

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - NOVEMBER 9, 2017

11/9/2017 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
With a quorum present, the workshop was called to order at 8:04 a.m.

2. ROLL CALL
Present: Mayor James Yarbrough, Mayor Pro Tem Terrilyn Tarlton-Shannon, Council Member Amy Bly, Council Member Craig Brown, Council Member Frank Maceo, Council Member Mike Doherty, and Council Member Carolyn Sunseri.

3. DISCUSSION ITEMS
 - 3.A. Clarification Of Consent And Regular City Council Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Consent And Regular Agenda Items.
Items 10A, 10B, 11H, 11N, and 11O were clarified by staff.

 - 3.B. Pension Items
 - 3.B.1. Update And Discussion On Issues Related To City Contribution To Police Pension Fund With Police Pension Fund Chair Geoffrey Gainer And Police Pension Legal Counsel (Tarlton-Shannon/Yarbrough - 40 Minutes)
Police Pension Board representative Geoff Gainer provided information on the condition of the Police Pension Fund. He reported on effects that contributed to the current condition of the plan, including effects from a reduction in force after Hurricane Ike. He asked the Council to consider contributing the entire \$2.3 million pension relief funds into the Police Pension fund, which was set aside for all three pension funds. CM Doherty commented that things could be changed to the plan other than just putting money into it. CM Maceo asked what value the city would get for every million put into the fund. Mr. Gainer will get the information from the actuary and report back to Council. MPT Tarlton-Shannon requested information on the officers grant. Brian Maxwell advised the process has been delayed due to Hurricane Harvey. MPT Tarlton-Shannon stated that the Council Members should learn as much as they can on the pension because the issues will be ongoing. She commended the Pension Board for appointing Mike Loftin as Vice Chairman to the board which shows the Officers' willingness to work with city management. She encouraged other Council Members to attend the Pension Board meetings. CM Brown asked Mr. Gainer how long it had been since he visited with the City on alternatives. Brian Maxwell advised it had been two years. Geoff Gainer cautioned the Council not to listen to rhetoric that has been going around about the Pension Plan, it is not a toxic plan, and does not need anymore negative publicity. He invited everyone to attend the Police Pension meetings. Mayor Yarbrough commented that it would take a methodical approach to improve the pension plan. He advised the Pension Board can change the plan but the Council cannot, it would take certain benchmarks to get there, and the hiring of 16 new officers will certainly help the plan.

 - 3.C. Discussion Of Ongoing Trash Issues On 73rd Street (Tarlton-Shannon/Yarbrough - 15 Minutes)
MPT Tarlton-Shannon reported on ongoing trash issues on 73rd Street at some apartment complexes. City Marshal Michael Gray reported that the complexes have been very responsive and most complaints come in on Monday after the weekend. One issue could be not having an adequate number of dumpsters on the properties to service the complex. MPT Tarlton-Shannon reported that there is an upcoming neighborhood meeting and she requested for staff to attend.

- 3.D. Update On The City Of Galveston Decorating Broadway For Christmas And On Promoting Broadway Property Owners To Do The Same (Tarlton-Shannon/Yarbrough - 15 Minutes)
Barbara Sanderson reported that staff ordered an 18 foot tree that will go at 25th Street and Broadway on the 25th Street median on the north side of the statue. Staff is planning to meet with Downtown Decorations right after Christmas to develop a plan for next year. The City has partnered with Moody Gardens to decorate the median at 69th Street, and will continue to work with Moody Gardens and on Broadway. Trey Click is working on downtown lighting as well. Jaree Fortin is going to time lapse the tree assembly, and will be working on a promotion to encourage Broadway businesses to decorate their buildings. Santa will be riding the trolley through all of the neighborhoods again this year. John Campbell with the Galveston Foundation is donating the money to take down all of the dead palm trees on 25th Street.
- 3.E. Receive And Discuss An Update On Island Transit Services And Costs (R. Beverlin - 30 Minutes)
Rick Beverlin provided an update on Island Transit services and costs. He presented the following recommended actions: (1) fixed route - eliminate weekday lifeline service, operate weekend lifeline service (or similar) until 7:30 p.m., and hold a public meeting prior to implementing service changes; (2) demand-response - consider extending Harris County Rides subsidized taxi pilot program before contract expires in May 2018, and update ADA/paratransit application and recertify riders for eligibility; (3) UTMB local service agreement - approve amended UTMB service agreement, which includes revised compensation approach, and eliminates free DR trips; (4) Gulf Coast Center LC and P&R Agreement - work GCC, GCTD, and UTMB to transition the service to another operator in early calendar year 2018; Port shuttles - consider revising or cancel Port shuttle contract prior to the end of FY 2018.
- 3.F. Case No. 09-35324: In Re Estate Of Sonya Porretto, Chapter 7, In The United States Bankruptcy Court For The Southern District Of Texas (Legal - If Needed)
4. EXECUTIVE SESSION
The City Council convened into Executive Session at 10:30 a.m. and reconvened into Open Session at 1:17 p.m. No action was taken during Executive Session.
- 4.A. Pursuant To Texas Gov't Code 551.071- Consultation With Attorney, An Executive Session Will Be Conducted To Discuss And Receive Legal Advice Concerning Pending Litigation And/Or A Settlement Offer, Or On A Matter In Which The Duty Of The Attorney To The Governmental Body Under The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas Clearly Conflicts With This Chapter, Related To The Following:
- 4.A.1. Case No. 09-35324: In Re Estate Of Sonya Porretto, Chapter 7, In The United States Bankruptcy Court For The Southern District Of Texas
- 4.A.2. Consideration Of Request To Engage The Firm Of Hunton And Williams To Render Services To The City On A Requested Basis Related To The Three City Pension Funds For A Period Not No Exceed Three Years And A Cost Not To Exceed One Hundred Fifty Thousand Dollars And Authorizing The City Manager And City Attorney To Execute Any Necessary Documents To Complete Engagement Of The Firm. (Legal)
- 4.B. Pursuant To Texas Government Code Section 551.074, "Personnel Matters" To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of A Public Officer Or Employee.
- 4.B.1. Review Of City Attorney Donald S. Glywasky
- 4.B.2. Review Of City Auditor Glenn Bulgherini
5. ADJOURNMENT
The workshop was adjourned at 1:17 p.m.

