

WEDNESDAY, OCTOBER 21, 2020

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, October 21, 2020, at the Municipal Complex Building, 2nd 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 City Manager Randy Smith, Director of Operations Wendi Delgado, Chief Financial Officer Rodrigo Gimenez, Chief of Police Claudine O'Carroll, Fire Chief Jim Pigg, Public Works Director Alex Sanchez, Assistant Public Works Director Jon Wilson, Shoreline Director Kristina Boburka, Environmental Health Director Victor Baldovinos, Building Official Belinda Tarver, Parks and Recreation Manager Debbie Huffman, and City Secretary Angelique Soto.

1. CALL TO ORDER

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

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. PRESENTATIONS AND PROCLAMATIONS:

PROCLAMATION: BREAST CANCER AWARENESS (BALDOVINOS)

5. APPROVE CONSENT AGENDA:

Council Member Ricco made a motion, seconded by Council Member Medders to approve Consent Agenda items 1 through 5. Motion carried unanimously.

- 1. APPROVAL OF CHANGE ORDER NO. 1 FOR JOHN L. TOMPKINS - PHASE II SITE IMPROVEMENTS IN THE AMOUNT OF \$3,597.58 (SANCHEZ)**
- 2. APPROVE ACCEPTANCE OF THE TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT RPT 2103 (29) 045_20 IN THE AMOUNT OF \$742,830 AND AUTHORIZE THE CITY MANAGER TO ENTER GRANT AGREEMENT. (ARRIAGA)**
- 3. APPROVE ACCEPTANCE OF THE TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT RUR 2101 (21) IN THE AMOUNT OF \$588,603 AND AUTHORIZE CITY MANAGER TO ENTER GRANT AGREEMENT. (ARRIAGA)**
- 4. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**

Approve invoices for payment by General Fund checks numbered 148034 through 148125 and EFT payments totaling \$1,704,330.14.
- 5. APPROVE SECOND AND FINAL READING OF ORDINANCE 20-08 AMENDING THE CITY'S FISCAL YEAR 2019-20 OPERATING BUDGET TO INCORPORATE PRIOR BUDGET AMENDMENTS FROM THE MONTHS OF OCTOBER 2019 THROUGH SEPTEMBER 2020. (GIMENEZ)**
- 6. APPROVE SECOND AND FINAL READING OF ORDINANCE NO. 20-09 AMENDING CHAPTER 15 OF THE CODE OF ORDINANCES TO**

**PROVIDE FOR DEFINITIONS, RULES AND REGULATIONS
REGARDING "ART IN PUBLIC SPACES" AND RELATED SECTIONS.
(MCNULTY)**

**7. APPROVE MINUTES OF THE OCTOBER 7, 2020 REGULAR CITY
COUNCIL MEETING. (SOTO)**

6. REGULAR AGENDA

Mayor McNulty announced that Regular Agenda Item 6 was moved to the first item.

**6. DISCUSSION AND ACTION TO ALLOW THE CITY MANAGER TO
ENTER INTO CONTRACT NEGOTIATIONS WITH THE HIGHEST-
RANKED FIRM FOR AN ASSESSMENT AND INVESTIGATION INTO
THE CITY'S BEACH AND DUNE SYSTEM AND ALLOW THE CITY
MANAGER TO SIGN A CONTRACT WHEN ACCEPTABLE TERMS
HAVE BEEN MET. (BOBURKA)**

Council Member Medders made a motion, seconded by Council Member Ricco to allow the city manager to enter into contract negotiations with the highest-ranked firm for an assessment and investigation into the city's beach and dune system and allow the city manager to sign a contract when acceptable terms have been met. Motion carried unanimously.

**1. DISCUSSION AND POSSIBLE ACTION TO APPROVE A SUPPLEMENTAL
EASEMENT AND RIGHT OF WAY REQUEST FROM AEP TEXAS INC. (DELGADO)**

Council Member Ricco made a motion, seconded by Council Member Medders to approve a supplemental easement and right of way request from AEP Texas, Inc. Motion carried unanimously.

**2. UPDATE ON MONTHLY PERMIT ACTIVITY FOR THE MONTH OF SEPTEMBER
2020. (TARVER)**

The Monthly Permit Activity report will remain on the Regular Agenda.

