

**NOTICE OF MEETING
CITY COUNCIL OF THE CITY OF GALVESTON
THURSDAY - DECEMBER 12, 2019 - 1:15 P.M.
COUNCIL CHAMBERS - CITY HALL
823 ROSENBERG, GALVESTON, TEXAS
TELEPHONE: (409) 797-3510**

REGULAR MEETING AGENDA

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
2. ROLL CALL
3. INVOCATION
Pastor Richard Rhoades - First Lutheran Church
4. PLEDGE OF ALLEGIANCE
 - American Flag
 - Texas Flag - *Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.*
5. CONFLICTS OF INTEREST
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
 4. Reminders regarding City Council events
 5. Reminders regarding community events
 6. Health and safety announcement
 - 6.B. City Manager's Report - The Investment Report For Quarter Ended September 30, 2019. (M. Loftin)

Documents:

[STAFF REPORT INVESTMENT REPORT 3RD QTR 2019.PDF](#)
7. COMMUNICATIONS AND PETITIONS
Claims: 19-087 - David Altamirano; 19-088 - Comcast; 19-089 - Elmer J. Melgar; 19-090 - Timothy Church; 19-091 - Christina Callens/Crane; 19-092 - Raul Ramirez; 19-093 - Marcella Reyna; 19-094 - Carolyn Gaido; 19-095 - Fannie Williams; 19-096 - Tom Dring; 19-097 - Casey Farris; 19-098 - Allen Flores.
8. PUBLIC HEARINGS
 - 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The

Property Located At 2406 Church / Avenue F, As A "Galveston Landmark", Property Is Legally Described As Lot 9, Block 444, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Designating The Site As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Planning Case Number 19P-058; Making Various Findings And Provisions Related To The Subject. (J. Norman)

Documents:

[19P-058 STF - CC PKT - SIGNED.PDF](#)

- 8.B. Landmark Designation - 2102 Bernardo De Galvez (D. Lunsford)
Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 2102 Bernardo De Galvez / Avenue P, As A "Galveston Landmark", Property Is Legally Described As M. B. Menard Survey, Lot 8 And East 1/2 Of Lot 9, Southeast Block 68 Galveston Outlots, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Designating The Site As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Planning Case Number 19P-056; Making Various Findings And Provisions Related To The Subject.

Documents:

[19P-056 CC PKT.PDF](#)

- 8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Creating A Planned Unit Development (PUD) Overlay Zoning District In A Residential, Single Family, (R-1) Base Zoning District To Allow "Outdoor Storage" For The Storage Of Boat Trailers On A Vacant Lot, On The Property Commonly Known As Lot 16 Pirates Retreat Subdivision And Which Is Legally Described As Part Of Lot 16, Pirates Retreat, A Subdivision In The City And County Of Galveston, Texas; Planning Case Number 19P-053; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (J. Norman)

Documents:

[19P-053 CC PKT.PDF](#)

9. PUBLIC COMMENT
A. Agenda Items
B. Non-Agenda Items

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of City Of Galveston, Texas Suspending Operation Of The Galveston Civilian Review Board Pending Receipt Of Amendments Related To Its Operations, Providing For An Effective Date And Making Various Findings And Provisions Related To The Subject. (Legal)

Documents:

[ORDINANCE -SUSPENSION CRB.DOC](#)

- 10.B. Consider For Approval An Ordinance Of The City Of City Of Galveston, Texas Terminating Tax Increment Reinvestment Zones Number Twelve And Fourteen Within The City Of Galveston, Texas; Approving An Interlocal Agreement With Galveston County, Texas And The City Of Galveston Relating To Procedures Following The Termination Of Each Zone; Terminating Prior Interlocal Agreements With Galveston County And Galveston County Navigation District Related To Each Zone; Directing The Galveston Island Redevelopment Authority To Issue Final Payments And Distributions As Set Out In The Interlocal Agreement With The County Of Galveston, Providing For An Effective Date And Enacting Other Matters Therewith. (D. Glywasky/M. Loftin)

Documents:

[TIRZ 12 AND 14 CLOSURE STAFF REPORT.DOCX](#)
[TIRZ CLOSURE ORDINANCE.PDF](#)
[TIRZ 12 AND 14 INCREMENTS RECEIVED AND TIRZ 14 CITY PROJECTS FUNDED.PDF](#)

- 10.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Approving The Amended And Restated Articles Of Incorporation And The Amended And Restated Bylaws Of Galveston Island Redevelopment Authority; Directing The Filing Of The Same With The Office Of The Texas Secretary Of State, Providing For Finding Of Fact And Providing For An Effective Date. (Yarbrough)

Documents:

[RDA ORDINANCE.PDF](#)

- 10.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Authorizing The Reallocation Of Two (2) Police Officer Positions To Increase The Number Of Sergeant Positions From 27 To 29; Specifying The Total Number Of Classified Civil Service Police Department Personnel Positions At 163; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date Of December 21, 2019 (K. Etienne).