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - NOVEMBER 9, 2017

11/9/2017 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
With a quorum present, the meeting was called to order at 1:25 p.m.
2. ROLL CALL
Present: Mayor James Yarbrough, Mayor Pro Tem Terrilyn Tarlton-Shannon, Council Member Amy Bly, Council Member Craig Brown, Council Member Frank Maceo, Council Member Mike Doherty, and Council Member Carolyn Sunseri.
3. INVOCATION
The invocation was given by Mayor Yarbrough.
4. PLEDGE OF ALLEGIANCE
Pledges to the American Flag and Texas Flag were led by Mayor Yarbrough.
5. CONFLICTS OF INTEREST
None.
6. PRESENTATIONS/REPORTS OF COUNCIL, OFFICER BOARDS, AND CITY MANAGER
 - 6.A. Pursuant To Texas Government Code Section 551.0415, The City Council May Report On Any Of The Following Items:
 1. Expressions of thanks, gratitude, and condolences
 2. Information regarding holiday schedules
 3. Recognition of individuals
 - a. **World Aids/HIV Day Proclamation - presented by MPT Tarlton-Shannon.**
 - b. **Mark Joseph Ravelli Proclamation - presented by CM Bly.**
 - c. **Arbor Day Proclamation - presented by CM Brown.**
 4. Reminders regarding City Council events
 5. Reminders regarding community events

CM Bly reminded that the Saving Galveston show on HGTV will be airing on Saturday at 2:00 p.m. She announced that a Veterans Days celebration will be held on the USS Cavala at Seawolf Park on November 11th at 11:00 a.m.

CM Maceo reminded everyone about Veterans Day and more importantly the Marine Corps birthday.

Mayor Yarbrough offered a special tribute to all Veterans. He congratulated our World Series Champion Houston Astros.

Don Johnson, with the Harris County Subsidence District, recommended City Council's appointment of Shannon Lucas to vacated Position 1. He introduced Ms. Lucas to the Council.
 6. Health and safety announcements

7. COMMUNICATIONS AND PETITIONS

7.A. Claims

17-114 DeLois Woodard; 17-115 Janie Medina; 17-116 Davin Chambers; 17-117 Harold Clark & Company; 17-118 Sandra Herrera; 17-119 Michael Chacon; 17-120 Printez Milburn.

8. PUBLIC HEARINGS

- 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Modifying The Specific Use Permit Granted Under Ordinance Number 15-004, Relating To The Sturgis Mh-1a Vessel Located At Pier 41, In The Port Of Galveston "Heavy Industrial" (Hi) Zoning District. Property Is Legally Described As Page 95b, 96, 103, 104, 111, 117, 118, 123, 124 & 125 M Menard Survey Tract 65 236.112, In The City And County Of Galveston, Texas; Planning Case Number 17P-051; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Ordinance No. 17-071 was read by caption. Catherine Gorman provided staff comments. Applicant Michael Leahy provided an update on decommissioning of the Sturgis and spoke in favor of modifying the SUP. Lt. Colonel Mark Williford spoke in favor of modifying the SUP. The public hearing was opened. Ted O'Rourke spoke in favor of modifying the SUP. The public hearing was closed.

Motion was made by CM Doherty, second by CM Sunseri, to approve the ordinance. Unanimously approved.

- 8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Abandoning A 10-Foot Alley Right-Of-Way Adjacent To 3706 Ball; Adjacent Property Is Legally Described As The West 20.58 Feet Of Lot 9 And The East Half Of Lot 10 (9-1), Block 337, In The City And County Of Galveston, Texas; Planning Case Number 17P-055; Making Various Findings And Provisions Related To The Subject. (J. Norman)

Ordinance No. 17-072 was read by caption. Janice Norman provided staff comments. The public hearing was opened. With no speakers, the public hearing was closed. Motion was made by CM Bly, second by CM Maceo, to approve the ordinance. Unanimously approved.

- 8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Granting A Variance Pursuant To Section 4-1 "Sales Near Schools, Churches Or Hospitals" Of "The Code Of The City Of Galveston, 1982 As Amended" And In Accordance With Section 109.33 (E) Of The Texas Alcoholic Beverage Code; Regarding The Sale Of Alcoholic Beverages On Property Located At 5806 Stewart Road; Which Is Legally Described As "Lots 14 Through 17, Block 4, Kinkeads Addition, In The City And County Of Galveston, Texas And Is Located Within Three Hundred Feet Of A Public Or Private School; Planning Case Number 17PA-057; Making Various Findings And Provisions Related To The Subject. (J. Norman)

Ordinance No. 17-073 was read by caption. Janice Norman provided staff comments. Steve Schulz spoke in favor of the variance on behalf of the applicant. The public hearing was opened. With no speakers, the public hearing was closed. Motion was made by MPT Tarlton-Shannon, second by CM Maceo, to approve the variance.

In favor: Brown, Maceo, Doherty, Tarlton, and Sunseri. In opposition: Yarbrough and Bly. Motion carries.

- 8.D. Consider For Approval And Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations (LDR's), As Amended, To Update, Revise And Clarify Those Provisions Regulating Land Development Activity Within The City; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date; Planning Case Number 17ZA-004 (Adriel Montalvan)

Motion was made by Mayor Yarbrough, second by CM Brown, to defer action on the ordinance. Unanimously approved.

- 8.E. Consideration Of A Resolution Of The City Council Of The City Of Galveston, Texas, Approving And Ratifying The Abandonment Of Rights Of Way In That Area Generally Known As Classic Porretto Beach Pursuant To City Ordinance 78-46 And Acknowledging The Actual Abandonment Of Those Rights Of Way In Favor Of Henry Porretto And His Successors In Interest. This Item Is Listed For A Public Hearing Only; Final Consideration Will Occur At The City Council Meeting In December 2017. (Legal)

CM Sunseri advised she no longer has a conflict on this item. City Attorney Don Glywasky provided background information. The public hearing was opened. David Collins, Rick Smith, Elizabeth Beeton, Ralph McMorris, Wayne Holt, Alexander Nelson, Ken Jencks, and Bill Broussard spoke in opposition of the abandonment. Mike Gaertner, Randy Williams, and Steve Schulz spoke in favor of the abandonment. The public hearing was closed.

Mayor Yarbrough clarified the following: the city owns no property or sand on the beach, we only have rights of way, so property is not an issue. That is not public beach. The beach is owned historically by the Porretto family and now is an asset of the bankruptcy court. What we are dealing with in this public hearing and the action item later, only deals with the parcels of property that were contemplated in the 1978 conversation. There are additional parcels of property owned by the Porretto family/trustee, and there are some additional parcels owned by the neighboring property owners, call it Miller interest and others. That process, if it moves forward, will have to go through the current 2017 regulations, submit to Planning Department and go to Planning Commission and City Council. This process is only dealing with the 1978 property. He does not know any better way of transparency than doing what we are doing right here in public. He does not know where anybody got the idea that we are not doing a transparent process. Anytime you have litigation or potential litigation, there is always a possibility of mediation and those things aren't public and no decisions were made there, that is why it comes back to Council, and there are public documents that show a summary of what that mediation process yielded. From the very beginning, this was an unusual set of circumstances that led us here. There will be no vote today, and there will be another public hearing next month on this item.

