

MINUTES  
CITY COUNCIL REGULAR MEETING  
CITY OF SOUTH PADRE ISLAND

WEDNESDAY, JULY 21, 2021

1.CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, July 21, 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., Joe Ricco, Lydia Caballero, and Eva-Jean Dalton.

City staff members present were City Manager Randy Smith, Director of Operations Wendi Delgado, Chief Financial Officer Rodrigo Gimenez, Fire Chief Jim Pigg, Public Works Director Alex Sanchez, Assistant Public Works Director Jon Wilson, Shoreline Director Kristina Boburka, Environmental Health Director Victor Baldovinos, and City Secretary Angelique Soto.

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 Caballero made a motion, seconded by Council Member Dalton to approve Consent Agenda Items 4.1 through 4.6. Motion passed unanimously.

- 4.1. DISCUSSION AND ACTION FOR APPROVAL OF RESOLUTION NO. 2021-19 SUPPORTING THE SUBMISSION OF THE APPLICATION FOR STATE ASSISTANCE FROM THE BEACH MAINTENANCE REIMBURSEMENT FUND FOR THE FISCAL YEAR 2022. (BOBURKA)
- 4.2. APPROVE RESOLUTION NO. 2021-20 THAT ESTABLISHES RENTAL CHARGES FOR BEACH CLEANING EQUIPMENT AND LABOR TO BE USED FOR THE CITY'S BEACH MAINTENANCE REIMBURSEMENT SUBMISSION. (BOBURKA)
- 4.3. APPROVE AN EXCUSED ABSENCE FOR COUNCIL MEMBER LYDIA CABALLERO FROM THE JULY 28, 2021 SPECIAL CITY COUNCIL MEETING. (SOTO)
- 4.4. APPROVE THE OFFICIAL BALLOT FOR INCUMBENT WENDI DELGADO, DIRECTOR OF OPERATIONS, TO THE TEXAS MUNICIPAL LEAGUE MULTISTATE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL BOARD OF TRUSTEES FOR TML REGION 12 FOR THE TERM OF OCTOBER 1, 2021 TO SEPTEMBER 30, 2024. (DELGADO)
- 4.5. APPROVE THE MINUTES FROM THE JULY 7, 2021 REGULAR CITY COUNCIL AND JULY 7, 2021 BUDGET WORKSHOP MEETINGS. (SOTO)
- 4.6. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)

Invoices approved for payment by General Fund check numbers 149912 through 150044 and EFT payments totaling \$618,139.04

5.REGULAR AGENDA



**5.1. UPDATE ON THE FISCAL YEAR 2021 BENEFICIAL USE OF DREDGED MATERIAL EVENT. (BOBURKA)**

Shoreline Director Kristina Boburka updated the Council on the recently completed nourishment project. The project began on May 27, 2021, at the north end of placement area 5 and was completed within four weeks. Preliminary numbers show approximately 268,122 cubic yards of sand was placed on PA5. Also, the County received approximately 89,374 cubic yards of sand placed at placement area 1.

**5.2. UPDATE OF LAGUNA BOULEVARD IMPROVEMENTS. (SANCHEZ)**

Public Works Director Alex Sanchez provided a brief update on the status of the Laguna Boulevard Improvements. Currently, staff is coordinating with the Laguna Madre Water District on the sixty percent plans.

Assistant Public Works Director Jon Wilson provided a brief update addressing the pothole/flooding issued faced during the July rain event. Staff has been patching the road as a temporary correction. Ongoing inclement weather has caused delays.