Documents:

[ORDINANCE--POLICE DEPT. AUTHORIZED STRENGTH \(DECEMBER 21 2019\).PDF](#)
[STAFF REPORT FOR GPD AUTHORIZED STRENGTH \(002\).PDF](#)

- 10.E. City Code Review:

- 10.E.1. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 4, "Alcoholic Beverages", To Amend, Update Regulations, Standards, And Definitions; To Make Clarifications, Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties, As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal).

Documents:

[CHAPTER 4 - ALCOHOLIC BEVERAGES - FULL CHAPTER AMENDS - 11-2019.DOCX](#)
[CHAPTER 4 - ALCOHOLIC BEVERAGES FINAL ORDINANCE - 2019.DOC](#)

- 10.E.2. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 7, "Animals And Fowl", To Amend, Update Regulations, Standards, And Definitions; To Make Clarifications,

Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties, As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Documents:

[CHAPTER 7- ANIMALS AND FOWL - FULL CHAPTER.DOCX](#)
[CHAPTER 7- ANIMALS AND FOWL FINAL ORDINANCE - 2019.DOCX](#)

- 10.E.3. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 9, "Bicycles", To Amend, Update Regulations, Standards, And Definitions; To Make Clarifications, Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties, As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal).

Documents:

[CHAPTER 9 - BICYCLES - FULL CHAPTER FOR REVIEW - 2019.DOC](#)
[CHAPTER 9 - BICYCLES - FINAL ORDINANCE - 2019.DOC](#)

- 10.E.4. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 12.5, "Fair Housing", To Amend, Update Regulations, Standards, And Definitions; To Make Clarifications, Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties, As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Documents:

[CHAPTER 12-5 - FAIR HOUSING - FULL CHAPTER.DOCX](#)
[CHAPTER 12.5 - FAIR HOUSING FINAL ORDINANCE - 2019.DOC](#)

- 10.E.5. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 24, "Offenses - Miscellaneous", To Amend, Update Regulations, Standards, And Definitions; To Make Clarifications, Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties, As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal).

Documents:

[CHAPTER 24 - OFFENSES - MISCELLANEOUS FULL CHAPTER.DOC](#)
[CHAPTER 24 - OFFENSES - MISC - ORDINANCE - 2019.DOC](#)

11. CONSENT ITEMS

The following items shall be considered for action as a whole, unless one or more Council Members objects. The City Manager is authorized to execute all necessary documents upon final approval by the City Attorney.

- 11.A. Consider For Approval Accepting The City Auditor's Special Request Report On Topsy Turtle's Concessions CITYSP2020-1 (G. Bulgherini).

Documents:

[SPECIAL REQUEST REPORT TIPSYP TURTLE-DRAFT.PDF](#)

- 11.B. Consider For Action Adopting The 2019 Proposed Investment Policy. (M. Loftin)

Documents:

[STAFF REPORT INVESTMENT POLICY 2019.PDF](#)

- 11.C. Consider For Action Authorizing The Accounting Manager To Act As An Authorized Representative On The City's TexPool Investment Account. (M. Loftin)

Documents:

[TEXPOOL INVESTMENTS AUTHORIZED REPRESENTATIVE DJORDAN.PDF](#)

- 11.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Extending The Term For The Complete Count Committee; Providing For Findings Of Fact And Providing For An Effective Date (Legal)

Documents:

[CCC TERM EXSTENSION STAFF REPORT.DOCX](#)
[COMPLETE COUNT COMMITTEE TERM EXTENSION.DOC](#)

- 11.E. Consider For Approval Payment To Central Square Company, Formally Superior, LLC , In The Amount Of \$116,949.58 For The Police Department's Annual Renewal Of The Police Records Management Software. The Renewal Provides Updates And Technical Support To Ensure That The OSSI Police Records Management System Is Kept In Optimal Running Condition. (H. Dean)

