

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

WEDNESDAY, MAY 19, 2021

1. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, May 19, 2021 at the Municipal Complex Building, 2- Floor, 4601 Padre Boulevard, South Padre Island, Texas. Mayor McNulty called the meeting to order at 5:30 p.m. A quorum was present: Mayor Patrick McNulty, Council Members Ken Medders, Jr., Kerry Schwartz, Joe Ricco, and Eva-Jean Dalton.

City staff members present were Director of Operations Wendi Delgado, Chief Financial Officer Rodrigo Gimenez, Fire Chief Jim Pigg, Captain Juan Herrera, Public Works Director Alex Sanchez, Assistant Public Works Director Jon Wilson, Building Official George Martinez, Shoreline Director Kristina Boburka, Environmental Health Director Victor Baldovinos, CVB Director Ed Caum, and Assistant City Secretary Marta Martinez.

2. PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE

Mayor McNulty led the Pledge of Allegiance and the Texas Pledge.

3. PUBLIC COMMENTS AND ANNOUNCEMENTS:

Public comments and announcements were given at this time.

4. APPROVE CONSENT AGENDA:

Council Member Schwartz made a motion, seconded by Council Member Medders to approve Consent Agenda Items 4.1, 4.3 through 4.6. Motion carried unanimously.

- 4.1. APPROVE QUARTERLY INVESTMENT REPORT FOR THE QUARTER ENDING MARCH 31, 2021 AS PREPARED BY VALLEY VIEW CONSULTING L.L.C. (GIMENEZ)**
- 4.2. APPROVE THE MINUTES FROM THE MAY 5, 2021 REGULAR CITY COUNCIL MEETING. (SOTO)**
Council Member Medders made a motion, seconded by Council Member Schwartz to approve the May 5, 2021 Regular City Council Meeting minutes. Motion carried unanimously
- 4.3 APPROVE THE SECOND AND FINAL READING OF ORDINANCE 21-08 AMENDING CHAPTER 10, SECTION 10-31 OF THE CODE OF ORDINANCES TO INCREASE THE LIMIT OF THE MOBILE FOOD TRUCKS PERMITS. (McNULTY)**
- 4.4 APPROVE A BUDGET AMENDMENT OF FEDERAL FORFEITURE FUNDS IN THE AMOUNT OF \$4,808.00 FOR 2 TICKET WRITERS FOR POLICE PATROL OFFICERS. (O'CARROL)**
- 4.5 APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**
- 4.6 APPROVE EXCUSED ABSENCE FOR COUNCIL MEMBER JOE RICCO FROM THE MAY 5, 2021 REGULAR CITY COUNCIL MEETING. (RICCO)**

5. REGULAR AGENDA

5.1. UPDATE ON MONTHLY PERMIT ACTIVITY FOR THE MONTH OF APRIL 2021. (MEDDERS)

Council Member Medders provided a brief update on the building permits for the month of April 2021.

5.2. DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2021-10 FINDING THAT AEP'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE RATES WITHIN THE CITY SHOULD BE DENIED AND AUTHORIZING PARTICIPATION WITH THE CITIES SERVED BY AEP TEXAS. (McNULTY)

Council Member Medders made a motion, seconded by Council Member Schwartz to approve Resolution No. 2021-10 that AEP's application to amend its distribution cost recovery factors to increase rates within the City should be denied and authorizing participation with the cities served by AEP Texas. Motion carried unanimously.

5.3. DISCUSSION AND ACTION TO APPROVE THE SUBMISSION AND RANKING OF THE COASTAL MANAGEMENT PROGRAM (CMP)'S CYCLE 27 PRE-PROPOSALS. (BOBURKA)

Council Member Medders made a motion, seconded by Council Member Dalton to approve the submission and ranking of the Coastal Management Program (CMP)'s Cycle 27 pre-proposals. Motion carried unanimously.

5.4. DISCUSSION AND ACTION TO APPROVE THE SUBMISSION OF THE COASTAL EROSION PLANNING AND RESPONSE ACT (CEPRA)'S CYCLE 12 FINAL PROPOSALS AND TO ALLOW THE MAYOR TO EXECUTE LETTERS OF SUPPORT. (BOBURKA)

Council Member Medders made a motion, seconded by Council Member Schwartz to approve the submission of the Coastal Erosion Planning and Response Act (CEPRA)'s Cycle 12 final proposals and to allow the Mayor to execute letters of support. Motion carried unanimously..

5.5. DISCUSSION AND ACTION TO ADVERTISE FOR CONSTRUCTION BIDS TO BUILD NEW LIFEGUARD TOWERS FUNDED THROUGH THE COASTAL MANAGEMENT PROGRAM (CMP)'S CYCLE 24. (BOBURKA)

Council Member Medders made a motion, seconded by Council Member Ricco to approve for the construction of lifeguard towers funded through the Coastal Management Program (CMP)'s Cycle 24. Council Member Medders also stated to have Public Works look into the construction of the lifeguard towers instead of going out for bids. Motion passed unanimously.

5.6. DISCUSSION AND ACTION TO SELECT A PRIMARY DEPOSITORY BANK AND AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT THAT WILL BE FOR AN INITIAL TERM OF TWO (2) YEARS COMMENCING OCTOBER 1ST, 2021 AND CONTINUING THROUGH SEPTEMBER 30, 2023, WITH THREE (3) ONE-YEAR EXTENSION OPTIONS UNDER THE SAME TERMS AND CONDITIONS. (GIMENEZ)

Council Member Schwartz made a motion, seconded by Council Member Dalton to select a primary depository bank and authorize the City Manager to enter into an agreement that will be for an initial term of two (2) years commencing October 1, 2021 and continuing through September 30, 2023, with three (3) one-year extension options under the same terms and conditions. Motion carried unanimously.

5.7. DISCUSSION AND POSSIBLE ACTION TO APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$7,975.00 TO RESURFACE AND PAINT THE BASKETBALL COURT AT JOHN L. TOMPKINS PARK. (SCHWARTZ)

Council Member Medders made a motion, seconded by Council Member Dalton to approve a budget amendment in the amount of \$7,975.00 to resurface and paint the basketball court at John L. Tompkins Park. Motion carried unanimously.

5.8. DISCUSSION AND POSSIBLE ACTION TO AWARD CONTRACT TO THE QUALIFIED BIDDER, PYRO SHOWS OF TEXAS, IN THE AMOUNT OF \$80,000 FOR THE FIREWORK DISPLAYS ON MEMORIAL DAY, JULY FOURTH, AND LABOR DAY HOLIDAYS AND AUTHORIZE THE CITY MANAGER TO EXECUTE CONTRACT. (CAUM)

Council Member Dalton made a motion, seconded by Council Member Schwartz to award contract to the qualified bidder, Pyro Shows of Texas, in the amount of \$80,000 for the firework displays on Memorial Day, July Fourth, and Labor Day Holidays and authorize the City Manager to execute the contract. Motion passed on a 4:1:0 vote. Council Member Medders voted in opposition.

5.9 DISCUSSION AND ACTION TO EXTEND THE CITY'S DECLARATION OF A LOCAL STATE OF DISASTER DUE COVID-19 VIRUS EPIDEMIC TO 11:59 P.M. ON THURSDAY, JUNE 17, 2021. (McNULTY)

Council Member Dalton made a motion, seconded by Council Member Medders to extend the City's Declaration of Local State of Disaster due to COVID-19 Virus Epidemic to 11:59 p.m. on Thursday, June 17, 2021. Motion carried unanimously.

6. ADJOURN. There being no further business, Mayor McNulty adjourned the meeting at 6:19 p.m.

Marta Martinez
Marta Martinez, Assistant City Secretary

APPROVED

Patrick McNulty
Patrick McNulty, Mayor

