

<b>MINUTES</b> <b>CITY OF SOUTH PADRE ISLAND</b> <b>CITY COUNCIL REGULAR MEETING</b>
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**WEDNESDAY, OCTOBER 4, 2017**

**I. CALL TO ORDER**

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, October 4, 2017 at the Municipal Complex Building, 2<sup>nd</sup> 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 Dennis Stahl, Ron Pitcock, Alita Bagley and Paul Munarriz. Council Member Theresa Metty was out with an excused absence.

City staff members present were City Manager Susan Guthrie, Assistant City Manager Darla Jones, Police Chief Randy Smith, Chief Financial Officer Rodrigo Gimenez, Public Works Director Alex Sanchez, Development Director Sungman Kim, Administrative Services Director Wendi Delgado, CVB Director Keith Arnold, Environmental Health Director Victor Baldovinos, Shoreline Management Director Brandon Hill, Assistant Public Works Director Jon Wilson, Information Technology Director Mark Shellard, Building Official David Travis, Interim Public Information Officer Angelique Soto, Parks and Recreation Manager Anne Payne 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. Proclamation: National Breast Cancer Awareness Month
- b. Proclamation: Recognizing Griffin Nelson as Grand Prize Winner of the Fishing's Future National Youth Catch-Photo-Release
- c. Letter of Commendation: to Police Officer Joseph Gonzalez for his exceptional organizational skills used during the National Night Out event.

**V. APPROVE CONSENT AGENDA:**

Council Member Munarriz made a motion, seconded by Council Member Pitcock, to approve the Consent Agenda, motion carried unanimously.

- a. **APPROVE MINUTES OF SEPTEMBER 20, 2017 REGULAR MEETING. (S. HILL)**
- b. **APPROVE INVOICES FOR PAYMENT. (GIMENEZ)**

Invoices approved for payment were paid by General Fund checks numbered 139365 through 139466 and EFT payments totaling \$531,319.11.

- c. **APPROVE RESOLUTION 2017-31 IN SUPPORT OF AUTHORIZING CLOSURE OF PARK ROAD 100 (PADRE BOULEVARD) FOR THE 13<sup>TH</sup> ANNUAL WALK FOR WOMEN ON SUNDAY OCT. 8TH, 2017, 10AM TO 12PM; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE PERMITTING OF THE EVENT. (PAYNE)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2017-31, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- d. **APPROVE OF RESOLUTION NO. 2017-32 DECLARING THE CITY OF SOUTH PADRE ISLAND'S SUPPORT FOR THE HARTE INSTITUTE WATERSHED INFRASTRUCTURE STRATEGIES E-MARKET AND LETTER OF SUPPORT. (B. HILL)**

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 2017-32, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- e. **APPROVE BUDGET AMENDMENT NOT TO EXCEED \$100,000 FROM BEACH MAINTENANCE EXCESS RESERVES TO PURCHASE A DUMP TRUCK FOR THE SHORELINE DEPARTMENT. (B. HILL)**

- f. **APPROVE ACCEPTANCE OF TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT ED 1801 IN THE AMOUNT OF \$154,500; AND AUTHORIZE THE CITY MANAGER OR DESIGNEE TO ENTER GRANT AGREEMENT. (ARRIAGA)**

- g. **APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$144,947 TO INCREASE FEDERAL GRANT RPT 1702 VEHICLE REVENUE MILES FUNDS AWARDED. (ARRIAGA)**

- h. **APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$2,500 TO DECREASE THE LOCAL CONTRIBUTION TO THE TRANSIT DEPARTMENT. (GIMENEZ)**

- i. **APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$19,713 TO INCREASE THE INDIRECT COST ALLOCATION CHARGE TO THE CONVENTION AND VISITOR BUREAU RELATED TO PARKS & RECREATIONAL MANAGER PROCESSING OF TOURISM RELATED SPECIAL EVENT PERMITS AND EVENT COORDINATION. (GUTHRIE)**

- j. **APPROVE EXCUSED ABSENCE FOR COUNCIL MEMBER RON PITCOCK FROM THE OCTOBER 18, 2017 CITY COUNCIL MEETING. (PITCOCK)**

**VI. PRESENTATION OF NEW CITY STAFF MEMBERS AND RECENTLY PROMOTED STAFF MEMBERS TO CITY COUNCIL AND COMMUNITY. (GUTHRIE)**

City Manager Susan Guthrie introduce new City staff members hired after May 14, 2017, along with recently promoted staff members, which consisted of:

