMA FLOR ADA**

Mayor Pinkerton also presented the Fire Department with a poem written and read by Lee Roy (Cap't Roy) Summerlin.

V. APPROVE CONSENT AGENDA:

Items f and g were pulled to discuss separately.

Council Member Hayden made a motion, seconded by Council Member Listi to approve the Consent Agenda except Item f and Item g which were pulled for consideration separately. Motion carried on a unanimous vote.

- a. **APPROVE MINUTES OF JANUARY 18, 2012 REGULAR MEETING. (HILL)**
- b. **APPROVE INVOICES FOR PAYMENT. (FREE)**

Invoices approved for payment were by General Fund checks numbered 123898 through 124001 and EFT payments totaling \$73,727.76.

- c. **APPROVE SECOND AND FINAL READING OF ORDINANCE NO. 12-01 AMENDING SEC. 12-2(B)(A)(10), 12-2(B)(A)(11), 12-2(B)(A)(12) AND 12-**

**2(B)(B) OF CHAPTER 12 OF THE CODE OF ORDINANCES
PERTAINING TO NOISE NUISANCE ENUMERATION FOR THE NEW
ZONING DISTRICTS. (BALDOVINOS)**

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 12-01, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- d. APPROVE RESOLUTION NO. 2012-02 WHICH SUPPORTS THE
SUBMISSION OF THE APPLICATION FOR STATE ASSISTANCE
FROM THE BEACH MAINTENANCE REIMBURSEMENT FUND FOR
FISCAL YEAR 2012. (TREVINO)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2012-02, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- e. APPROVE RESOLUTION NO. 2012-03 WHICH ESTABLISHES RENTAL
CHARGES FOR BEACH CLEANING EQUIPMENT AND LABOR.
(TREVINO)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2012-03 , and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- f. APPROVE BEACHFRONT CONSTRUCTION CERTIFICATE AND
DUNE PROTECTION PERMIT FOR SPI BEACH RESORT
WATERPARK LLC TO RENOVATE EXISTING RESORT
STRUCTURES, THE CONSTRUCTION OF NEW SWIMMING POOLS
AND ASSOCIATED FACILITIES, ELEVATION OF EXISTING
RETAINING WALL LOCATED LANDWARD OF THE HISTORIC
BUILDING LINE (HBL) AND CONSTRUCT A DUNE WALKOVER
SEAWARD OF THE HISTORIC BUILDING LINE (HBL) AS
DESCRIBED IN THE APPLICATION (100 PADRE BOULEVARD).
(TREVINO)**

Pulled from Consent Agenda to discuss and consider separately.

Council Member Bagley made a motion to approve the Beachfront Construction Certificate and Dune Protection Permit for SPI Beach Resort Waterpark located at 100 Padre Boulevard. Motion was seconded by Council Member Evans. Motion carried unanimously.

- g. APPROVE BEACHFRONT CONSTRUCTION CERTIFICATE AND
DUNE PROTECTION PERMIT FOR ROBERT FUDGE/ISLA DEL SOL
CONDOMINIUM ASSOCIATION FOR A DUNE RIDGE
ENHANCEMENT PROJECT LOCATED AT 600 PADRE BOULEVARD.
(TREVINO)**

Pulled from Consent Agenda to discuss and consider separately

Council Member Listi made a motion, seconded by Council Member Hayden to approve the Beachfront Construction Certificate and Dune Protection Permit for Isla Del Sol located at 600 Padre Boulevard. Motion carried on a 4 to 0 vote with Council Member Fudge and Mayor Pinkerton abstaining from the vote.

- h. APPROVE AUTHORIZATION OF CITY MANAGER TO SIGN INTO A
MULTI-YEAR INTERLOCAL AGREEMENT WITH CAMERON
COUNTY IN WHICH THE COUNTY TAX ASSESSOR-COLLECTOR
WILL REFUSE TO REGISTER OR RE-REGISTER CERTAIN MOTOR
VEHICLES WHEN THE COUNTY TAX ASSESSOR-COLLECTOR
RECEIVES INFORMATION FROM THE CITY THAT THE OWNER OF
THE VEHICLE HAS AN OUTSTANDING WARRANT FOR FAILURE TO**

APPEAR OR FAILURE TO PAY A FINE ON A COMPLAINT THAT INVOLVES A VIOLATION OF A TRAFFIC LAW, AS DEFINED BY SECTION 702.001 OF THE TRANSPORTATION CODE, AS AUTHORIZED AND SPECIFICALLY SET OUT UNDER SECTION 702.003 OF THE TEXAS TRANSPORTATION CODE. (DELGADO)

- i. APPROVE BUDGET AMENDMENT TO INCREASE CITY COUNCIL TRAVEL EXPENSE BY \$7,000 TO COME OUT OF UNRESERVED FUND BALANCE. (FREE)**
- j. APPROVE BUDGET AMENDMENT TO PROVIDE FOR FUNDING OF PAYOUT FOR SEVERAL RETIREMENTS THAT WILL TAKE PLACE THIS FISCAL YEAR IN THE AMOUNT OF \$75,700. (FREE)**

VI. UPDATE REGARDING THE FIRE AND EMERGENCY SERVICES FACILITY. (BASKETT/JONES)

In the absence of Fire Chief Baskett, Darla Jones, Assistant City Manager gave a brief update on the Fire and Emergency Services facility stating that the roof is now done, walls will be going up and everything is on schedule.

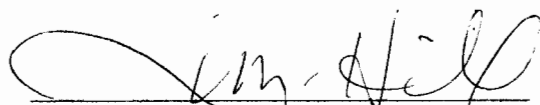
VII. DISCUSSION AND ACTION TO AWARD ENGINEERING SERVICES CONTRACT FOR 2012 STREET PAVING PROGRAM. (JONES)

Based on an Engineer Rating Sheet completed by Assistant City Manager Darla Jones and Interim Public Works Director Ray Moya who both reviewed the Request for Qualifications from two firms, Council Member Listi made a motion, seconded by Council Member Bagley to award engineering services to best qualified applicant, AGH Engineering for the 2012 Street Paving Program Contract. Motion carried on a unanimous vote.

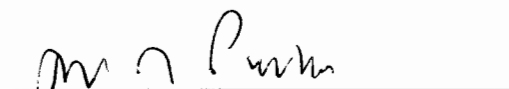
Other Request for Qualification (RFQ) was received by Mejia & Rose, Inc.

VIII. ADJOURN.

There being no further business, Mayor Pinkerton adjourned the meeting at 6:05 p.m.


Susan M. Hill, City Secretary

APPROVED


Robert N. Pinkerton, Jr., Mayor

