

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

WEDNESDAY, DECEMBER 6, 2023

1. CALL TO ORDER

The City Council Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, December 6, 2023 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 Joe Ricco, Ken Medders, Jr., Kerry Schwartz and Rees Langston.

City staff members present were City Manager Randy Smith, Director of Operations Wendi Delgado, CVB Director Blake Henry, Fire Chief Jim Pigg, Police Chief Claudine O'Carroll, Shoreline Director Kristina Boburka, Assistant Public Works Director Jon Wilson, Public Information Coordinator Karin Spinks, Environmental Health Director Victor Baldovinos, Parks and Recreation Manager Debbie Huffman, Administration Coordinator Hilda Delgado, and City Secretary Angelique Soto.

2. PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE

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

3. INSTALLATION AND ADMINISTRATION OF OATH TO NEWLY ELECTED OFFICIALS:

3.1. NEWLY ELECTED MAYOR - PATRICK MCNULTY

Municipal Judge Edmund Cyganiewicz administered the Oath of Office to re-elected Mayor Patrick McNulty. Mayor McNulty then took his seat on the dais.

3.2. NEWLY ELECTED COUNCIL MEMBER, PLACE 4 - REES LANGSTON

Municipal Judge Edmund Cyganiewicz administered the Oath of Office to re-elected Council Member Rees Langston. Council Member Langston then took her seat on the dais.

4. PUBLIC COMMENTS AND ANNOUNCEMENTS:

Public comments and announcements were given at this time.

5. APPROVE CONSENT AGENDA:

Mayor McNulty moved Consent Agenda Item 5.3 to Regular Agenda.

Council Member Medders made a motion, seconded by Council Member Schwartz to approve Consent Agenda Items 5.1, 5.2 and 5.4 through 5.6. Motion passed on a 4 to 0 vote with Council Member Ricco abstaining from the vote.

5.1. APPROVE QUARTERLY INVESTMENT REPORT FOR THE QUARTER ENDING SEPTEMBER 30, 2023 AS PREPARED BY VALLEY VIEW CONSULTING L.L.C. (GIMENEZ)

5.2. APPROVE INVOICES FOR PAYMENT. (GIMENEZ)

5.3. APPROVAL OF THE SECOND AND FINAL READING OF ORDINANCE 23-13 BY ENACTING A NEW CHAPTER 10, ARTICLE II SECTIONS 10-10 THROUGH 10-37, WITH EXHIBITS A AND B, RELATED TO FOOD SERVICES AND MOBILE FOOD UNITS, AND REPEALING CURRENT SECTIONS 10-10 THROUGH 10-33 OF CHAPTER 10, ARTICLE II OF THE CITY OF SOUTH PADRE ISLAND CITY CODES. (CITY COUNCIL)

Council Member Ricco made a motion, seconded by Council Member Langston to approve the second and final reading of ordinance 23-13 by enacting a new Chapter 10, Article II, Sections 10-10 through 10-37, with exhibits A and B, related to food services

and Mobile Food Units, and repealing current Sections 10-10 through 10-33 of Chapter 10, Article II of the City of South Padre Island City Codes. Motion passed unanimously.

A true and correct copy of said Ordinance was placed in the City's Ordinance Book and entitled Ordinance No. 23-13 and, by reference hereto, included in these Minutes as if fully set out and spread upon the pages of the Minutes Book.

- 5.4. **APPROVE AN EXCUSED ABSENCE FOR COUNCIL MEMBER EVA JEAN DALTON FROM THE NOVEMBER 15, 2023 REGULAR CITY COUNCIL MEETING. (DALTON)**
- 5.5. **APPROVAL OF AN EXCUSED ABSENCE FOR COUNCIL MEMBER JOE RICCO FROM THE NOVEMBER 15, 2023 REGULAR CITY COUNCIL MEETING. (RICCO)**
- 5.6. **APPROVAL OF THE NOVEMBER 15, 2023 REGULAR CITY COUNCIL MEETING MINUTES. (SOTO)**

6. REGULAR AGENDA

- 6.1. **DISCUSSION AND ACTION TO PROVIDE A RECOMMENDATION TO CITY COUNCIL REGARDING GULF GUARDIAN'S PROPOSAL TO START A PILOT PROJECT BY PLACING RECYCLING BINS ON THE CITY'S BEACHES. (BOBURKA)**

Council Member Ricco made a motion, seconded by Council Member Schwartz to approve the proposed recycle bin on the beach pilot project, contingent upon the finalization of the agreement. Motion passed unanimously.

- 6.2. **DISCUSSION AND ACTION TO AUTHORIZE THE CITY MANAGER TO ENTER A CONTRACT WITH SOUTH TEXAS PALMS - ALTPW-6823 OR LAGUNA BOULEVARD PALM TREES OR WITH FR GREEN THUMB LANDSCAPING - PW01-2023 LAGUNA PALM TREES COST NOT TO EXCEED \$174,000.00. (SANCHEZ)**

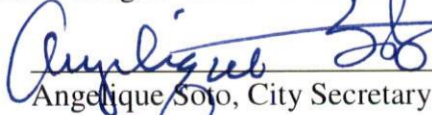
Council Member Ricco made a motion, seconded by Council Member Langston to approve the City Manager to enter into a contract with South Texas Palms for 100 six to eight foot Dactyliferous palm trees. Motion passed unanimously.

- 6.3. **DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FIRST READING OF ORDINANCE 23-14 GRANTING AMERICAN ELECTRIC POWER (AEP TEXAS INC.) ITS SUCCESSORS AND ASSIGNS A NON-EXCLUSIVE FRANCHISE TO CONSTRUCT, MAINTAIN, AND OPERATE LINE AND APPURTENANCES AND APPLIANCES FOR CONDUCTING ELECTRICITY IN, OVER, UNDER, AND THROUGH THE STREETS, AVENUES, ALLEYS, AND PUBLIC PLACES OF THE CITY OF SOUTH PADRE ISLAND, TEXAS. (MCNULTY)**

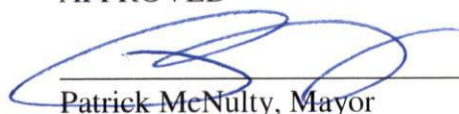
Council Member Schwartz made a motion, seconded by Council Member Langston to approve the first reading of Ordinance 23-14 granting American Electric Power (AEP Texas Inc.) its successors and assigns a non-exclusive franchise to construct, maintain, and operate line and appurtenances and appliances for conducting electricity in, over, under, and through the streets, avenues, alleys, and public places of the City of South Padre Island, Texas. Motion passed unanimously.

7. ADJOURN.

There being no further business, Mayor McNulty adjourned the meeting at 6:10 p.m.


Angelique Soto, City Secretary

APPROVED


Patrick McNulty, Mayor

