MINUTES CITY OF SOUTH PADRE ISLAND CITY COUNCIL REGULAR MEETING

WEDNESDAY, AUGUST 2, 2017

I. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, August 2, 2017 at the Municipal Complex Building, 2nd Floor, 4601Padre Boulevard, South Padre Island, Texas. Mayor Bharat Patel called the meeting to order at 5:30 p.m. A full quorum was present: Council Member Dennis Stahl, Ron Pitcock, Theresa Metty, Alita Bagley and Paul Munarriz. Also present was City Attorney Kathy Cunningham.

City staff members present were City Manager Susan Guthrie, Assistant City Manager Darla Jones, Police Chief Randy Smith, Public Works Director Alex Sanchez, Development Director Sungman Kim, CVB Director Keith Arnold, Fire Chief Doug Fowler, Environmental Health Director Victor Baldovinos, Shoreline Management Director Brandon Hill, Assistant Public Works Director Jon Wilson, Information Technology Director Mark Shellard, Interim Public Information Officer Angelique Soto, Parks and Recreation Manager Anne Payne, Business Development Director Michael Flores, Shoreline Program Coordinator Manuel Aguilar 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. Presentation: August Bird of the Month

b. Presentation: Butterfly Park

Javier Gonzalez, Birding and Nature Center Naturalist announced the Least Bittern Heron as the August Bird of the Month and gave a brief presentation on this tiny heron.

Anne Payne, Parks and Recreation Manager, gave a short presentation on the Butterfly Park located at 4316 Gulf and invited everyone to go by and enjoy this small park.

V. APPROVE CONSENT AGENDA:

Council Member Pitcock made a motion, seconded by Council Member Munarriz to approve the Consent Agenda. Motion carried on a unanimous vote.

- a. APPROVE MINUTES OF JULY 19, 2017 REGULAR MEETING. (S. HILL)
- b. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)

Invoices approved for payment were paid by General Fund checks numbered 138803 through 138987 and EFT payments totaling \$1,222,501.45.

c. APPROVE QUARTERLY INVESTMENT REPORT FOR QUARTER ENDING JUNE 30, 2017 AS PREPARED BY VALLEY VIEW CONSULTING, LLC. (GIMENEZ)

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- d. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$16,000 FOR A NEW BEACH PATROL VEHICLE FROM THE BEACH MAINTENANCE FUND. (FOWLER)
- e. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$7,110.84 FROM HOTEL OCCUPANCY TAX FUND EXCESS RESERVES FOR NEW SIGNS AT THE VISITORS CENTER. (ARNOLD)
- f. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$6,800 FROM GENERAL FUND EXCESS RESERVES TO UPGRADE THE CITY'S PAYROLL AUTOMATED PUNCH SYSTEM AND PURCHASE IPADS FOR THE BUILDING INSPECTIONS DIVISION. (SHELLARD)
- g. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$1,000 FOR THE PAUL Y. CUNNINGHAM, JR. BENCH FROM REVENUE LINE ITEM WHERE OUTSIDE CONTRIBUTION WAS MADE FOR THIS PROJECT. (SANCHEZ)
- h. APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$200 TO ALLOCATE GRANT FUNDS FOR TRAINING. (FOWLER)

Note: At this time, with no objections from the City Council, Mayor Patel moved Item XI before Item VI.

VI. DISCUSSION AND ACTION TO APPROVE AMENDMENT NO. 1 TO ORDINANCE NO. 17-09 (SHORT TERM RENTAL ORDINANCE), THAT WAS APPROVED BY CITY COUNCIL ON JULY 19, 2017, TO REMOVE THE WORDS "EACH HOUR" IN SEC. 11-222(B). (GUTHRIE)

Council Member Bagley made a motion to approve first reading of Amendment No. 1 to Ordinance No. 17-09 (Short Term Rental) to remove the words "each hour" in Sec. 11-222(B). Motion was seconded by Council Member Metty, which carried unanimously.

VII. DISCUSSION AND ACTION TO APPROVE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN CAMERON COUNTY AND THE CITY OF SOUTH PADRE ISLAND REGARDING PROPOSED PLANS BY THE CITY TO INSTALL CERTAIN VENUE TAX IMPROVEMENTS AT THE CONVENTION CENTRE; AND DIRECT THE CITY MANAGER TO ISSUE A REQUEST FOR PROPOSAL FOR PREDESIGN AND PREDEVELOPMENT WORK FOR THE PROJECT.

Council Member Bagley made a motion, seconded by Council Member Stahl to approve Memorandum of Understanding with Cameron County regarding City plans to install certain Venue Tax improvements at the Convention Centre. Motion was amended by both Council Member Bagley and Stahl to include directing the City Manager to issue a Request for Proposal for the Predesign and Predevelopment work for the project. Motion carried on a unanimous vote.

VIII. PUBLIC HEARING: TO DISCUSS PROPOSED 2017/2018 PROPERTY TAX RATE FOR THE CITY OF SOUTH PADRE ISLAND. (GIMENEZ)

At 6:42 p.m., Mayor Patel opened the Public Hearing.

Proponents: None

Opponents: None

Mayor Patel closed the Public Hearing at 6:42 p.m.

IX. PUBLIC HEARING: TO DISCUSS PROPOSED 2017 - 2022 FIVE YEAR CAPITAL IMPROVEMENT PLAN (CIP). (JONES)

At 6:42 p.m., Mayor Patel opened the Public Hearing.

Proponents: None

Opponents: None

Mayor Patel closed the Public Hearing at 6:42 p.m.

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X. DISCUSSION AND POSSIBLE ACTION ON UNIVERSITY OF TEXAS Rio Grande VALLEY (UTRGV) STUDENT INTERNSHIP. (B. HILL)

Mayor Patel made a motion, seconded by Council Member Pitcock to take staff recommendation to cancel current UTRGV Student Internship contract and take at least a full semester, if not two semesters, to renegotiate a new contract that would include, among other things, input and selection by the City regarding research development and student. Motion passed on a unanimous vote.

XI. UPDATE AND DISCUSSION CONCERNING RESULTS OF THE UNIVERSITY OF TEXAS RIO GRANDE VALLEY (UTRGV) LANTERNFEST RESEARCH PROJECT; AND POSSIBLE ACTION TO DIRECT CITY MANAGER TO PERMIT THE CVB SPONSORED EVENT. (ARNOLD)

After much discussion, Council Member Bagley made a motion to deny the permit for the future Lanternfest event. Motion was seconded by Mayor Patel which carried on a 5 to 1 vote with Council Member Munarriz casting a nay vote.

XII. EXECUTIVE SESSION: PURSUANT TO SECTIONS 551.071 T.G.C.:

a. CONSULTATION WITH CITY ATTORNEY REGARDING LEGAL ASPECTS OF SB 1004.

At 6:48 p.m., Council Member Bagley made a motion, seconded by Council Member Stahl to go into Executive Session. Motion carried unanimously.

At 7:01 p.m., the City Council reconvened into open session.

XIII. DISCUSSION AND POSSIBLE ACTION REGARDING LEGAL ASPECTS OF SB 1004.

Council Member Pitcock made a motion, seconded by Council Member Metty to join the lawsuit and sign a Letter of Engagement against the State of Texas regarding Senate Bill 1004 enactment.

XIV. ADJOURN.

There being no further business, Mayor Patel adjourned the meeting at 7:02 p.m.

Susan M. Hill, City Secretary

APPROVED

Bharat R. Patel, Mayor