**3. DISCUSSION AND POSSIBLE ACTION TO APPROVE SOUTH PADRE ISLAND
CHAMBER OF COMMERCE'S ANNUAL "SHOP THE ISLAND" AS A SPECIAL
EVENT. (RICCO, SMITH)**

Council Member Ricco made a motion, seconded by Council Member Medders to approve South Padre Island Chamber of Commerce's annual "Shop the Island" as a special event. Motion carried unanimously.

**4. UPDATE ON BEACH RENOURISHMENT EFFORTS AND THE STATE OF THE
BEACH AFTER THE MOST RECENT STORMS. (DALTON, BOBURKA)**

Shoreline Director Kristina Boburka provided an update regarding the ongoing efforts to replanting and restoring the dunes.

**5. DISCUSSION AND POSSIBLE ACTION TO APPROVE A BUDGET AMENDMENT
FOR THE RESTROOM EXTRA DAILY CLEANING SERVICES AND HAND-
SANITIZER UNITS DUE TO COVID-19. (BOBURKA)**

Council Member Medders made a motion, seconded by Council Member Ricco to approve a budget amendment for extra daily cleaning services and hand-sanitizers for the restrooms due to COVID-19. Motion carried unanimously.

**7. UPDATE AND DISCUSSION ON THE CONSTRUCTION OF JOHN L TOMPKINS
PARK PHASE II. (SWARTZ)**

**8. UPDATE, DISCUSSION AND POSSIBLE ACTION TO GO OUT FOR RFQ FOR PHASE
2 OF THE DRAINAGE STUDY. (MCNULTY,SANCHEZ)**

Council Member Ricco made a motion, seconded by Council Member Schwartz for staff to research pricing for 24 backflow preventers. Motion carried unanimously.

Council Member Ricco made a motion, seconded by Council Member Medders approving the RFQ for Phase 2 of the drainage study. Motion carried unanimously.

Mayor Patrick McNulty made a motion, seconded by Council Member Medders approve public Works to work with legal to draft an ordinance that follows the frequency for the area regarding detention pond requirements. Motion carried unanimously.

9. DISCUSSION AND ACTION TO APPROVE ORDINANCE NO. 20-10 AUTHORIZING THE ISSUANCE OF UP TO \$2,410,000 IN PRINCIPAL AMOUNT OF CITY OF SOUTH PADRE ISLAND, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020. (GIMENEZ)

Council Member Schwartz made a motion, seconded by Council Member Dalton to approve Ordinance No. 20-10 authorizing the issuance of up to \$2,410,000 in principal amount of city of South Padre Island, Texas general obligation refunding bonds, series 2020. Motion carried unanimously.

A true and correct copy of said Ordinance was placed in the City’s Ordinance Book and entitled Ordinance No. 20-10, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

10. PRESENTATION, DISCUSSION AND POSSIBLE ACTION REGARDING DEBT ISSUANCE FOR LAGUNA BOULEVARD RECONSTRUCTION PROJECT. (MCNULTY, MEDDERS)

Council Member Schwartz made a motion, seconded by Council Member Ricco to authorize staff to draft a resolution for the Laguna Boulevard Reconstruction Project. Motion carried unanimously.

11. DISCUSSION AND ACTION TO AUTHORIZE STAFF TO WORK WITH TXDOT IN AN EFFORT TO REDUCE THE SPEED LIMIT ON THE NORTH END OF THE ISLAND FROM 40 TO 35 MILES PER HOUR TO INCREASE SAFETY FOR PEDESTRIANS. (RICCO, SMITH)

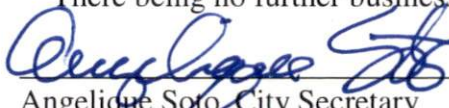
Council Member Medders made a motion, seconded by Council Member Ricco to authorize staff to work with TXDOT to reduce the speed limit on the north end of the Island from 40 to 35 miles per hour to increase safety for pedestrians. Motion carried unanimously.

12. 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 FRIDAY, NOVEMBER 27, 2020. (MCNULTY)

Council Member Schwartz made a motion, seconded by Council Member Ricco to extend the City’s Declaration of a Local State of Disaster due to COVID-19 Virus Epidemic to 11:59 p.m. on Friday, November 18, 2020. Motion carried unanimously.


13. ADJOURN.

There being no further business, Mayor McNulty adjourned the meeting at 7:24 p.m.


Angelique Soto, City Secretary



APPROVED


Patrick McNulty, Mayor