9. PUBLIC COMMENT

Agenda Items - Elizabeth Beeton commented on the UTMB transit issue. Jackie Cole commented on the historical street lights being installed.

Non-Agenda Items - Ken Jencks commented on paid parking and beach access.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 10, "Building Code," Article V. "Dangerous Building Code", Of The Code Of The City Of Galveston, 1982; As Amended, To Add Provisions For The Regulation Of Substandard Buildings; Providing A Penalty Provision; Providing An Effective Date Of January 1, 2018, Making Various Findings And Provisions Related To The Subject. (Adriel Montalvan)
The Ordinance was read by caption. Motion was made by CM Brown, second by CM Maceo, to defer action on the ordinance. Unanimously approved.
- 10.B. Consider For Approval An Ordinance And Design Manual Relating To The Placement And Regulation Of Network Nodes In Public Rights Of Way (Legal)
Ordinance No. 17-074 was read by caption. Motion was made by CM Maceo, second by CM Sunseri, to approve the ordinance. Unanimously approved.

11. CONSENT ITEMS

Motion was made by Mayor Yarbrough, second by CM Brown, to approve Consent Items 11A through 11G, 11I through 11P, and 11R through 11T. Unanimously approved.

- 11.A. Consider For Approval The Allocation Of Funds For Park Improvements At Lindale Park Including A Shade Structure As Part Of The Neighborhood Improvement Projects And Initiatives For District 3. Funding For The Project Will Come From The Council Projects And Initiatives Fund - District 3, In The Amount Not To Exceed \$26,600.00. (P. Milburn)
- 11.B. Consider For Approval The Allocation Of Funds For The Installation Of Decorative Streetlights Within The East End Historic District Neighborhood, City Council District 3 As Part Of The Neighborhood Improvement Projects And Initiatives For District 3. Funding For The Project Will Come From The Council Projects And Initiatives Fund - District 3, In The Amount Not To Exceed \$190,000.00. (P. Milburn)
- 11.C. Consider For Approval A Contract Between The City Of Galveston And Gall's, LLC For The Purchase Of Fire Department Uniforms. The Contract Term Is Thirty-Six (36) Months With The Option To Extend The Contract For Up To Two (2) Additional Years, In One-Year Intervals. The Funding Source Is The Fire Department Clothing Line Account. (M. Wisko)
- 11.D. Consider For The Approval Of The Change Order Totaling \$80,246.82 Worth Of Work To General Contractors Services For The Seawall Boulevard Improvements Project Phase 2 Which Was Previously Awarded Under BID# 16-01. The Original Approved Amount Was \$4,898,458. The Total Change Order Percentage Will Be 4.8%. The Net Amount That Will Actually Be Paid Will Be Determined At The Conclusion Of The Project Net Of Liquefied Damages. (D. Smith)
- 11.E. Consider For Approval Allowing The Fleet Facility To Purchase One (1) Rubber Wheel Trolley And Associated Equipment From Creative Bus Sales Who Is The Recommended Vendor From RFP 17-28, For A Total Price Of \$168,518 Which Will Be Funded From The Convention Center Surplus Fund, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.F. Consider For Approval The Purchase Of Headworks Screw Compactor Equipment From Headworks Incorporated For The Airport Wastewater Treatment Plant At A Cost Of \$15,978.33. (A. Grasso)
- 11.G. Consider For Approval The Emergency Purchase Of 2 Wilo Submersible Sewage Influent Pumps From K2 Services For The Airport Wastewater Treatment Plant At A Cost Of \$41,490.70. (A. Grasso)
- 11.H. Consider For Approval The Purchase Of A Wilo Submersible Sewage Influent Pump From K2 Services For The Airport Wastewater Treatment Plant At A Cost Of \$20,745.35. (A. Grasso)
- 11.I. Consider For Approval The Purchase Of Team Resilient Wedge Insert Valve Installation Equipment From TeamFurmanite At A Cost Of \$188,800.00. (A. Grasso)
- 11.J. Consider For Approval A Proposal From CenterPoint Energy As A Sole Source Provider For The Installation Of New, Decorative Streetlights On Market Street In The Amount Of \$142,518.00. (R. Blackketter)
- 11.K. Consider For Approval A Contract With T Construction, L.L.C., For The 61st Street Potable Water Line Replacement Project (RFP #17-21) In The Amount Of \$305,000.00 (Estimated Total Cost Of Project Not To Exceed \$313,500.00). (R. Blackketter)
- 11.L. Consider For Approval Change Order #1 For The Contract With Triple B Services. LLP, For Gulf Drive Water Line Replacement, Increasing The Contract From \$620,956.00 By The Amount Of \$66,266.15 To A New Cost Of \$687,222.15. (R. Blackketter)
- 11.M. Consider A Motion To Revise The Previously Approved Reallocation Of Up To \$2,800,000 In Total Expenditures From The CDBG-DR Round 1 Grant For The Main Wastewater Treatment Plant, Lift

Station #1 And Fire Station #4, Changing The Amount To Up To \$2,850,000, With Up To \$2,050,000 In Expenditures Charged To The FEMA Ike Recovery Fund And Up To \$800,000 Being Charged To Insurance Proceeds From The Recovery And Capital Reserve Fund Through The FEMA Ike Recovery And Capital Reserve Fund So As To Address Regulatory Issues With Regard To Possible Duplication Of Benefits From CDBG And FEMA Funding Of These Projects. (R. Blacketter)