*New Hires:*

Marisa Amaya, Event Development and Packaging Manager, Convention & Visitor Bureau

Alisha Workman, Sr. Marketing & Communications Manager, Convention & Visitor Bureau

*Recently Promoted:*

Georgina Ramos, Accounting Analyst, Finance Dept.  
 Julian Hernandez, Vehicle Operator, Transit Department  
 Angelique "Nikki" Soto, Public Information Officer  
 Rolando Gonzalez, Public Works Foreman  
 Jose Alvaro Garcia, Parks Maintenance Foreman  
 Maximo Martinez, Public Works Maintenance  
 Juan Leos, Public Works Maintenance

**VII. DISCUSSION AND ACTION TO APPROVE BUDGET AMENDMENT IN THE AMOUNT OF \$100,000 FROM HOTEL OCCUPANCY TAX RESERVES TO BE ALLOCATED TOWARDS THE FY 2017/18 ADVERTISING/MARKETING BUDGET (594) FOR ADDITIONAL OFFSEASON MARKETING OPPORTUNITIES TO THE RIO GRANDE VALLEY AND LAREDO; AND ALLOCATE AN ADDITIONAL \$50,000 FOR COLLEGIATE SPRING BREAK MARKETING TO BE DISBURSED AS DIRECTED BY THE CITY MANAGER. (STAHL)**

Council Member Stahl made a motion to approve \$100,000 from the Hotel Occupancy Tax Reserves for additional offseason marketing opportunities in the Rio Grande Valley and Laredo; and approve \$50,000 from Hotel Occupancy Tax Reserves for collegiate Spring Break Marketing. Motion was seconded by Council Member Munarriz, which carried on a unanimous vote.

**VIII. DISCUSSION AND ACTION TO APPROVE RENEWAL OF ADVERTISING AGENCY SERVICES AGREEMENT WITH THE ATKINS GROUP FOR FISCAL YEAR 2017-2018 IN THE AMOUNT OF \$2,834,000. (ARNOLD)**

*Mayor Patel stated that there was a clerical error in the amount listed: \$2,125,000 should really be \$2,835.00*

After much discussion, Mayor Patel made a motion to approve a ninety day contract with The Atkins Group to include only Website Maintenance & Digital Development and Media Research, Planning & Placement. Council Member Pitcock second the motion. More discussion ensued which resulted in both Mayor Patel and Council Member Pitcock withdrawing their motion.

Council Member Bagley made a motion to approve the renewal of Advertising Agency Services agreement with The Atkins Group. Council Member Munarriz seconded the motion. Motion passed on a 3 to 2 vote with Mayor Patel and Council Member Pitcock casting a nay vote.

**IX. DISCUSSION AND ACTION TO APPROVE RESEARCH PROPOSALS/CONTRACTS FROM THE FOLLOWING; AND AUTHORIZE THE CITY MANAGER TO SIGN: (ARNOLD)**

**a. APPROVE YOUNG STRATEGIES, INC. CONTRACT IN THE AMOUNT OF \$69,550 FOR THE COMPREHENSIVE TRAVEL MARKET RESEARCH STUDY.**

Council Member Bagley made a motion, second by Council Member Pitcock to approve Young Strategies, Inc. Contract in the amount of \$69,550 for the Comprehensive Travel Market Research Study. Motion carried on a 4 to 0 vote with Council Member Munarriz momentarily stepping out of Council Chambers.

- b. APPROVE UNIVERSITY OF TEXAS RIO GRANDE VALLEY (UTRGV) PROPOSAL/CONTRACT FOR THE SPECIAL EVENT ECONOMIC IMPACT RESEARCH STUDY IN THE AMOUNT OF \$69,000 PLUS \$5,000 PER EVENT COST.**

Council Member Pitcock made a motion to approve the UTRGV proposal/contract for Special Event Economic Impact Research Study in the amount of \$69,000 plus \$5,000 per event. Council Member Munarriz seconded the motion, which passed unanimously.