Documents:

[STAFF REPORT CENTRAL SQUARE 2019_12_12.DOCX](#)
[CENTRALSQUARE 259964 12.01.19.PDF](#)

- 11.F. Consider For Approval Authorizing Payments To Tyler Technologies In A Total Amount Not To Exceed \$47,082.00 For Software Maintenance Of The Court Case Management System Through The End Of Fiscal Year 2020. (G. Lopez)

Documents:

[TYLER TECHNOLOGIES - SOFTWARE MAINTENANCE FY2020 - STAFF REPORT.PDF](#)
[TYLER TECHNOLOGIES INVOICE - FY20.PDF](#)

- 11.G. Consider For Approval The Acceptance Of A Donation In The Amount Of Twenty Thousand Dollars (\$20,000.00) From The Houston Jewish Community Foundation (HJCF) For The Purchase Of Technology To Start Departmental Unmanned Aircraft Systems (UAS) Or "Drones" And Marine / Dive Team Equipment. (V. Hale)

Documents:

[STAFF REPORT - DRONES V2.DOCX](#)

- 11.H. Consider For Approval The Acceptance Of A Donation In The Amount Of Fifteen Thousand Dollars (\$15,000.00) From Better Parks For Galveston For New Computer Equipment At Wright Cuney Recreation Center. (B. Sanderson)

Documents:

[CONSIDER FOR APPROVAL - DONATION FROM BETTER PARKS FOR GALVESTON FOR NEW COMPUTER EQUIPMENT.PDF](#)

- 11.I. Consider Approving An Amendment To The Transfer Station Operating Agreement, Capital Improvements List, With BFI To Include The Additional Purchase Of A Scale In The Amount Of \$75,394.00 And To Revise The Capital Improvement Fee From \$0.46 Per Ton To \$1.68 Per Ton. (C. DeWitt)

Documents:

[BFI - PURCHASE OF SCALE AND AMENDMENT TO CONTRACT.PDF](#)

- 11.J. Consider For Approval Change Order No. 3 To The Contract With E. P. Brady, Ltd., For The Sanitary Sewer Improvements Along 8 Mile Road From Stewart Road To Sunny Beach Project, Increasing The Contract By \$118,154.00 From The Amount Of \$2,455,529.85 To A New Total Amount Of \$2,573,683.85, And Extending The Contract Term By 10 Days. (D. Anderson)

Documents:

[EP BRADY - SANITARY SEWER IMPROVEMENTS ALONG 8 MILE ROAD FROM STEWART RD TO SUNNY BEACH CO 3 \(UPDATED\).PDF](#)

- 11.K. Consider Approval Of A Contract With E. P. Brady, Ltd., For The 24 Inch Water Transmission Line From 59th Street Pump Station To The Airport Pump Station (RFP #19-24) In An Amount Not To Exceed \$18,000,000.00 For The Base Bid Plus Alternate A, B, D, F, G, H, I, J, K, And L. (D. Anderson)

Documents:

[EP BRADY PACKET DOCUMENTS \(UPDATED\).PDF](#)
[RECOMMENDATION OF AWARD_24 INCH WATER LINE.PDF](#)

- 11.L. Consider For Approval Change Order No. 4 To The Contract With Ardent Construction LLC, For The 30th Street Water & Electric Light Station Rehabilitation Project Increasing The Contract By \$65,188.00 From The Amount Of \$3,010,180.51 To A New Total Amount Of \$3,075,368.51. (D. Anderson)

Documents:

[ARDENT CONSTRUCTION - 30TH STREET WATER AND ELECTRIC LIGHT STATION REHAB. - CO 4.PDF](#)

- 11.M. Consider For Approval A Contract Between The City Of Galveston And John A. Walker Roofing Co., Inc. For Repair Of 30th Street Pump Station Internal Gutter System In The Amount Of \$45,290. (R. Pugh)

Documents:

[JOHN A. WALKER ROOFING - REPAIR OF 30TH STREET PUMP STATION INTERNAL GUTTER SYSTEM.PDF](#)

- 11.N. Consider For Approval The Purchase Of A Replacement Power Transformer For The New 30th Street Pump Station In The Amount Of \$56,060. (R. Pugh)

Documents:

[AH ELECTRIC - PURCHASE OF A POWER TRANSFORMER FOR THE NEW 30TH STREET PUMP STATION.PDF](#)