- 11.N. Consider For Approval Change Order No. 5 To The Contract With Cardinal Contractors, Inc., For The New 59th Street Pump Station Project, Extending The Contract Term By An Additional 90 Days With No Increase In Cost. (R. Blacketter)
- 11.O. Consider For Approval Change Order No. 2 With Lucas Construction Co., Inc., For The 27th Street Improvements (Broadway To Avenue O) Project, Increasing The Contract From \$2,585,979.50 By The Amount Of \$55,500.00 To A New Cost Of \$2,641,479.50, And Extending The Term By 90 Days. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blacketter)
- 11.P. Consider For Approval A Contract With Cox McLain Environmental Consulting, Inc. As The Consultants For RFP 17-27 Historic Resource Survey And Documentation. Contract Amount Not To Exceed \$33,881.00. Planning Case Number 17PA-066. (C. Gorman)
- 11.Q. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Approving And Authorizing The City Manager To Execute An Interlocal Cooperation Agreement With The University Of Texas Medical Branch For Island Transit Fixed Route Services; Providing For Findings Of Fact And Providing For An Effective Date. (R. Beverlin)
Motion was made by Mayor Yarbrough, second by CM Maceo, to approve Resolution No. 17-055. Unanimously approved.
- 11.R. Consider For Approval Authorizing The City Manager To Execute The Airport Project Participation Agreement With Texas Department Of Transportation, Aviation Division (TxDOT) For Construction Of The Airport Perimeter Fence Project (TxDOT Project No. 1812GLVSN), Upon Final Approval Of The City Attorney. (M. Shahan)
- 11.S. Consider For Approval The Purchase Of Thirteen (13) Vista HD Body Worn Cameras And Accompanying Software From Enforcement Video LLC Dba WatchGuard Video At A Cost Of \$23,350.00. (R. Boyle)
- 11.T. Consider For Approval Minutes Of The October 12, 2017 Workshop And The October 26, 2017 Workshop And Regular Meeting. (J. Williams)

12. ACTION ITEMS

- 12.A. Consideration Of A Resolution Of The City Council Of The City Of Galveston, Texas, Approving And Ratifying The Agreement Proposed Between The City Of Galveston And Randy Williams, Trustee In Case No. 09-35324; In Re Estate Of Sonya Porretto In The US Bankruptcy Court For The Southern District Of Texas Setting Forth A Process For The Resolution Of Claims And Potential Claims By The Trustee Against The City Related To Requests For Abandonment Of City Rights Of Way In The Area Commonly Referred To As Classic Porretto Beach. (Legal)
Motion was made by CM Brown, second by CM Maceo, to defer action on the Resolution. Unanimously approved.
- 12.B. Consideration Of Retaining The Firm Of Hunton & Williams To Provide Legal Services To City Management Related To The Employee Pension Plan, The Police Pension Plan And Firefighter Pension Plan Authorizing The City Manager And City Attorney To Execute The Engagement With Said Firm. (Legal)
Motion was made by CM Doherty, second by CM Brown, to approve retaining the firm of Hunton & Williams. Unanimously approved.

12.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Casting The City's 231 Votes For The Election Of The Galveston Central Appraisal District Board Of Directors; Directing The City Secretary To Send A Certified Copy Of This Resolution To The Galveston Central Appraisal District Before December 15, 2017; Providing For Findings Of Fact And Providing For An Effective Date. (Yarbrough)

Motion was made by Mayor Yarbrough, second by CM Sunseri, to approve Resolution No. 17-056. Unanimously approved.

12.D. Discuss And Consider Appointments To The Landmark Commission. (Maceo/Yarbrough)

Motion was made by CM Maceo, second by MPT Tarlton-Shannon, to appoint Mindy Lakin to Position 1. Unanimously approved.

Motion was made by CM Brown, second by Mayor Yarbrough, to appoint Peggy Heatley to Alternate Position 1. The motion carried 6-0; CM Maceo abstained.

13. ADJOURNMENT

The meeting was adjourned at 3:25 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - DECEMBER 14, 2017

12/14/2017 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
With a quorum present, the workshop was called to order at 9:03 a.m.

2. ROLL CALL

Present: Mayor Pro Tem Terrilyn Tarlton-Shannon, Council Member Amy Bly, Council Member Craig Brown, Council Member Frank Maceo, Council Member Mike Doherty, and Council Member Carolyn Sunseri.

Absent: Mayor James Yarbrough.

3. DISCUSSION ITEMS

- 3.A. Clarification Of Consent And Regular City Council Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Consent And Regular Agenda Items.
Items 8A, 11A, and 11B were clarified by staff.

- 3.B. Discussion Of An Ordinance Of The City Of Galveston, Texas, Amending Chapter 10, "Building Code," Article V. "Dangerous Building Code", Of The Code Of The City Of Galveston 1982; As Amended To Add Provisions For The Regulation Of Substandard Buildings; Providing A Penalty Provision; Providing An Effective Date Of January 1, 2018; Making Various Findings And Provisions Related To The Subject (Adriel Montalvan - 15 Minutes)

Discussion was held regarding proposed changes to the dangerous building code. Donna Fairweather and Adriel Montalvan provided information to Council's questions related to notice and appeal provisions, removal of the section related to the Building Standards Commission, enforcement and reasonableness after a catastrophic event.

- 3.C. Discussion Of An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations (LDR's), As Amended, To Update, Revise And Clarify Those Provisions Regulating Land Development Activity Within The City; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date; Planning Case Number 17ZA-004 (Adriel Montalvan - 20 Minutes)

Adriel Montalvan provided an overview of the LDR revisions process. He advised the Planning Commission reviewed proposed amendments to the LDR's during six public hearings. The items generating the most discussion include RV Park Regulations, Neighborhood Services Zoning District, and Excavation Regulations. Staff is recommending deferral of the section related to Excavation Regulations. Discussion was held regarding erroneous zoning changes that were made during adoption of the LDR's that need to be corrected.

- 3.D. Discussion Of The Draft City Of Galveston Dune Protection And Beach Access Plan (D. Henry - 30 Minutes)

Dustin Henry presented the draft Dune Protection and Beach Access Plan. He advised the intent of consolidating the three documents (Definitions, Beach Access Plan, and Erosion Response Plan) is to facilitate ease of use for the public and city staff, and to make future amendments to the beach access plan easier. CM Sunseri advised there is currently an issue with the Riviera being able to rebuild their pool. Dustin Henry provided the GLO's requirements for pools. John Lee reported that he and city staff are currently working on data collection related to current access points. Planning Commissioners Bruce Reinhart and John

Dreiss advised the three documents need to be reviewed by the Planning Commission and public hearings need to be held before it comes to the City Council for review and approval.