- X. DISCUSSION AND ACTION TO APPROVE RESOLUTION NO. 2017-33 ESTABLISHING LIMITS ON CITY COMMITTEE, BOARD, COMMISSION, TASK FORCE (HEREAFTER "COMMITTEE") MEMBERSHIP, REQUIRING THAT MEMBERS SERVE ON ONE COMMITTEE AT A TIME, WITH THE EXCEPTION OF THE ECONOMIC DEVELOPMENT CORPORATION APPOINTMENTS. (GUTHRIE)**

Taking Items 10 and 11 together, Council Member Bagley made a motion, seconded by Council Member Stahl to table these two agenda items until the November 1<sup>st</sup> City Council meeting and to form a subcommittee consisting of two City Council Members, City Manager, Legal and any others needed to review and come up with criteria to make recommendations to City Council. Motion carried unanimously. Council Members Alita Bagley and Paul Munarriz volunteered to serve on the subcommittee.

- XI. DISCUSSION AND ACTION TO APPROVE RESOLUTION NO. 2017-34 APPROVING CRITERIA TO ESTABLISH TERM LIMITS FOR CHAIRMAN ON ALL CITY COMMITTEES, BOARDS, COMMISSIONS, TASK FORCE (HEREIN CALLED "COMMITTEE"). (GUTHRIE)**

See motion above.

- XII. DISCUSSION AND POSSIBLE ACTION TO ADJUST THE REQUIRED MINIMUM BASE FLOOR ELEVATION IN RESPONSE TO PENDING NEW FEMA FLOOD MAPS. (PATEL)**

Mayor Patel made a motion to direct staff to propose a minimum elevation for all new construction. Council Member Stahl seconded the motion, which passed on a unanimous vote.

- XIII. DISCUSSION AND ACTION TO RECOMMEND IMPLEMENTATION OF THE FIVE-YEAR NOURISHMENT PLACEMENT PLAN. (B. HILL)**

Mayor Patel made a motion, seconded by Council Member Stahl to approve the five-year Nourishment Placement plan. Motion carried unanimously.

*At this time, Mayor Patel recused himself from Items 14, 15, 16, 17 and 18 due to conflict of interest.*

- XIV. DISCUSSION AND ACTION TO APPROVE THE PROPOSED ANNEXATION SERVICE PLAN AND THE ANNEXATION SCHEDULE. (KIM)**

Council Member Pitcock made a motion to approve the proposed Annexation Service Plan and the expedited annexation schedule for annexation of certain waterways and submerged lands belonging to the State of Texas, lying and being situated to the east of Lots 16 and 17 Padre Beach Estate Subdivision and Contran Subdivision Lot 2, out of Gulf of Mexico, and a 10-foot width southernmost pieces of the Andy Bowie Park in Cameron County Texas that are a total of 6.61 acres (also known as the area on and surrounding Clayton's Fishing Pier). Council Member Munarriz seconded the motion, which carried on a 4 to 0 vote. Mayor Patel abstaining from discussion and vote.

- XV. PUBLIC HEARING: TO DISCUSS DESIGNATION OF CERTAIN BEACH AREAS – EAST OF BLOCK 20, PADRE BEACH ESTATES SUBDIVISION (LA QUINTA INN & SUITES), CONTRAN SUBDIVISION LOT 2 (CLAYTON’S BEACH BAR), EAST TRACT 17, PADRE BEACH ESTATE SUBDIVISION (CLAYTON’S FISHING PIER), AND EAST TRACT 16, PADRE BEACH ESTATE SUBDIVISION (MARRIOTT, COURT YARD) – FROM DISTRICT “B” MULTI-FAMILY DWELLING, APARTMENT, MOTEL, HOTEL, CONDOMINIUM, TOWNHOUSE DISTRICT TO DISTRICT “PBN” PADRE BOULEVARD NORTH CHARACTER ZONE. (KIM)**

At 7:30 p.m., Mayor Pro-tem Stahl opened the Public Hearing.

Proponents: Joel Melton, Paul Magee, Rick Laskey, Billy Schrunk, Rob Nixon, Cain Mahan

Opponents: Chuck Costanza, Shane Wilson

Mayor Pro-tem Stahl closed the Public Hearing at 7:54 pm.

- XVI. DISCUSSION AND ACTION REGARDING THE DESIGNATION OF CERTAIN BEACH AREAS – EAST OF BLOCK 20, PADRE BEACH ESTATES SUBDIVISION (LA QUINTA INN & SUITES), CONTRAN SUBDIVISION LOT 2 (CLAYTON’S BEACH BAR), EAST TRACT 17, PADRE BEACH ESTATE SUBDIVISION (CLAYTON’S FISHING PIER), AND EAST TRACT 16, PADRE BEACH ESTATE SUBDIVISION (MARRIOTT, COURT YARD) – FROM DISTRICT “B” MULTI-FAMILY DWELLING, APARTMENT, MOTEL, HOTEL, CONDOMINIUM, TOWNHOUSE DISTRICT TO DISTRICT “PBN” PADRE BOULEVARD NORTH CHARACTER ZONE. (KIM)**

Council Member Pitcock made a motion, seconded by Council Member Bagley, to approve (herein designated as first reading of ordinance) designating certain beach areas, east of Block 20, Padre Beach Estates Subdivision (La Quinta Inn & Suites), Contran Subdivision Lot 2 (Clayton’s Beach Bar), east Tract 17, Padre Beach Estate subdivision (Clayton’s Fishing Pier), and east Tract 16, Padre Beach Estate Subdivision (Marriott, Court Yard) – from District “B” Multi-Family Dwelling, Apartment, Motel, Hotel, Condominium, Townhouse District to District “PBN” Padre Boulevard North Character Zone. Motion passed on a 4 to 0 vote with Mayor Patel abstaining from discussion and vote.

- XVII. PUBLIC HEARING: TO DISCUSS A SPECIFIC USE PERMIT FOR A PRIVATE (COMMERCIAL) FISHING PIER AT EAST TRACT 17, PADRE BEACH ESTATE SUBDIVISION AND SUBMERGED LANDS BELONG TO THE TEXAS GENERAL LAND OFFICE. (KIM)**

At 8:24 pm, Mayor Pro-tem Stahl opened the Public Hearing.

Proponents: Rob Nixon                      Opponents: None

Mayor Pro-tem Stahl closed the Public Hearing at 8:27 pm.

- XVIII. DISCUSSION AND ACTION REGARDING A SPECIFIC USE PERMIT FOR A PRIVATE (COMMERCIAL) FISHING PIER AT EAST TRACT 17, PADRE BEACH ESTATE SUBDIVISION AND SUBMERGED LANDS BELONG TO THE TEXAS GENERAL LAND OFFICE. (KIM)**

Council Member Bagley made a motion to approve (herein designated as first reading of ordinance) Specific Use Permit for a private (commercial) fishing pier at east Tract 17, Padre Beach Estate Subdivision and submerged lands belonging to the Texas General Land Office with the change in Ordinance, Section 4, Item 11 to read “Insurance shall be provided with the City named as additional insured” (rest of the language in Item 11 to be removed). Council Member Pitcock seconded the motion, which carried on a 4 to 0 vote with Mayor Patel abstaining from discussion and vote.

**XIX. DISCUSSION AND ACTION TO APPROVE FIRST READING OF ORDINANCE AMENDING SEC. 2-36 ADDING PARKS AND RECREATION AS AN OFFICIAL DEPARTMENT OF THE CITY AND CHANGING THE NAME OF SHORELINE MANAGEMENT DEPARTMENT TO SHORELINE. (GUTHRIE)**

Mayor Patel made a motion, seconded by Council Member Stahl to approve first reading of ordinance amending Sec. 2-36 adding Parks and Recreation Department and changing the name of Shoreline Management Department to Shoreline Department. Motion carried on a unanimous vote.

**XX. DISCUSSION AND ACTION TO APPROVE CANCELLATION OF NOVEMBER 7, 2017 GENERAL ELECTION BY:**

**a. ACKNOWLEDGE RECEIPT AND ACCEPT THE CERTIFICATION OF UNOPPOSED CANDIDATES FORM CERTIFYING CANDIDATES FOR NOVEMBER 7, 2017 GENERAL ELECTION ARE UNOPPOSED.**

Council Member Bagley made a motion to acknowledge receipt and accept Certification of Unopposed Candidates form certifying that candidates for the November 7, 2017 General Election are unopposed. Council Member Pitcock seconded the motion, which passed unanimously.

**b. APPROVE ORDER OF CANCELLATION FOR THE NOVEMBER 7, 2017 GENERAL ELECTION.**

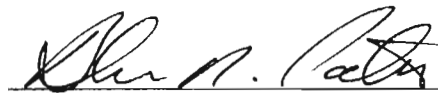
Council Member Bagley made a motion, seconded by Council Member Pitcock to approve the Order of Cancellation for the November 7, 2017 General Election. Motion carried on a unanimous vote.

**XXI. ADJOURN.**

There being no further business, Mayor Patel adjourned the meeting at 8:54 pm.

  
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Susan M. Hill, City Secretary

APPROVED

  
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Bharat R. Patel, Mayor