- 11.O. Consider For Approval The Bid From Dynamic Sports Construction For RFP 19-012 Wright Cuney Gymnasium Floor Replacement In The Amount Not To Exceed \$79,291.38. (M. Rabago)

Documents:

[BID 19-012 WRIGHT CUNEY CONTRACT.PDF](#)
[RFP 19-012 COI DYNAMIC SPORTS.PDF](#)
[STAFF REPORT - WRIGHT CUNEY GYM FLOOR REPLACEMENT 12-12-2019.PDF](#)

- 11.P. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock And Associated Equipment (Pickups For Streets, Animal Control And Traffic Divisions) From Silsbee Ford Inc. Through Good Buy For A Total Price Of \$216,334 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)

Documents:

[SILSBEE SMALL TRUCK PURCHASE A PACKET.PDF](#)

- 11.Q. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock And Associated Equipment (Van For Information Technology) From Silsbee Ford Inc. Through Good Buy For A Total Price Of \$31,988.25 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)

Documents:

[SILSBEE SMALL VAN PURCHASE A PACKET.PDF](#)

- 11.R. Consider For Approval The Park Board 2020 Capital Improvement Plan. (Collins/Yarbrough)

Documents:

[CIP TRANSMITTAL LETTER.PDF](#)
[PARK BOARD 2020 CIP FOR APPROVAL.PDF](#)

- 11.S. Receive And File Mayor Yarbrough's Reappointment Of C. Wayne Brown To The Firefighters Pension Board. (Yarbrough)

- 11.T. Receive And File The Following Documents:

1. Galveston County Emergency Communications District Final FY2020 Budget
2. Galveston County Emergency Communications District FY2018 Annual Audit
3. Transfer Station Operating Agreement - CPI Increase

Documents:

[GCECD FY2018 ANNUAL AUDIT.PDF](#)
[GCECD FY2020 FINAL BUDGET.PDF](#)
[COG CPI LETTER 2019.PDF](#)

12. ACTION ITEMS

- 12.A. 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 Agreement With The Wharves Board Of Trustees Providing For The Payment Of Certain Fees By The Port To The City Of Galveston Incidental To The Lease Agreement Between The Port And Galveston Cruise Terminal LLC.; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

Documents:

[RESOLUTION ON ROYAL CARIBBEAN.DOCX](#)
[AGREEMENT BETWEEN THE CITY AND PORT - REVIEWED 12-6-19.DOCX](#)

- 12.B. Consideration Of Request Of The Galveston Wharves Board Of Trustees For Execution By The City Of Galveston Of The Attached Signature Page Recognizing The Authority Of That Board To Enter Into The Lease With Galveston Cruise Terminals LLC, A Subsidiary Of Royal Caribbean Lines. (Legal)

Documents:

[MEMO FROM CA - GALVESTON CRUISE TERMINALS.PDF](#)

- 12.C. Consideration Of Recommendation Of The City Attorney To Retain The Lowell Denton Of The Firm Of Denton Navarro To Appear And Defend The City Of Galveston In Cause No. 19-CV-2139; Allen Flores. Vs. City Of Galveston Et Al; In The 212th Judicial District Court Of Galveston County Texas, And Authorizing The City Attorney To Sign An Engagement Letter Securing Such Representation. (Legal)

- 12.D. Discuss And Consider For Action Directing City Staff To Close Out The Neighborhood Fund Program, Excluding District 6, And Transfer The Remaining Funds To The General Fund. (Yarbrough)

Documents:

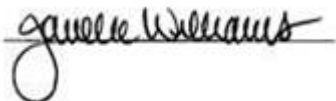
[NEIGHBORHOOD PROJECTS FUND SUMMARY - 12-05-19.PDF](#)

- 12.E. Discuss And Consider Appointments To The Following City Boards, Commissions, And Committees:

1. Arts & Historic Preservation Advisory Board - Position 4
2. Building Board of Adjustments and Appeals - Positions 1, 2, 5, 6, and Alternate 1
3. Families, Children and Youth Board - Positions 15, 21, and 22
4. Landmark Commission - Position 7

13. ADJOURNMENT

I certify that the above Notice of Meeting was posted in a place convenient to the public in compliance with Chapter 551 of the Texas Government Code on December 6, 2019 at 12:00 P.M.



Janelle Williams, City Secretary

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE CITY SECRETARY'S OFFICE, SUITE 201, 823 ROSENBERG, GALVESTON, TEXAS 77550 (409-797-3510).