- 3.E. Discussion Of Scheduling Two Additional Meetings In January 2018 - (1) A Special Called City Council Meeting To Discuss And Consider Items Related To TIRZ 13, And (2) The Texas Public Officials Workshop Training Course For The Mayor And City Council Members. (Yarbrough - 10 Minutes)
Dates for the meetings will be coordinated by the City Secretary's office.
- 3.F. Discussion Of A Donation From The Moody Foundation To The Galveston County Recovery For The Benefit Of The City And Its Employees Suffering Hurricane Harvey Related Losses (B. Maxwell - 10 Minutes)
Dan Buckley reported that the Moody Foundation provided a generous donation to the city, and also to the employees of the City of Galveston that were affected by Hurricane Harvey. Of 97 employees that were affected, 79 submitted applications and they are currently being vetted. They will receive some sort of grant as a result of the Moody Foundation's donation.
- 3.G. Discussion Of The Water Leak From The Abandoned Water Line At Saladia And Avenue Q (Doherty/Yarbrough - 15 Minutes)
CM Doherty recommended a future agenda item to discuss the cost savings of the city as a result of discovering the water leak. He suggested the possibility of decreasing the sprinkler meter rate that is currently higher than the residential rate. Dan Buckley reported that staff is planning another rate study and this leak will be a part of that study. He advised if there was a rate decrease, it would be across all categories.
- 3.H. Discussion Of An Ordinance Of The City Of Galveston, Texas Continuing The Provisions Of Chapter 24, "Offenses—Miscellaneous", Section 24-6, "Curfew For Minors" Of "The City Code Of Galveston, 1982, As Amended"; Providing For An Effective Date And Sunset Provision; Making Various Findings And Provisions Related To The Subject. (Legal - 20 Minutes)
Donna Fairweather provided an update on citations issued from March 2015 through August 2017. She reported that state law requires the City to revisit the ordinance every three years. Sergeant McDermott from the Family Services Unit recommended extending the curfew ordinance. If approved today, the ordinance would be extended to January, 2021.
4. EXECUTIVE SESSION
The City Council convened into Executive Session at 11:10 a.m. and reconvened into Open Session at 12:55 p.m. No action was taken during Executive Session.
- 4.A. Pursuant To Texas Gov't Code 551.071- Consultation With Attorney, An Executive Session Will Be Conducted To Discuss And Receive Legal Advice Concerning Pending Litigation And/Or A Settlement Offer, Or On A Matter In Which The Duty Of The Attorney To The Governmental Body Under The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas Clearly Conflicts With This Chapter, Related To The Following:
- 4.A.1. Case No. 09-35324: In Re Estate Of Sonya Porretto, Chapter 7, In The United States Bankruptcy Court For The Southern District Of Texas
- 4.A.2. Case No. 16-CV-0701; Jackie Cole, Elizabeth Beeton And Jos Writers V. Galveston Island RDA; 10th Judicial District
- 4.A.3. Case No. 13-CV-0844; CDM Smith V. City Of Galveston Et Al, IN The 56th Judicial District Of Galveston County
5. ADJOURNMENT
The workshop was adjourned at 12:55 p.m.

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - DECEMBER 14, 2017

12/14/2017 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
With a quorum present, the meeting was called to order at 1:15 p.m.

2. ROLL CALL

Present: Mayor Pro Tem Terrilyn Tarlton-Shannon, Council Member Amy Bly, Council Member Craig Brown, Council Member Frank Maceo, Council Member Mike Doherty, and Council Member Carolyn Sunseri.

Absent: Mayor James Yarbrough.

3. INVOCATION

The invocation was given by Rev. Ray Pinard of Moody Methodist Church.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Pro Tem Terrilyn Tarlton-Shannon.

5. CONFLICTS OF INTEREST

None.

6. PRESENTATIONS/REPORTS OF COUNCIL, OFFICER BOARDS, AND CITY MANAGER

- 6.A. Pursuant To Texas Government Code Section 551.0415, The City Council May Report On Any Of The Following Items:

1. Expressions of thanks, gratitude, and condolences
2. Information regarding holiday schedules
3. Recognition of individuals
 - a. **Lily Gunal - Certificate of Recognition presented by CM Sunseri**
4. Reminders regarding City Council events
5. Reminders regarding community events
6. Health and safety announcements

7. COMMUNICATIONS AND PETITIONS

- 7.A. Claims

17-121 Zwirek, Manlyn T.; 17-122 Santana, Anthony; 17-123 West, Jim; 17-124 Salinas, Jesus; 17-125 Chapa, Art; 17-126 Davis, Vanell; 17-127 Mocle, Lucia; 17-128 Leyva, Margaret; 17-129 Albarran, Karen.

8. PUBLIC HEARINGS

- 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations (LDR's), As Amended, To Update, Revise And Clarify Those Provisions

Regulating Land Development Activity Within The City; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date; Planning Case Number 17ZA-004 (Adriel Montalvan)

The Ordinance was read by caption. Adriel Montalvan provided staff comments. The public hearing was opened. Jerry Mohn, Rocky Sullivan, Steve Schulz, Lance Parks, and Greg Pappus requested deferral of this item. David Miller spoke in favor of the amendments.

Motion was made by MPT Tarlton-Shannon, second by CM Brown, to defer this item in order to hold additional public hearings. Unanimously approved by those present.

- 8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Creating A Planned Unit Development (PUD) Overlay Zoning District In A Commercial (C) Base Zoning District On Property Commonly Known As 5327 Broadway And Which Is Legally Described As Vy-Ha Re-Subdivision (2014) Tract A, In The City And County Of Galveston, Texas, In Order To Operate An "Auto Service/Fueling Or Charging Station", Planning Case Number 17P-031; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (Janice Norman)

The Ordinance was read by caption. Janice Norman provided staff comments. The public hearing was opened. Mr. Ha and the Engineer spoke in favor of the PUD. The public hearing was closed.

Motion was made by CM Doherty, second CM Bly, to deny the ordinance creating the PUD. In favor: Bly, Brown, and Doherty. In opposition: Tarlton-Shannon, Maceo, and Sunseri. Motion fails.

Motion was made by CM Maceo, second by MPT Tarlton-Shannon, to approve the ordinance creating the PUD. In favor: Tarlton-Shannon, Maceo, and Sunseri. In opposition: Bly, Brown, and Doherty. Motion fails.

- 8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 902 Winnie/Avenue G And Legally Described As The South 79 Feet Of Lot 8 And A Portion Of Lot 9 (8-1), Block 369, In The City And County Of Galveston, Texas As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Granting A Substantial Rehabilitation For Historic Property Tax Exemption; Designating The City Manager To Execute Those Documents Necessary To Implement The Tax Incentive Program; Planning Case Number 17lc-061; , Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Ordinance No. 17-075 was read by caption. Catherine Gorman provided staff comments. The public hearing was opened. With no speakers, the public hearing was closed.