**5.3. DISCUSSION AND ACTION TO APPROVE ORDINANCE 21-09 AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF "CITY OF SOUTH PADRE ISLAND, TEXAS TAX NOTES, SERIES 2021"; SECURING THE PAYMENT THEREOF BY AUTHORIZING THE LEVY OF AN ANNUAL AD VALOREM TAX; AND APPROVING AND AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT, A PURCHASE CONTRACT, AN OFFICIAL STATEMENT AND ALL OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO. (GIMENEZ)**

Council Member Ricco made a motion, seconded by Council Member Medders approving Ordinance 21-09 Authorizing The Issuance, Sale And Delivery Of "City Of South Padre Island, Texas Tax Notes, Series 2021"; Securing the Payment Thereof by Authorizing the Levy of an Annual Ad Valorem Tax; And Approving and Authorizing The Execution Of A Paying Agent/Registrar Agreement, A Purchase Contract, An Official Statement and All Other Instruments And Procedures Related Thereto. Motion carried unanimously.

A true and correct copy of said Ordinance was placed in the City's Minutes Book and entitled Ordinance No. 2021-09, and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

**5.4. UPDATE ON MONTHLY PERMIT ACTIVITY FOR THE MONTH OF JUNE 2021. (MEDDERS)**

Council Member Medders provided a brief update regarding the building permit activity for the month of June 2021.

**5.5. DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE 1612 PADRE BOULEVARD, AS A DESIGNATED AREA THAT ALLOWS MOBILE FOOD UNITS, PURSUANT TO SEC. 10-31(D). (MEDDERS)**

Council Member Caballero made a motion, seconded by Council Member Dalton designating 1612 Padre Boulevard that would allow two mobile food units, pursuant to Sec. 10-31(D) contingent upon the City Manager, Public Works Director, and the Environmental Health Director's approval. Motion carried unanimously.

**5.6. DISCUSSION AND ACTION ON A BEACH AND DUNE PERMIT TO CONSTRUCT A COVERED DECK AT 7010 PADRE BOULEVARD. (BOBURKA)**

Council Member Dalton made a motion, seconded by Mayor McNulty to approve a Beach and Dune Permit to construct a covered deck at 7010 Padre Boulevard. Motion carried unanimously.



**5.7. DISCUSSION AND ACTION 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, AUGUST 27, 2021. (MCNULTY)**

Council Member Dalton made a motion, seconded by Council Member Caballero 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, August 27, 2021. Motion carried unanimously.

**6.EXECUTIVE SESSION:**

At 6:16 p.m., Council Member Dalton made a motion, seconded by Council Member Caballero to go into Executive Session. Motion carried unanimously.

At. 6:23 p.m., the City Council reconvened into open session.

**6.1. CLOSED EXECUTIVE SESSION: PURSUANT TO SECTIONS 551.071, CONSULTATION WITH ATTORNEY; 551.072, DELIBERATIONS ABOUT REAL PROPERTY; A CLOSED SESSION WILL BE HELD TO DISCUSS REAL PROPERTY AND DISCUSSION OF LAND ACQUISITION IN REGARDS TO 103, 105, AND 107 WEST MARS LANE, SOUTH PADRE ISLAND, TEXAS 78597 (SOUTH PADRE ISLAND - PADRE BEACH SUBDIVISION SECTION IX LOTS 2 & 3, BLOCK 136.) (MCNULTY)**

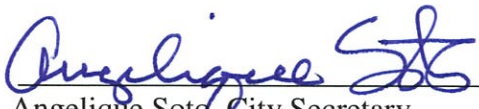
**7.OPEN SESSION**

**7.1. DISCUSSION AND POSSIBLE ACTION REGARDING REAL PROPERTY AND DISCUSSION OF LAND ACQUISITION IN REGARDS TO 103, 105, AND 107 WEST MARS LANE, SOUTH PADRE ISLAND, TEXAS 78597 (SOUTH PADRE ISLAND - PADRE BEACH SUBDIVISION SECTION IX LOTS 2 & 3, BLOCK 136.) (MCNULTY)**

Council Member Ricco made a motion, seconded by Council Member Caballero to instruct the City Manager and City Attorney to execute acceptable contract for the purchase of real property on West Mars. Motion carries unanimously.

**8.ADJOURN.**

There being no further business, Mayor McNulty adjourned the meeting at 6:24 p.m.

  
Angelique Soto, City Secretary

APPROVED

  
Patrick McNulty, Mayor

