

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

WEDNESDAY, SEPTEMBER 2, 2020

I. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, September 2, 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, Alita Bagley and Eva-Jean Dalton.

City staff members present were City Manager Randy Smith, Chief Financial Officer Rodrigo Gimenez, Chief of Police Claudine O'Carroll, Fire Chief Jim Pigg, Public Works Director Carlos A. Sanchez, Assistant Public Works Director Jon Wilson, Transit Director Jesse Arriaga, Building Official Belinda Tarver and City Secretary Angelique Soto.

II. PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE

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

III. PUBLIC COMMENTS AND ANNOUNCEMENTS:

Public comments and announcements were given at this time.

IV. APPROVE CONSENT AGENDA:

Council Member Bagley made a motion, seconded by Council Member Schwartz to approve Consent Agenda. Motion carried unanimously.

A. APPROVE MINUTES FROM THE AUGUST 19, 2020 REGULAR CITY COUNCIL MEETING. (SOTO)

B. DISCUSSION AND POSSIBLE ACTION TO APPROVE ACCEPTANCE OF TEXAS DEPARTMENT OF TRANSPORTATION PROJECT GRANT AGREEMENT 5339-D-2020-SPI-00046 IN THE AMOUNT OF \$385,542, AND AUTHORIZE CITY MANAGER TO ENTER GRANT AGREEMENT. (ARRIAGA)

C. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)

Approve invoices for payment by General Fund check numbers 147633 through 147713 and EFT payments totaling \$476,671

D. DISCUSSION AND ACTION TO ADOPT PURCHASING PROCEDURES TO COMPLY WITH FEDERAL STANDARDS FOR THE RESTORE ACT. (BOBURKA, GIMENEZ)

E. APPROVE SECOND AND FINAL READING TO ADOPT ORDINANCE 20-06 MAKING APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT, PROGRAM AND ACCOUNTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021. (GIMENEZ)

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 20-06, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

F. APPROVE SECOND AND FINAL READING TO ADOPT ORDINANCE 20-07 ESTABLISHING THE AD VALOREM AND PERSONAL PROPERTY

TAX RATE OF .313740 FOR TAX YEAR 2020, AND SETTING THE ASSESSED VALUATION AT ONE HUNDRED PERCENT (100%) OF THE FAIR MARKET VALUE AND PROVIDING FOR DISCOUNTS IN THE EVENT OF EARLY PAYMENT, AND PROVIDING FOR PENALTY AND INTEREST IN ACCORDANCE WITH STATE LAW. (GIMENEZ)

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 20-07, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

V. REGULAR AGENDA

A. UPDATE ON MONTHLY PERMIT ACTIVITY FOR THE MONTH OF JULY 2020. (MEDDERS)

Council Member Medders provided a brief update on the building permits for the month of July 2020.

B. DISCUSSION AND POSSIBLE ACTION TO APPROVE FUNDING REQUEST FOR THE LAGUNA MADRE YOUTH CENTER. (MCNULTY)

Council Member Bagley made a motion, seconded by Council Member Ricco to approve \$10,000 funding request to the Laguna Madre Youth Center. Motion carried unanimously.

C. DISCUSSION AND ACTION TO APPROVE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE FRIENDS OF ANIMAL RESCUE TO PROVIDE ANIMAL CARE SERVICES FOR THE CITY OF SOUTH PADRE ISLAND; AND AUTHORIZE THE CITY MANAGER TO EXECUTE. (BALDOVINOS)

Council Member Bagley made a motion, seconded by Council Member Dalton to approve the Memorandum of Understanding with the Friends of Animal Rescue to provide animal care services for the City of South Padre Island; and authorize the City Manager to execute. Motion carried unanimously.

D. UPDATE, DISCUSSION, AND POSSIBLE ACTION REGARDING PADRE BOULEVARD BEAUTIFICATION AND ENHANCEMENT. (BAGLEY, RICCO, MEDDERS)

Council Member Ricco made a motion, seconded by Mayor McNulty for staff to continue with concept designs. Motion carried unanimously.

E. DISCUSSION AND ACTION TO APPROVE RESOLUTION 20-19 ADOPTING TCAP'S PROFESSIONAL SERVICES AGREEMENT AND GEXA ENERGY'S COMMERCIAL ELECTRIC SERVICE AGREEMENT FOR POWER TO BE PROVIDED ON AND AFTER JANUARY 1, 2023. (GIMENEZ)

Council Member Ricco made a motion, seconded by Council Member Bagley to approve Resolution 20-19 adopting TCAP's Professional Services Agreement and Gexa Energy's commercial electric service agreement for power to be provided on and after January 1, 2023. Motion carried unanimously.

A true and correct copy of said Resolution was placed in the City's Resolution Book and entitled Resolution No. 20-19, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

F. DISCUSSION AND POSSIBLE ACTION REGARDING THE APPEAL BY MENNY AMOYAL ON BEHALF OF OWNER MENALON, INC., OF THE DENIAL BY THE DESIGN STANDARDS REVIEW TASK FORCE OF THEIR APPLICATION FOR APPROVAL OF A LARGE WHALE

**SCULPTURE AND SIGN LOCATED AT 1601 PADRE BOULEVARD.
(TARVER)**

Council Member Ricco made a motion, seconded by Council Member Bagley to table until the Development Standard Review Task Force issues recommendations to City Council. Motion carried unanimously.

VI. EXECUTIVE SESSION:

A. CLOSED EXECUTIVE SESSION: PURSUANT TO TEXAS GOV'T CODE, 551.071, CONSULTATION WITH ATTORNEY; 551.072, DELIBERATIONS ABOUT REAL PROPERTY; A CLOSED EXECUTIVE SESSION WILL BE HELD TO DISCUSS REAL PROPERTY AND DISCUSSION OF LAND ACQUISITION IN REGARDS TO THE RESTORE ACT GRANT.

At 6:26 p.m., Council Member Bagley made a motion to go into Executive Session and was seconded by Council Member Schwartz. Motion carried unanimously.

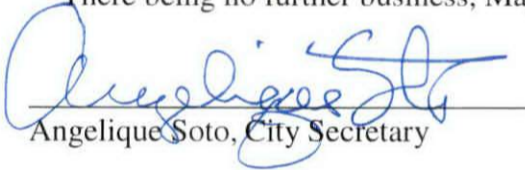
At 7:10 p.m., the City Council reconvened into open session.

B. DISCUSSION AND POSSIBLE ACTION REGARDING THE RESTORE ACT FUNDS AND POSSIBLE PURCHASE OF REAL PROPERTY.

No action was taken.

VII. ADJOURN.

There being no further business, Mayor McNulty adjourned the meeting at 7:10 p.m.


Angelique Soto, City Secretary

APPROVED


Patrick McNulty, Mayor