Motion was made by CM Sunseri, second by CM Maceo, to approve the ordinance. The motion passed 5-0; CM Bly was not present for the vote.

- 8.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Acknowledging The Previous Action Of The City Of Galveston City Council Abandoning Certain Rights Or Way In That Area Known As Classic Porretto Beach Under Ordinance 78-46, Acknowledging The Validity Of The Abandonment Detailed In That Ordinance, Disavowing Any Reversionary Interest In Such Abandoned Rights Of Way, Making Findings Of Fact And Providing For An Effective Date.

The Resolution was read by caption. The public hearing was opened. Rex Smith, Kay Sidell Smith, Ralph McMorris, Karla Klay, Alexander Nelson, David Collins, Susan Fennewald, and Elizabeth Beeton spoke in opposition to the resolution. Mike Gaertner and Steve Schulz spoke in favor of the resolution.

Motion was made by MPT Tarlton-Shannon, second by CM Bly, to defer action on the

Resolution. In favor: Tarlton-Shannon, Bly, Brown, Maceo, and Sunseri. In opposition: Doherty. Motion carries.

9. PUBLIC COMMENT

Agenda Items - Karla Klay and Kris Benson commented on Item 11B; Kelly de Shaun provided highlights of the Park Board's 4th Quarter; Elizabeth Beeton commented on Item 12B.

Non-Agenda Items - Beverly White commented on parking at the new Post Office location.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 26 "Parks And Recreation" Of "The Code Of The City Of Galveston 1982, As Amended," By Re-Adopting Article IV "Youth Services Standards Of Care" In Its Entirety; Defining Minimum Standards Of Care By Which The City Of Galveston And Its Parks And Recreation Department Will Operate The City's Youth Recreational Programs; Providing For An Effective Date Of January 1, 2018; Providing For An Annual Review And Adoption Date Thereafter; Making Various Findings And Provisions Related To The Subject. (B. Sanderson)
Ordinance No. 17-076 was read by caption. Motion was made by CM Bly, second by CM Maceo, to approve the ordinance. Unanimously approved by those present.
- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 10, "Building Code," Article V. "Dangerous Building Code", Of The Code Of The City Of Galveston 1982; As Amended To Add Provisions For The Regulation Of Substandard Buildings; Providing A Penalty Provision; Providing An Effective Date Of January 1, 2018; Making Various Findings And Provisions Related To The Subject. (Adriel Montalvan)
Ordinance No. 17-077 was read by caption. Motion was made by CM Brown, second by CM Bly, to approve the ordinance. Unanimously approved by those present.
- 10.C. FY 2017 Budget Amendment
Ordinance No. 17-078 was read by caption. Motion was made by CM Bly, second by CM Sunseri, to approve the ordinance. Unanimously approved by those present.

11. CONSENT ITEMS

Motion was made by CM Maceo, second by CM Brown, to approve Consent Items 11B through 11ZZ. Unanimously approved by those present.

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving An Interlocal Agreement With The Treasure Island Municipal Utility District Providing For The Supply Of Water To The Treasure Island MUD From The City Of Galveston; Authorizing The City Manager To Execute The Agreement; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)
Pulled by City Staff for further review.
- 11.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Approving An Interlocal Agreement With The County Of Galveston To Assume Operation Of The Seawall Urban Park, Beach Pocket Parks 1 Through 4, Ft. Crockett, McAllis Point And Ostemayer Bayou; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)
Motion was made by CM Brown, second by CM Sunseri, to approve the Resolution.
- 11.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving And Ratifying The Gift Of Real Property From The Galveston Historic Foundation Consisting Of A Partial Lot In The Rear Of That Property Commonly Referred To As 2828 Market Street Galveston; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)
- 11.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving The Sale To The Galveston Housing Finance Corporation Of Certain Tax Foreclosed Property In The

City And County Of Galveston, Texas Commonly Referred To As 2805 Winnie, Galveston, Said Property Being More Particularly Described In Instruments Recorded In The Official Deed Records Of Galveston County, Texas; Authorizing The Mayor Of The City Of Galveston To Execute The Deed To The Purchaser; Declaring Findings Of Fact And Providing For An Effective Date. (Legal)

- 11.E. Consider For Approval Accepting The Second Year Renewal Agreement From JW Hauling, Inc., Extending The Agreement To Expire On December 31, 2018 For Services Related To The Demolition Of Dangerous, Unsafe, Or Substandard Structures And Removal Of Demolition Debris Within The City Of Galveston. (D. Stark)
- 11.F. Consider For Approval An Amendment To The Interlocal Agreement Between And Among The City Of Pasadena, The City Of Missouri City, The City Of Galveston, Harris County, Harris County Housing Authority, And Galveston Housing Authority For A Regional Collaboration Of Fair Housing Assessments And Affirmatively Furthering Fair Housing For Program Years 2018-2023. Funding Is From HOME Investment Partnership Funds And CDBG Entitlement Funds. Authorize The City Manager To Execute All Necessary Documents Upon Final Approval Of The City Attorney. (A. Law)
- 11.G. Consider A Motion To Approve A Payment Of \$2,807,317.12 To The Texas General Land Office To Complete The Reclassification Of Construction Costs For The Main Wastewater Treatment Plant, Lift Station #1, And Fire Station #4 From The Community Development Recovery Grant To The Hurricane Like FEMA Grant. (M.Loftin)
- 11.H. Consider Approving Purchases Of Operational Supplies Using The Contract With Sam's Club Through The Purchasing Association Of Cooperative Entities (PACE) Purchasing Cooperative. (M. Loftin)
- 11.I. Consider For Approval A Contract With Dunbar Armored, Inc. For Armored Vehicle Services In The Amount Not To Exceed 25,000. (M. Loftin)
- 11.J. Consider For Approval Joining The Purchasing Association Of Cooperative Entities (PACE), Through Region 20 Education Service Center, In San Antonio, Texas. (M. Loftin)
- 11.K. Consider For Approval Joining The National Cooperative Purchasing Alliance (NCPA), Through Region 14 Education Service Center, In Abilene, Texas. (M. Loftin)
- 11.L. Consider Approving A No Cost Contract With American National Insurance Company (ANICO) For Temporary Emergency Operations Facility Use And Data Center Space Usage (H Dean).
- 11.M. Consider For Approval Continued Participation In The League City OSSI GRID Consortium With Annual Renewal Fee Of \$ 35,421.76 To Maintain Off-Site System Servers, Allowing Full Access To The Multi-Agency Records Management System. Funding For This Expenditure Is Budged In The Police Department's Service Support Contracts Line. (H Dean)
- 11.N. Consider Approving The Renewal Of The City's Kronos Software Maintenance And Support Agreement In The Amount Of \$ 31,572.03. (H Dean)
- 11.O. Consider Approving The Renewal Of The City's Utility Management Solution Technical Support And Maintenance Agreement For \$32,575 (HDean)
- 11.P. Consider For Approval A Contract For Election Services Between The City Of Galveston And Galveston County For The Purposes Of Holding A City Election On May 5, 2018. (J. Williams)
- 11.Q. Consider For Acceptance The In-Kind Donation Of Nineteen (19) Palm Trees To Be Planted In The Esplanades On 25th Street, And Valued At \$50,000.00, From The Galveston Foundation. (B. Sanderson)

