

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

WEDNESDAY, OCTOBER 21, 2015

I. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, October 21, 2015 at the Municipal Complex Building, 2nd Floor, 4601 Padre Boulevard, South Padre Island, Texas. Mayor Patel called the meeting to order at 5:30 p.m. A quorum was present: Council Member Alex Avalos, Sam A. Listi and Alita Bagley. Council Member Dennis Stahl was out with a requested excused absence. Also present was City Attorney Paul Cunningham.

City staff members present were City Manager William DiLibero, Public Works Director Armando Gutierrez, Development Director Sungman Kim, Transit Program Administrator Deborah Carpenter, Permit/Parks & Recreation Program Manager Mary Kay Hancock and City Secretary Susan Hill.

II. PLEDGE OF ALLEGIANCE

Mayor Patel led the Pledge of Allegiance.

III. PUBLIC COMMENTS AND ANNOUNCEMENTS

Public comments and announcements were given at this time.

IV. PRESENTATIONS AND PROCLAMATIONS:

a. CERTIFICATE OF APPRECIATION: JODY HUGHES

V. APPROVE CONSENT AGENDA:

Council Member Avalos made a motion, seconded by Council Member Listi to approve the Consent Agenda. Motion carried unanimously.

a. APPROVE MINUTES OF OCTOBER 7, 2015 REGULAR MEETING. (HILL)

b. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)

Invoices approved for payment were paid by General Fund checks numbered 133812 through 133922 and EFT payments totaling \$1,716,589.64

c. APPROVE ACCEPTANCE OF TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT ED 1602 IN THE AMOUNT OF \$155,000 FOR PURCHASE OF NEW BUS AND PREVENTIVE MAINTENANCE; AND AUTHORIZE THE CITY MANAGER TO ENTER GRANT AGREEMENT. (ARRIAGA)

d. APPROVE RESOLUTION AUTHORIZING THE SUBMISSION OF THE TRANSPORTATION ALTERNATIVES PROGRAM (TAP) GRANT APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT), COMMITTING TO THE REQUIRED MATCH AND OTHER TXDOT REQUIREMENTS. (ARRIAGA)

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2015-30, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

e. AUTHORIZE THE CITY MANAGER TO APPROVE THE MEMORANDUM OF UNDERSTANDING (MOU), WHICH WILL ESTABLISH A COOPERATIVE AND MUTUALLY BENEFICIAL RELATIONSHIP BETWEEN THE CITY OF SOUTH PADRE ISLAND

AND THE CITY OF BROWNSVILLE FOR THE METRO CONNECT SERVICE. (ARRIAGA)

- f. APPROVE RESOLUTION NOMINATING RICARDO MORADO AS THE CITY'S REPRESENTATIVE TO THE CAMERON APPRAISAL DISTRICT BOARD OF DIRECTORS. (PATEL)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2015-31, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- g. APPROVE SECOND AND FINAL READING OF ORDINANCE NO. 15-17 AMENDING CHAPTER 20, SECTION 20-8.1 APPENDIX "Z" PADRE BOULEVARD AND ENTERTAINMENT DISTRICT CODE BY ADDING THE INTENT OF ESTABLISHING 4.2.9 NORTHERN RESORT DISTRICT TO SUBSECTION IV; REVISING TABLE 5.1 – SCHEDULE OF USES IN SUBSECTION V; ADDING 6.8 NORTHERN RESORT DISTRICT CHARACTER ZONE TO SUBSECTION VI; ADDING A NEW ZONING CLASSIFICATION "NRD" NORTHERN RESORT DISTRICT CHARACTER ZONE TO SUBSECTION 20-4 OF CHAPTER 20. (KIM)**

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 15-17, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- h. APPROVE SECOND AND FINAL READING OF ORDINANCE NO. 15-18 AMENDING THE PLANNED DEVELOPMENT DISTRICT STANDARDS, SPECIFICATIONS AND ZONING FOR THE SHORES SUBDIVISION OF SOUTH PADRE ISLAND. (KIM)**

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 15-18, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- i. DISCUSSION AND ACTION TO APPROVE THE BUDGET AMENDMENT FOR/AND CHANGE ORDER #1 IN THE AMOUNT NOT TO EXCEED \$4100 FOR THE CONSTRUCTION AND INSTALLATION OF THE METAL CURBS FOR THE AC UNITS THAT GO ON THE ROOF OF THE BUILDING. (GUTIERREZ)**

- VI. DISCUSSION AND ACTION TO GRANT EXCEPTION TO SECTION 16-20(B): "ACCESS TO AND FROM GULF BOULEVARD TO ADJACENT PROPERTY ON THE WEST SIDE IS PROHIBITED UNLESS THE PROPERTY DOES NOT ABUT ANY OTHER STREET" TO ALLOW FOR ONE DRIVE ON GULF BOULEVARD AND ONE DRIVE ON SHEEPSHEAD STREET. (LISTI)**

Council Member Bagley made a motion, seconded by Council Member Avalos to grant exception to Section 16-20(B) to allow for 20 ft. driveway on Gulf Boulevard and one 20 ft. driveway on Sheepshead Street. Council Members Bagley and Avalos then amended their motion to allow for a maximum of 15 ft. driveway each instead of 20 ft. Motion carried unanimously.

- VII. DISCUSSION AND ACTION TO AWARD CONTRACT FOR CONSTRUCTION SERVICES FOR THE INSTALLATION OF WALKOVER ALONG THE PUBLIC EASEMENT ON THE NORTH SIDE OF THE PEARL; AND AUTHORIZE THE CITY MANAGER TO EXECUTE CONTRACT FOR THE PEARL WALKOVER PROJECT. (TREVINO)**

Council Member Avalos made a motion to award bid to Willis Development, LLC in the amount of \$164,803.53 (Option 1: Base + Add. Alt. 2) for the Public Beach Access Timber Walkover project on the north side of the Pearl; and to authorize the City Manager to execute contract. Motion was seconded by Council Member Listi, which carried on a unanimous vote.

VIII. PUBLIC HEARING: TO DISCUSS TEXT AMENDMENTS TO SECTION 20-10 DISTRICT "E" TO ADD PROVISION OF CONFORMITY CLAUSE. (KIM)

At 6:07 p.m., Mayor Patel opened the Public Hearing.

Proponents: Theresa Metty Opponents: None

Mayor Patel closed the Public Hearing at 6:09 p.m.

IX. DISCUSSION AND ACTION REGARDING TEXT AMENDMENTS TO SECTION 20-10 DISTRICT "E" TO ADD PROVISIONS OF CONFORMITY CLAUSE; AND APPROVE FIRST READING OF ORDINANCE NO. 15-19 AMENDING CHAPTER 20 ZONING BY ADDING PROVISIONS OF CONFORMITY CLAUSE TO THE SEC. 20-10 DISTRICT "E" TO ALLOW EXISTING CONDOMINIUMS TO BE LEGAL TO ALLOW THEM TO REBUILD). (KIM)

Council Member Bagley made a motion to approve first reading of Ordinance No. 15-19 amending Chapter 20 Zoning by adding provisions of conformity clause to Sec. 20-10 to allow existing condominiums to be legal to allow them to rebuild. Council Member Listi seconded motion. Motion passed unanimously.

X. PUBLIC HEARING: TO DISCUSS PARKING REGULATIONS IN CHAPTER 20 ZONING. (KIM)

At 6:11 p.m., Mayor Patel opened the Public Hearing.

Proponents: None Opponents: None

Mayor Patel closed the Public Hearing at 6:12 p.m.

XI. DISCUSSION AND ACTION REGARDING PARKING REGULATIONS IN CHAPTER 20 ZONING; AND APPROVE FIRST READING OF ORDINANCE NO. 15-20 AMENDING CHAPTER 20 ZONING BY CONSOLIDATING EXISTING PARKING REGULATIONS TO PROVIDE CLEAR AND EASY UNDERSTANDING; BY ADDING DEFINITION OF NON-RESIDENTIAL USES TO ESTABLISH SEPARATE PARKING STANDARDS FOR STORAGE/WAREHOUSING BUILDING AND OUTDOOR AMUSEMENT OR THEME PARK ESTABLISHMENTS; BY ADDING VALET PARKING SERVICE PROVISIONS TO ALLOW REMOTE PARKING LOTS FOR DEVELOPMENTS. (KIM)

Council Member Bagley made a motion, seconded by Council Member Avalos to approve first reading of Ordinance No. 15-20 amending Chapter 20 Zoning regarding parking regulations. Motion carried unanimously.

XII. DISCUSSION AND ACTION TO APPROVE A BUDGET AMENDMENT AND AMENDMENT #4 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH KIMLEY-HORN FOR PHASE IV OF THE GULF BLVD SUNSET DRIVE IMPROVEMENTS PROJECT IN THE AMOUNT OF \$192,000 FOR DESIGN RELATED FEES, \$46,500 FOR HOURLY ESTIMATE FOR MISCELLANEOUS EXPENSES AND SURVEYING WORK. (GUTIERREZ)

Mayor Patel made a motion to approve budget amendment and Amendment #4 for Phase IV of the Gulf Boulevard-Sunset Drive Improvements Project in the amount of \$238,500. Motion was seconded by Council Member Bagley, which passed unanimously.

XIII. DISCUSSION AND ACTION TO DIRECT CITY MANAGER TO INITIATE DIALOGUE WITH TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO CREATE A RURAL PLANNING ORGANIZATION FOR THE PURPOSE OF PROVIDING A STRUCTURED PROCESS THROUGH WHICH THE CITY CAN PARTICIPATE IN FUTURE TRANSPORTATION PLANNING. (BAGLEY)

Council Member Listi made a motion to authorize the City Manager to initiate dialogue with Texas Department of Transportation (TxDOT) and with the Cities of Port Isabel and

Laguna Vista regarding the creation of a Rural Planning Organization (RPO). Motion was seconded by Mayor Pátel. Motion carried on a unanimous vote.

XIV. DISCUSSION AND ACTION TO RENEW CONTRACT WITH PARC CONSULTING (PETER RAVELLA) TO FURTHER PURSUE GRANT FUNDING OPPORTUNITIES FOR ISLAND ENHANCEMENTS. (BAGLEY)

Council Member Avalos made a motion, seconded by Council Member Bagley to renew contract with PARC Consulting to pursue grant funding opportunities. Motion passed unanimously.

XV. ADJOURN.

There being no further business, Mayor Pátel adjourned the meeting at 6:34 p.m.


Susan M. Hill, City Secretary

APPROVED


Bharat R. Patel, Mayor