- 11.R. Consider For Approval Change Order #2 From Hou-Scape, Inc., For The Little League Ball Park Complex Project At Crockett Park, In The Amount Of \$13,713.36, Increasing The Contract Amount From \$3,704,976.48, To \$3,718,689.84. (B. Sanderson)
- 11.S. Consider For Approval The Emergency Repairs To The HVAC Mechanical Equipment At The McGuire-Dent Recreation Center, In The Amount Of \$26,264.40 From Gregory-Edwards, Inc. (B. Sanderson)
- 11.T. Consider For Approval The Purchase And Installation Of Six (6) Replacement Treadmills For The McGuire-Dent Recreation Center, In The Amount Of \$28,989.00, From Marathon Fitness - Buyboard Contract #502-16. (B. Sanderson)
- 11.U. Consider For Approval Amending The 2017-19 Lone Star Rally Contract Event Dates For Event Year 2018 Only, And Granting Administrative Authority To The City Manager For Any Future Date Modifications On This Contract Upon Final Approval By The City Attorney. (D. Smith)
- 11.V. Consider For The Approval Of The Purchase Of One GP8000 Vacuum Water Pump For Unit 1544, Which Is A 2013 Peterbilt Vacuum Truck, To The Lowest Bidder, Gap Vax For \$20,133.33, Which Will Be Funded From The Garage Parts Account. (D. Smith)
- 11.W. Consider For Approval Allowing The Fleet Facility To Purchase One 2018 Kawasaki Mule PRO-FXT And Associated Equipment From UVC Powersports Through TXMAS For A Total Price Of \$18,928.41. (D. Smith)
- 11.X. Consider For The Approval Of The Island Transit Bulk Tire Contract To Beasley Tires Who Was The Lowest Responding Bidder That Met The Specifications, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. The Funding Source Is The Island Transit Parts Account. (D. Smith)
- 11.Y. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Service Vehicle And Associated Equipment From The Lowest Bidder, Silsbee Ford (#17-005), For A Total Price Of \$34,662, Which Will Be Assigned To The Facilities Maintenance Department. The Funding Source Is The Vehicle Capital Outlay Account. (D. Smith)
- 11.Z. Consider For The Approval Of The Island Transit Bulk Lubricants Contract To Apache Oil, Which Was The Lowest Responding Bidder That Met The Specifications, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. The Funding Source Is The Island Transit Lubricants Account. (D. Smith)
- 11.AA. Consider For The Approval Of The Island Transit Parts Supply Contract To IEH Auto Parts And Car Parts As The Primary Parts Suppliers That Met The Specifications In The Bidding Process, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. The Funding Source Is The Island Transit Parts Account. (D. Smith)
- 11.BB. Consider For Approval The Renewal Of The Police Department's Annual L-3 Communications/Mobile-Vision In-Car Audio And Visual Recording System Maintenance Contract For The Period From October 1, 2017 To September 30, 2018 For A Total Price Of \$ 20,213.00 To Be Paid From The Police Department's Service Support Maintenance Contracts Fund. (R. Boyle)
- 11.CC. Consider For Approval The Execution Of A One (1) Year Contract With The Option Of Four (4) One Year Renewals With Fernandez Investment Group, DBA Cop Stop, For Purchase Of Police Department Uniforms And Duty Gear. (R. Boyle)
- 11.DD. Consider For Approval Authorizing The City Manager To Execute The Air Traffic Control Tower Operating Agreement (TOA) Between The Federal Aviation Administration (FAA) And Scholes International Airport, Upon Final Approval Of The City Attorney (M. Shahan).

- 11.EE. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Authorizing And Directing The City Manager Or His Designee To Execute The Grant Funding Agreement Terms And Conditions Under FEMA Grant Application FEMA-4332-DR-TX In Furtherance Of The City's Application For Disaster Relief Funds To Mitigate Damages Caused By Hurricane Harvey, Authorizing The Execution Of Any Further Paperwork Which May Be Required By The Federal Emergency Management Agency And/Or The Texas Department Of Public Safety/Texas Division Of Emergency Management, Providing For Findings Of Fact And For An Effective Date. (R. Blackketter)
- 11.FF. Consider For Approval Of A Contract With RAC Industries, LLC., For The Sidewalk Construction - Avenue L From 53rd St To 43rd St & Avenue M From 35th St To 28th St Project (BID #18-001) In The Amount Of \$685,866.00 (Estimated Total Cost Of Project Not To Exceed \$709,616.00). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.GG. Consider For Approval Change Order #2 For The Contract With Main Lane Industries, Ltd., For The Reconstruction Of Market Street From 25th Street To 19th Street Project, Increasing The Contract From \$3,470,897.45 By The Amount Of \$269,632.43 To A New Cost Of \$3,740,529.88, And Increasing The Term By 30 Calendar Days To 340 Days. The Funding Source Will Be The CDBG Disaster Recovery Non-Housing Round 2.1 Program. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.HH. Consider For Approval Of The Low Responsive Bidder (BID #18-003) J. W. Kelso Company, Inc., For The City Of Galveston Public Works Facility Project In The Amount Of \$10,732,495 (Base Bid). The Funding Source Will Be The CDBG Disaster Recovery Non-Housing Round 2.2 Program. (R. Blackketter)
- 11.II. Consider Approval Of Lowest Proposal From American Underwater Services, Inc. For The Removal Of Sediment From The Galveston Country Club Pond At A Cost Of \$19,700.00. Funding Source Is The Operating Expenditure Fund. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney.(A. Grasso)
- 11.JJ. Consider For Approval The Annual Maintenance Contract For Foxboro A2/PAC System And Equipment At The 30th Street Water Pump Station And Various Elevated Storage Tank Locations From Sole Source Provider Schneider-Electric Systems USA Inc. The Cost Of The Annual Contract Is \$62,784.79. (A. Grasso)
- 11.KK. Consider For Approval The Purchase Of E.H. Wachs Valve Maintenance Trailer And Electric Torque Controlled Handheld Valve Exerciser Equipment From E.H. Wachs At A Cost Of \$81,867.31. (A. Grasso)
- 11.LL. Consider For Approval The Annual Maintenance Contract For Foxboro A2/PAC System And Equipment At The Main Wastewater Treatment Plant From Sole Source Provider Schneider-Electric Systems USA Inc. The Cost Of The Annual Contract Is \$34,294.74. (A. Grasso)
- 11.MM. Consider For Approval Causeway Water Line Amendment#2 Dated August 18, 2017 From Freese And Nichols, Inc., For A Decrease In The Contract Amount By \$28,580 From \$783,330 To \$754,750. (D. Christodoss)
- 11.NN. Consider For Approval The Professional Engineering Services Proposal From Zarinkelk Engineering Services, Inc., For A Not To Exceed Amount Of \$102,697 For Design Of The Church Street Drainage Improvements From 35th To 37th Streets (D. Christodoss)
- 11.OO. Consider For Approval The Professional Engineering Services Proposal From Stantec Consulting Services, Inc., For A Not To Exceed Amount Of \$282,720.40 For 49th Street Design From Avenue P To Avenue S-1/2 Including Upsizing Of Utilities (D. Christodoss)

- 11.PP. Consider For Approval The Professional Engineering Services Proposal From Dannenbaum Engineering Corporation For A Not To Exceed Amount Of \$310,000 For 35th Street Design From Post Office To Broadway Including Utility Upgrades (D. Christodoss)
- 11.QQ. Consider For Approval The Professional Engineering Services Proposal From Dannenbaum Engineering Corporation For \$900,159 To Design The Airport Pump Station (PS) Improvements. (D. Christodoss)
- 11.RR. Consider For Approval The Professional Engineering Services Proposal From GC Engineering, Inc., For A Not To Exceed Amount Of \$177,659.90 For 30th Street Design From Avenue O To Seawall Blvd Including Upsizing Of Utilities (D. Christodoss)
- 11.SS. Consider For Approval The Professional Engineering Services Proposal From Arceneaux Wilson & Cole (AWC), LLC, For Engineering Evaluation And Study For The 10 Mile Road Elevated Storage Tank, At A Cost Not To Exceed \$16,190 (D. Christodoss)
- 11.TT. Consider For Approval The Professional Engineering Services Proposal From Arceneaux Wilson & Cole (AWC), LLC, For A Not To Exceed Amount Of \$49,630 For Laffites Cove Water System Looping Design (D. Christodoss)
- 11.UU. Consider For Approval A Contract With General Contractors For The Neighborhood Improvements In The Amount Of \$362,046.50. (D. Christodoss)
- 11.VV. Consider For Approval Of Change Order #1 From Batterson, LLP, For The Annual Street Striping Project, Increasing The Original Contract From \$99,752.00 By The Amount Of \$24,938.00 To A New Cost Of \$124,690.00, And No Increase In The Term Of The Original Contract Date. (K. Hockersmith)
- 11.WW. Consider For Approval Ratification Of The City Manager's Action Approving A Contract With B & L Contracting, LLC, United Rentals, Inc., HSI Services, Inc., And Holes Incorporated, To Facilitate The Emergency Repairs To The Dewatering And Backflow Prevention Project Located At 10 South Shore Drive Due To Public Safety Concerns In The Amount Of \$97,883.82 Consistent With Sec. 252.022 (A) (2) Of The Local Government Code. (K. Hockersmith)
- 11.XX. Receive And File The Moody Foundation's Audit Report As Of December 31, 2016. (Yarbrough)
- 11.YY. Consider For Approval Of A Proposal From CenterPoint Energy As A Sole Source Provider For The Installation Of New, Decorative Streetlights As Part Of The 51st Street Improvements From Broadway To Postoffice Project In The Amount Of \$57,685.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blacketter)
- 11.ZZ. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Authorizing The Mayor Of The City To Execute The Approval Of A Financing And Project For The Benefit Of The Bryan Texana Foundation, Making Findings Of Fact And Providing For An Effective Date. (Legal)

12. ACTION ITEMS

- 12.A. Discuss And Take Action To Confirm The City Manager's Appointment Of Vernon Hale As Chief Of The Galveston Police Department Pursuant To Texas Local Government Code 143.013(A). (B. Maxwell)
Motion was made by CM Sunseri, second by CM Bly, confirming the City Manager's appointment of Vernon Hale as Chief of the Galveston Police Department. Unanimously approved by those present.
- 12.B. Consideration Of A Resolution Of The City Council Of The City Of Galveston, Texas, Approving And Ratifying The Agreement Proposed Between The City Of Galveston And Randy Williams, Trustee In Case No. 09-35324; In Re Estate Of Sonya Porretto In The US Bankruptcy Court For The Southern District Of Texas Setting Forth A Process For The Resolution Of Claims And Potential Claims By The Trustee Against The City Related To Requests For Abandonment Of City Rights Of Way In The Area

Commonly Referred To As Classic Porretto Beach. (Legal)

Motion was made by CM Sunseri, second by CM Maceo, to defer action on the Resolution. Unanimously approved by those present.

- 12.C. Consider For Action A Motion To Remove George Parsons From The Landmark Commission For Failure To Attend Seventy Five Percent Of The Landmark Commission Meetings Within A Twelve Month Period As Required By Galveston City Code Sec. 2-164.

Motion was made by CM Maceo, second by CM Sunseri to defer action until the January 25th City Council meeting. Unanimously approved by those present.

- 12.D. Discuss And Consider The Appointment Of Oluwaratimi Folorunso To The Families, Children And Youth Board As Recommended By The FCY Board. (J. Williams)

Motion was made by CM Bly, second by CM Brown, to approve the appointment of Oluwaratimi Folorunso. Unanimously approved by those present.

- 12.E. Discuss And Consider Appointments To H-GAC's Transportation Policy Council And Technical Advisory Committee. (Yarbrough)

Motion was made by CM Sunseri, second by CM Maceo, to approve the following appointments: (1) General Assembly and Board of Directors - Mayor Yarbrough as member and CM Brown as alternate; and (2) Transportation Policy Council - Dr. Brown as member and Rick Beverlin as alternate. Unanimously approved by those present.

13. ADJOURNMENT

The meeting was adjourned at 3:34 p.m.

Janelle Williams, City Secretary

Date Approved: