

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
SPECIAL MEETING - AUGUST 17, 2021

8/17/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 2:00 p.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. PUBLIC COMMENT

Stephanie Morano - questions about discharge.

4. ACTION ITEMS

- 4.A. Discuss And Consider For Action An Investigation Under The City Charter "Section 5, Investigation Powers Of The Council" In Response To The Discharge Of Raw Sewage Into The Waterways Known As The Lake Madeline Area And Heards Lane. (Quiroga/Robb)

Motion was made by CM Quiroga that the City hire a third party to do a total investigation on the issue, to pull all people involved including City staff and other people that want to volunteer to come in and make their presentation, as well as the vendor, to see when it was hit, and how much sewer was discharged into the bay. Motion died for lack of a second.

Motion was made by CM Robb requesting that the City do weekly monitoring for fecal contamination until the project is finished since there is still a question as to where sewer is still leaking.

Motion was made by Mayor Brown, second by MPT Collins, requesting that CM Quiroga get with City staff with all the information that he has, and let them research this and come back to City Council with a complete report. Unanimously approved.

5. ADJOURNMENT

The meeting was adjourned at 2:53 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - AUGUST 26, 2021

8/26/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the workshop was called to order at 9:00 a.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

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 (20 Minutes)

Items 8F, 10A, 10B, 10C, 11P, and 12A were clarified by Staff.

- 3.B. Discussion Of The FY2022 Budget And Capital Improvement Plan (M. Loftin - 45 Minutes)

Assistant City Manager Mike Loftin discussed with City Council the FY 2022 Proposed Budget and CIP, including: The FY 2022 Budget and CIP schedule; Where the City's revenue comes from (Total \$127.8 million); Where the money goes (\$149.7 million); Key budget items; Water and Sewer overview; Property and Sales Tax Fund major General Fund commitments; Budget items of interest; Key budget issues; Sales Tax revenue; Property Taxes; Restricted Funds; Galveston compared to other cities related to long-term debt; General Obligation debt; Water and Sewer debt; and FY 2022 - 2026 CIP.

City Council took a break from 10:58 a.m. to 11:05 a.m.

- 3.C. Discussion Of The Annual Audit Plan And Contract Monitoring System (G Bulgherini - 20 Min)

City Auditor Glenn Bulgherini provided City Council with information on the Annual Audit Plan and Contract Monitoring System for FY2022. This item is on today's regular meeting agenda for Council's consideration.

- 3.D. Council Updates And Discussions

1. Update on the Status of the City's MOU with the Rosenberg Library (Brown - 15 min) - Mayor Brown provided an update on the MOU with the Library that would allow the Library to receive the same amount of revenues they have in the past but would put the Library under the same tax cap as the City per State law.

2. Update of Staff's research of an Annual Registration Fee for Short Term Rentals (D. Buckley - 15 min) - Deputy City Manager Dan Buckley provided an update on Staff's research. Staff is working with the Park Board to identify a software package that will be used to quantify data. A group has been formed to talk through the issues and will bring something forward. Staff is also working with the Police Department on ways to flag short term rentals in the PD's software system. To date, 3,400 short term rentals are now registered. Staff is also working with the off duty officers working security in the neighborhoods to gather data from that group. Mr. Buckley reported that it may take a

year to have a system in place, and registration of short term rentals should be an annual fee with no exemptions for paying the fee.

3. Discussion of an Occupancy Requirement and Annual Registration Fees for Short Term Rentals (Robb/Quiroga - 20 min) - CM Robb reported on a current 2014 City ordinance that exempts short term rentals from paying a fee. In the interim while the committee is coming up with an appropriate fee, she recommends that the City should pass an ordinance requiring an annual registration fee. It would eliminate the 2014 ordinance exemption, and would allow the City to quantify how many short term rentals are out there.

4. Discussion of Proposed Mental Health Officer Program (Brown - 15 min) - Mayor Brown provided an update on having Mental Health Officers available to respond to calls that are not criminal in nature. Steven Holmes at the County is looking into having this as a Countywide program. There are grants for these types of programs and would require partnerships such as with UTMB.

5. Review applications for City boards, commissions, and committees (Quiroga/Robb - 10 min) CM Quiroga recommended adding a question to the template board application form related to litigation or other convictions not related to a felony. CM Quiroga will meet with the City Attorney to discuss further.

6. Discussion of the process for City Council to receive information related to legal matters (Quiroga/Robb - 10 min) - CM Quiroga requested information on the process for City Council receiving more information on pending cases in order to make informed decisions about additional funding requests to pay outside Legal counsel on legal matters.

3.E. Report Of City Council's Park Board Representative (Collins/Brown - 10 Minutes)

MPT Collins reported on the following: (1) The Park Board is pursuing additional education efforts to minimize trash; and (2) The five year CIP for the Park Board will be brought to Council next month.

4. ADJOURNMENT

The workshop was adjourned at 12:36 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - AUGUST 26, 2021

8/26/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 5:00 p.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. INVOCATION

The invocation was given by Mayor Brown.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Brown.

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. Report from Sister Cities Program Committee Chair Sherry Rooks - Chair Sherry Rooks reported on a recent visit with a delegation from Spain where she and Mayor Brown hosted the guests. She also reported that sister city Veracruz, Mexico requested an international academic exchange which will be their students and Galveston's student taking classes together.

4. Reminders regarding City Council events - **Next month's City Council meeting dates are September 8th, 9th, and 16th.**

5. Reminders regarding community events

6. Health and safety announcement - **Mayor Brown reminded the public we are in the prime portion on hurricane season. Tropical Storm Ida is currently in the Gulf and everyone should stay vigilant. The City will provide updates to the public as needed.**

7. COMMUNICATIONS AND PETITIONS

Claims: 21-054 - Tim Macon; 21-055 - Christina Ambroseachia Ranck; and 21-056 - Taravia Murray.

8. PUBLIC HEARINGS

8.A. Landmark Designation - 1610 Winnie/Avenue G

Consider for Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 1610 Winnie / Avenue G, As A "Galveston Landmark", Property Is Legally Described As M.B. Menard Survey, Lot 10, Block 376, 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; Planning Case Number 21p-036; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

Ordinance No. 21-040 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 Schuster, second by Mayor Brown, to approve the ordinance. Unanimously approved.

8.B. Landmark Designation - 3125 Avenue O

Consider for Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 3125 Avenue O, As A "Galveston Landmark", Property Is Legally Described As M.B. Menard Survey, Part Of Lots 1, 2, 12, 13 & Adjacent Alley (1001-1), Northeast Block 63, 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 21p-032; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

Ordinance No. 21-041 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 Robb, second by MPT Collins, to approve the ordinance. Unanimously approved.

8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 2111 Strand / Avenue B, And Legally Described As M.B. Menard Survey, East 13-8 Feet Of Lot 4 And West 14-4 Feet Of Lot 5 (4-2), Block 621, 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 21LC-047; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Ordinance No. 21-042 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 MPT Collins, second by CM Quiroga, to approve the ordinance. Unanimously approved.

8.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 510 15th Street, As A "Galveston Landmark", Property Is Legally Described As M.B. Menard Survey, Part Of Lots 1 & 2 (1-2), Block 434, 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; Planning Case Number 21P-034; Making Various Findings And Provisions Related To The

Subject. (C. Gorman)

Ordinance No. 21-043 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 MPT Collins, second by Mayor Brown, to approve the ordinance. Unanimously approved.

- 8.E. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Creating A Planned Unit Development (PUD) Overlay Zoning District In A Resort/Recreation, Height And Density Development Zone, Zone-5 (RES/REC-HDDZ-5) Zoning District To Allow For A High Rise Condominium Development And Associated Amenities On Property Commonly Known As 10327 San Luis Pass Road / FM 3005, And Which Is Legally Described As Diamond Beach Condos (2010), Future Phase 2 (0-2), 2.865 Acres, In The City And County Of Galveston, Texas; Planning Case Number 21P-037; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date (A. Montalvan)

Ordinance No. 21-044 was read by caption. Adriel Montalvan provided staff comments. The public hearing was opened. Architect Steven Biegel, David Dorn, and Maddie Korra spoke in favor of the PUD. The public hearing was closed. Motion was made by CM Robb, second by CM Quiroga, to approve the ordinance. The motion passed 5-1; MPT Collins voted against the motion.

- 8.F. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations, By Amending 'Article 14: Definitions', To Modify The Height Element In The Definition Of "Subordinate"; Planning Case Number 21ZA-002; Making Various Findings And Provisions Related To The Subject (A. Montalvan)

Ordinance No. 21-045 was read by caption. Adriel Montalvan provided staff comments. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by Mayor Brown, second by CM Quiroga, to approve the ordinance. Unanimously approved.

9. PUBLIC COMMENT

Agenda Items: Marty Fluke and Randall Kopfer - item 10D.

Non-Agenda Items: Sheila Bell - miscellaneous items.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas Providing For City Boards, Committees And Commissions To Be Conducted Virtually Due To The Public Health Risk Attendant To The Increase Of Covid-19 Infections; Continuing All Other Requirements Of The Texas Open Meetings Act For Such Meetings; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Ordinance No. 21-046 was read by caption. Motion was made by MPT Collins, second by CM Listowski, to approve the ordinance. Unanimously approved.

- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 34, "Traffic", Section 34-117.5, "Two-Hour Parking Between 9:00 A.M And 6:00 P.M." Of "The Code Of The City Of Galveston 1982", As Amended, By Adding The East Side Of North Holiday Drive From Barracuda Drive To Albacore Drive; Removing 20th Street From Mechanic Street To Harborside Drive On The East Side Only; Removing The North Side Of The 3100 Block Of Market Street; Adding Both Sides Of The 3000 Block Of Market Street; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Ordinance No. 21-047 was read by caption. Motion was made by MPT Collins, second by CM Robb, to approve the ordinance. Unanimously approved.

- 10.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 6, "Amusement", Article II, "Special Events" Section 6-23(E), "Dickens On The Strand" Of "The Code Of The City Of Galveston 1982", As Amended, By Increasing The Fifteen Dollar Maximum Charge For Admission To A Maximum Of Thirty Five Dollars; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Collins/Brown)

Ordinance No. 21-048 was read by caption. Motion was made by MPT Collins, second by CM Robb, to approve the ordinance. Unanimously approved.

- 10.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 19, "Licenses, Permits And Business Regulations", Article Vi, "Short Term Rentals" By Amending Section 19-114, "Registration" To Provide For An Annual Registration Fee; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date Of October 1, 2021. (Robb/Brown)

The ordinance was read by caption. Motion was made by CM Robb, second by MPT Collins, to defer the ordinance until September 9, 2021. Unanimously approved.

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.

Motion was made by CM Robb, second by CM Quiroga, to approve Consent Items 11A through 11R. Unanimously approved.

- 11.A. City Auditor's Audit Plan For 2022
- 11.B. Consider For Action A Contract With Frost Bank For The Banking Depository Services. (M. Loftin)
- 11.C. Consider For Action A Contract With Hilltop Securities Asset Management, LLC For Investment Advisory Services. (M. Loftin)
- 11.D. Consider For Approval Amending COG-CON-18-108 To Ratify The Dollar Amount Agreed Upon Between The City Of Galveston And Civic Plus (A.K.A. Civic Rec) For Recreation Management Software At McGuire-Dent And Wright Cuney Recreation Centers, And Lasker Park Pool. (B. Sanderson)
- 11.E. Consider For Approval Entering Into A Mutual Aid Law Enforcement Agreement Between The Cities Of League City, Dickinson, Texas City, Santa Fe, Clear Lake Shores, La Marque And The County Of Galveston To Cooperate In The Investigation Of Criminal Activity And Enforcement Of The Laws Of The State. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (V. Hale)

Resolution No. 21-028

- 11.F. : Consider For Approval To Authorize The City Manager Or His Designee To Execute A Certification Of Consistency With The City's 2019 5-Year Consolidated Plan For The Gulf Coast Center And WOMAN, Inc. Homeless Assistance Programs. (A. Law)
- 11.G. Consider For Approval The Acceptance Of A Grant From Galveston County For Training Expenses In The Amount Of \$22,500.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (C. Olsen)

- 11.H. Consider For Approval The Ratification An Amendment To The Health Services Agreement Between The City Of Galveston And The University Of Texas Medical Branch (UTMB), Authorizing A One-Year Extension For COVID-19 Lab And Antibody Testing For City Employees And Dependents And Authorizing Use Of Available Funds For Testing (K. Etienne).
- 11.I. Consider For Approval The Award Of A Three (3) Year Contract To Zompa Guderian Enterprises, LLC Dba West Isle Urgent Care For RFP # 21 - 21 To Provide Drug And Alcohol Testing Services; And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (K. Etienne)
- 11.J. Consider For The Approval Of The Annual Payment Totaling \$22,900 For The Shah Transportation Manager / NewGen Dispatch Licensing And Software Support Which Will Be Funded By The Island Transit Maintenance Contract Account, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith - J. Oliver)
- 11.K. Consider For Approval Submittal Of Grant Application To The Texas General Land Office For Funding To Complete The Update To The City Multi-Hazard Mitigation Plan, Authorize The City Manager To Sign All Grant Application Documents. (T. Wroblewski)

Resolution No. 21-029

- 11.L. Consider For Approval, Awarding RFP #21-22 To Cotton Commercial USA Inc. And Camelback Dba As SERVEPRO For Moisture Control, Remediation Services Contract Shall Be Effective Upon Execution By The City Of Galveston Until March 31, 2025, Authorizing The City Manager To Execute The Contracts Upon Review And Approval Of The City Attorney.(C.Kenworthy)
- 11.M. Consider Approving Purchases Of Traffic Signal Equipment, Supplies And Hardware Using The Contract With Texas Highway Products, Ltd. Through The BuyBoard And HGACBuy Purchasing Cooperatives. Estimated Costs For Products Are Not To Exceed Council Approved Budgets For The Traffic Division. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)
- 11.N. Consider Approving Purchases Of Pavement Marking Supplies/Equipment And Traffic Related Equipment, Supplies, Signs, Posts, Hardware And Materials Using The Contract With Trantex Transportation Products Of Texas, Inc. Through The BuyBoard Purchasing Cooperative. Estimated Costs For Products Are Not To Exceed Council Approved Budgets For The Traffic Division. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)
- 11.O. Consider For Approval The Purchase Of H-GAC Quoted Sanitary Sewer Smart Covers In The Amount Of \$42,835.00 With HydroPro Solutions. (T. Pedraza)
- 11.P. Consider Approval Of Change Order #3 To The Contract With Wharton-Smith, Inc. For Construction Of The Airport Water Plant Expansion, Increasing The Contract By \$693,410.17 From The Amount Of \$8,720,761.50 To The Amount Of \$9,414,171.67. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.Q. Consider For Approval Minutes Of The June 17, 2021 Special Meeting, The June 24, 2021 Workshop And Regular Meeting, And The July 8, 2021 Special Meeting. (J. Williams)
- 11.R. Receive And File The Contract Between The City Of Galveston And TXU Electricity Coordinated Through Tradition Energy. (M. Caruso)

12. ACTION ITEMS

- 12.A. Discuss And Consider For Action Approval Of The Economic Development Implementation Matrix.

(Brown)

Motion was made by Mayor Brown, second by CM Quiroga, to approve the Economic Development Implementation Matrix. Unanimously approved.

- 12.B. Discuss And Consider For Action The Acceptance Of Written Public Comments For City Council And Other City Board And Commission Meetings. (Brown)

Motion was made by CM Robb, second by CM Listowski, to reactivate written public comments through December 2021, and directing the City Secretary to read a summary of comments at the meetings. Unanimously approved.

13. ADJOURNMENT

The meeting was adjourned at 6:29 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
SPECIAL MEETING - SEPTEMBER 8, 2021

9/8/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 9:00 a.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. PUBLIC COMMENT

In-Person Comments: Craig Bowie, Bridgette Johnson, and Leon Phillips congratulated newly elected Council Member Sharon Lewis on her election to District 1.

Written Comments: Darryl Davis, Roxy D. Hall Williamson, and Deborah Warren congratulated newly elected Council Member Sharon Lewis on her election to District 1.

4. ACTION ITEMS

- 4.A. Consider For Approval An Ordinance Of The City Council Of The City Of Galveston, Texas, Canvassing The Returns Of The Special Election Held On August 28, 2021; Officially Declaring The Results Of The Election; Declaring The Regularity And Legality Of The Election; Directing The City Secretary To Prepare The Election Register And To Preserve The Election Records; Providing For Findings Of Fact And Providing For An Effective Date.

Ordinance No. 21-049 was read by caption. Motion was made by Mayor Brown, second by MPT Collins, to approve the ordinance. Unanimously approved.

- 4.B. Administer The Oath Of Office To Elected City Council Members

The Oath of Office was administered to newly elected City Council Member Sharon B. Lewis.

5. ADJOURNMENT

The meeting was adjourned at 9:15 a.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
WORKSHOP - SEPTEMBER 9, 2021

9/9/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the workshop was called to order at 8:00 a.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. DISCUSSION ITEMS

3.A. Discussion Of The FY2022 Budget And Capital Improvement Plan (M. Loftin - 30 Min)

Assistant City Manager Mike Loftin provided an overview of the FY2022 Budget and Capital Improvement Plan. Discussion was held regarding the possibility of lowering the tax rate to the no new revenue rate, and inclusion of items in budget including a 2% COLA for all employees, lower paid employees being raised to \$15/hour, and no water or sewer increases in the budget.

3.B. 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 (20 Minutes)

Item 10A was clarified by Staff.

3.C. Interview Applicants For City Boards, Commissions, And Committees

Wharves Board applicants interviewed by City Council: Victor Pierson, Bill Rouse, Sheila Lidstone, Armin Cantini, Katie Brown, Maureen McCutchen, Jay Balentine, Lisa Blair, Morten Lamoey, Ryan Malcolm, Frank Maceo, Carlos Pena, and Sherry Rooks.

Planning Commission applicants interviewed by City Council: David Finklea, James Fagan, Steven Pena, Ann Attaway, Paul Sivon, and Stan Humphrey.

4. ADJOURNMENT

The workshop was adjourned at 12:06 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - SEPTEMBER 9, 2021

9/9/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 5:00 p.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. INVOCATION

The invocation was given by Mayor Brown, in honor of the anniversary of the 1900 Storm.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Brown.

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. Constitution Week Proclamation - presented by Mayor Brown.

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 Quarters Ended March 31 And June 30, 2021 (M. Loftin)

Assistant City Manager Mike Loftin presented the Investment Report for Quarters Ended March 31 and June 30, 2021.

7. COMMUNICATIONS AND PETITIONS

Claims: 21-057 - Michelle Lawson; 21-058 - Mike Saracco; 21-059 - Joseph Kelso; 21-060 - Marcellus Ivey; 21-061 - Warren Hoffman; 21-062 - Texas Gas Service; 21-063 - Richard King; 21-064 - Julianna Lizama.

8. PUBLIC HEARINGS

- 8.A. Conduct A Public Hearing On September 9, 2021 On The FY 2022 Proposed Budget As Required By State Law.

The public hearing was opened; with no speakers, the public hearing was closed.

- 8.A.1. Consider For Action An Ordinance Of The City Of Galveston, Texas, Adopting The Annual Governmental And Proprietary Funds Budget For The Fiscal Year Beginning October 1, 2021 And Ending September 30, 2022; Making Appropriations For City Operations And Capital Projects For Such Fiscal Year As Reflected In Such Budget; Authorizing Various Other Transfers; Approving And Adopting The FY 2022 Capital Budget; Approving And Adopting The FY 2022-2026 Capital Improvement Plan; And Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date.

Ordinance No. 21-050 was read by caption. Motion was made by MPT Collins, second by Mayor Brown, adopting the ordinance approving the FY 2022 Budget and FY 2022-2026 Capital Improvement Plan. The motion passed 4-3 with the following record vote. In favor: Brown, Collins, Lewis, and Schuster. In opposition: Quiroga, Listowski, and Robb.

- 8.A.2. Consider For Action A Motion Ratifying The Property Tax Increase Reflected In The FY 2022 Budget

Motion was made by MPT Collins, second by CM Schuster, ratifying the property tax increase reflected in the FY 2022 Budget. The motion passed 4-3 with the following record vote. In favor: Brown, Collins, Lewis, and Schuster. In opposition: Quiroga, Listowski, and Robb.

- 8.B. Conduct A Public Hearing On The Proposed Property Tax Rate Of \$0.4985 Per \$100 Of Taxable Value For Tax Year 2021 To Receive Public Comment On The Rate.

The public hearing was opened; with no speakers, the public hearing was closed.

- 8.B.1. Consider For Approval An Ordinance Of The City Of Galveston, Texas Levying Ad Valorem Taxes For Tax Year 2021 In The Amount Of 49 Cents And 8.500 Mills (\$0.498500) Upon Each One Hundred Dollars (\$100.00) Of Property Valuation For The Tax Year 2021; Making Various Findings And Provisions Related To The Subject.

The Ordinance was read by caption. Motion was made by CM Schuster, second by MPT Collins, to approve a Property Tax Rate Of \$0.4985 Per \$100 Of Taxable Value For Tax Year 2021. The motion failed 4-3 with the following record vote. In favor: Brown, Collins, Lewis, and Schuster. In opposition; Quiroga, Listowski, and Robb.

9. PUBLIC COMMENT

Randall Kopfer congratulated CM Lewis on her election to District 1 Council Member.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 19, "Licenses, Permits And Business Regulations", Article VI, "Short Term Rentals" By Clarifying Section 19-113 "Short Term Rentals" To Require Registration Of A Dwelling Prior To Its Use As A Short Term Rental And Section 19-114, "Registration" To Provide For An Annual Registration Fee And Yearly Registration Expiring In December Of Each Calendar Year; Making Various Findings And Provisions Related To The Subject; Providing For An Immediate Effective Date. (Robb/Brown)

Ordinance No. 21-051 was read by caption. Motion was made by CM Robb, second by Mayor Brown, to approve the ordinance. Unanimously approved.

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.

Motion was made by Mayor Brown, second by CM Listowski, to approve Consent Items 11A through 11I. Unanimously approved.

- 11.A. Consider For Approval Authorizing The City Manager To Enter Into A Contract With Each Of The Public Art Grant Winners, As Recommended By The City Of Galveston's Cultural Arts Commission, For A Total Amount Of \$10,000.00. (B. Sanderson)
- 11.B. Consider Approval Of Change Order #1 To The Contract With Main Lane Industries, Ltd. For The Downtown Pedestrian Transit Improvements Project Decreasing The Contract By \$33,452.90 From The Amount Of \$897,240.00 To The Amount Of \$863,787.10. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)
- 11.C. Consider Approval Of Change Order #4 To The Contract With Lucas Construction For The Market Street From 25th – 33rd Street Sidewalks Project Decreasing The Contract By \$40,634.00 From The Amount Of \$1,174,383.00 To The Final Total Amount Of \$1,133,749.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.D. Consider For Approval, Authorizing The City Manager To Execute The 2022 Texas Department Of Transportation, Routine Airport Maintenance Program (RAMP) Grant, Which Allows The Airport To Be Reimbursed Up To \$50,000.00 In Eligible Airport Maintenance Expenses Upon Final Approval Of The City Attorney (M. Shahan).
- 11.E. Consider For The Approval Of The Payment Totaling \$35,750 For Access To The Remix Software Platform Which Will Be Funded By An ARP Technology Grant For Island Transit, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith / J. Oliver)
- 11.F. Consider For Approval Ratification Of The Department Of Transportation FTA Drug Free Workplace Program For Covered Employees In Accordance With 49 CFR Part 655, As Amended And 49 CFR Part 40, As Amended (K. Etienne).
- 11.G. Consider For Approval Ratification Of The Department Of Transportation Federal Motor Carrier Safety Administration Drug Free Workplace Program For Drivers Of Commercial Motor Vehicles And Other Specified Safety Sensitive Employees Of The City (K. Etienne).
- 11.H. Consider For Approval Minutes Of The July 22, 2021 Workshop And Regular Meeting And The August 12, 2021 Workshop And Regular Meeting. (J. Williams)
- 11.I. Receive And File The Following Documents:

12. ACTION ITEMS

- 12.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Submitting The Names Of Five (5) Nominees Or Less For Election To 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; Providing For Findings Of Fact And Providing For An Effective Date. (Brown)

Motion was made by Mayor Brown, second by CM Robb, approving Resolution No. 21-030 with the nomination of Thomas Farmer to the Galveston Central Appraisal District Board of Directors. Unanimously approved.

- 12.B. Discuss And Consider Approving The Establishment Of A Joint Committee With The Park Board To Research And Present To Council Recommendations Concerning Software Management Systems And Other Best Practices Concerning Short Term Rentals. (Brown)

Motion was made by Mayor Brown, second by CM Listowski, approving the City's participation with the joint committee to make recommendations for software management systems. The motion passed 6-1; CM Schuster voted against the motion.

- 12.C. Discuss And Consider An Addition To The City Board Application. (Quiroga/Robb)

Motion was made by CM Quiroga, second by CM Robb, approving an addition to the application questionnaire for the purpose of candidates background the following question "Have you ever been a party to a civil lawsuit (aside from family law matters) and if so please state". The motion failed 1-4; CM Quiroga voted in favor: Mayor Brown, MPT Collins, CM Schuster, and Listowski voted against; and CM Lewis and CM Robb abstained from voting.

- 12.D. Discuss And Consider For Action Alternate Times For City Council Meetings. (Quiroga/Brown)

Motion was made by CM Quiroga, second by CM Listowski, moving the regular meetings for City Council to 2:00 p.m. The motion failed 2-5; CM Quiroga and CM Listowski voted in favor; Mayor Brown, MPT Collins, CM Lewis, CM Schuster, and CM Robb voted against.

13. ADJOURNMENT

The meeting was adjourned at 6:46 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT
MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
SPECIAL MEETING - SEPTEMBER 16, 2021

9/16/2021 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

With a quorum present, the meeting was called to order at 9:00 a.m.

2. ROLL CALL

Present: Mayor Dr. Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member William Schuster, Council Member Bill Quiroga, Council Member John Listowski, and Council Member Marie Robb.

3. INVOCATION

The invocation was given by Rev. Jude Ezuma of Holy Family Parish.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Brown.

5. CONFLICTS OF INTEREST

CM Listowski declared a conflict on Item 7A.

6. PUBLIC COMMENT

Agenda Items: Chula Ross Sanchez, Kevin Somers, Lodie Massey, Bob Randall, Tim Beeton, and Aaron Shift - Item 7A; Ashley Group - Item 7B.

7. PUBLIC HEARINGS

- 7.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Abandoning Property Adjacent To 628 93rd Street And Adjacent Property Is Legally Described As Lot 1, Block 9, Massa Unrecorded Subdivision; In The City And County Of Galveston, Texas; Planning Case Number 21P-040; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Motion was made by Mayor Brown, second by MPT Collins, to defer Item 7A to the October 28, 2021 meeting. The motion passed 6-1; CM Listowski abstained from voting.

- 7.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The 2015 Galveston Land Development Regulations, By Amending 'Article 2: "Uses And Supplemental Standards", To Modify The Requirements For Accessory Buildings And Structures; Planning Case Number 21ZA-003; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

The Ordinance was read by caption. Catherine Gorman provided staff comments. The public hearing was opened. Sarah Moore Click and Ashley Group spoke in favor of the LDR amendment. The public hearing was closed. Motion was made by CM Robb, second by CM Quiroga, to defer Item 7B to bring back at a later date. Unanimously approved.

- 7.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-3) Zoning District To Allow For An "Office" Land Use On Property Commonly Known As 1301 Market / Avenue D, And Which Is Legally Described As M.B. Menard Survey Lots 5-7, Block 493, In The City And County Of Galveston, Texas; Planning Case Number 21P-041; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date.

Ordinance No. 21-052 was read by caption. Daniel Lunsford provided staff comments. The public hearing was opened. David Watson spoke in favor of the PUD. The public hearing was closed. Motion was made by MPT Collins, second by CM Robb, to approve the ordinance. Unanimously approved.

- 7.D. 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 5102 Broadway / Avenue J; Which Is Legally Described As "M. B. Menard Survey, Lots 8, 9, & East 38-4 Feet Of Lot 10, Block 231, In The City And County Of Galveston Texas And Which Is Located Within Three Hundred Feet Of A School, Church, Or Hospital; Planning Case Number 21PLM-00104; Making Various Findings And Provisions Related To The Subject.

Ordinance No. 21-053 was read by caption. Daniel Lunsford provided staff comments. The public hearing was opened. Mike Gaertner spoke in favor of the variance. The public hearing was closed. Motion was made by Mayor Brown, second by CM Quiroga, to approve the variance. The motion passed 6-1; CM Lewis voted against the motion.

City Council took a five minute break at 9:54 a.m.

8. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas Levying Ad Valorem Taxes For Tax Year 2021 In The Amount Of 49 Cents And 8.500 Mills (\$0.498500) Upon Each One Hundred Dollars (\$100.00) Of Property Valuation For The Tax Year 2021; Making Various Findings And Provisions Related To The Subject.

Ordinance No. 21-054 was read by caption. Assistant City Manager Mike Loftin provided staff comments.

Motion #1: Motion was made by CM Robb, second by CM Quiroga, to levy an Ad Valorem Tax Rate for Tax Year 2021 in the amount of 49 Cents and 8.500 Mills (\$0.498500) upon each One Hundred Dollars (\$100.00) of Property Valuation for the Tax Year 2021. The motion failed 3-4 with a record vote; CM Quiroga, CM Listowski, and CM Robb voted in favor; Mayor Brown, MPT Collins, CM Lewis, and CM Schuster voted against the motion.

Motion #2: Motion was made by MPT Collins, second by Mayor Brown, to levy an Ad Valorem Tax Rate for Tax Year 2021 in the amount of 49 Cents and 8.500 Mills (\$0.498500) upon each One Hundred Dollars (\$100.00) of Property Valuation for the Tax Year 2021. The motion passed 5-2 with a record vote; Mayor Brown, MPT Collins, CM Lewis, CM Schuster, and CM Listowski voted in favor of the motion; CM Quiroga and CM Robb voted against the motion.

9. 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.

Motion was made by Mayor Brown, second by MPT Collins, to approve Consent Items 9A through 9C. Unanimously approved.

- 9.A. Consider For Approval An MOU Between The City Of Galveston And The University Of Texas Medical Branch. The Purpose Of This Partnership Is To Address The Medical Aspects Of Disaster. The Coalition Aims To Better Identify And Address Gaps In Coordinated Patient Care During Disasters Through The Establishment And Maturation Of A Regional Disaster Health Response System (RDHRS). (R. Simmons)
- 9.B. Consider For Approval The Proposal From Freese And Nichols, Inc., For Risk Assessment And Programming Of The EPA Lead And Copper Rule Compliance Project In The Amount Of \$49,619. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 9.C. Consider For Approval An Agreement To Appoint Judge Schweitzer As The Judge For The Municipal Court Of The City Of Galveston For A Term Of Two (2) Years. (Legal)

10. ACTION ITEMS

- 10.A. Discuss And Consider For Action Approval Of The Redistricting Calendar. (Legal)

Motion was made by MPT Collins, second by Mayor Brown, to approve the following Redistricting Calendar: October 28, 2021 Initial Meeting; November 10, 2021 First Workshop; December 2, 2021 Second Workshop; and December 9, 2021 Regular Meeting. Unanimously approved.

- 10.B. Consideration Of Retaining The Firm Of Lloyd Gosselink To Represent The City Of Galveston In Contract Negotiations With The Gulf Coast Water Authority. (Legal)

Motion was made by MPT Collins, second by CM Listowski, to retain the Firm of Lloyd Gosselink to represent the City of Galveston in contract negotiations with the Gulf Coast Water Authority. Unanimously approved.

- 10.C. Discuss And Consider Appointments To The Following City Boards, Commission, And Committees:

Airport Advisory Committee - None

Animal Services Advisory Board - Motion was made by CM Robb, second by MPT Collins, to reappoint Joel Caldwell and Suzanne Peloquin. Unanimously approved.

Arts & Historic Preservation Advisory Board - Motion was made by MPT Collins, second by CM Robb, to reappoint Theresa Elliott and Mary Branum. Unanimously approved.

Building Board of Adjustments and Appeals - Motion was made by Mayor Brown, second by CM Listowski, to reappoint Larry Ryan and Wense Guzman. Unanimously approved.

Ethics Commission - Motion was made by CM Lewis, second by Mayor Brown, to appoint Verna Brown (District 1) and Joyce McLean (District 2). Unanimously approved.

Families, Children and Youth Board - Motion was made by Mayor Brown, second by CM Schuster, to appoint Shanice Blair, Marsha Rappaport, Toby Agnew, Liz White, Amy Owen, Elizabeth Murphy, Sue Johnson, Angela Bernard, and Sara Spence. Unanimously approved.

Finance, Fiscal Affairs and Investment Committee - Motion was made by Mayor Brown, second by CM Robb, to reappoint Eddie Walsh, Abel Longoria, and Steven Maxwell. Unanimously approved.

Galveston Wharves Board - Motion was made by Mayor Brown, second by CM Robb, to

appoint Victor Pierson and Sheila Lidstone. Unanimously approved.

Landmark Commission - Motion was made by MPT Collins, second by CM Schuster, to reappoint Sarah Moore Click, Stephanie Lang, and Connie Patterson. Unanimously approved. Motion was made by MPT Collins, second by Mayor Brown, to move Alternate Sharon Thompson to Position 5. Unanimously approved.

Parks & Recreation Advisory Board - Motion was made by Mayor Brown, second by CM Robb, to reappoint Marlee Williams. Unanimously approved.

Police Pension Fund - Motion was made by CM Robb, second by CM Quiroga, to reappoint Richard Moore. Unanimously approved.

Planning Commission - Motion was made by CM Robb, second by Mayor Brown, to appoint David Finklea, Steven Pena (reappointment), and Stan Humphrey. Unanimously approved.

Sister Cities Program Committee - Motion was made by Mayor Brown, second by CM Robb, to reappoint Sherry Rooks, Joe Cappadona, Leah Tuten, and Stephen Duncan. Motion was made by MPT Collins, second by CM Robb, to appoint Pamela Williams. Unanimously approved.

Zoning Board of Adjustments - Motion was made by CM Listowski, second by CM Quiroga, to reappoint William Clement, Lidija Bikova, and Alice Watford. Unanimously approved.

- 10.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Declaring A State Of Disaster And Emergency In The City Of Galveston Related To The Threat Posed By Tropical Storm Nicholas To The City Of Galveston; Extending The State Of Emergency Ordered By Mayor Brown, Extending Various Emergency Orders Issued By The Mayor; Making Various Findings And Provisions Related To The Subject, Providing For A Penalty And Providing For An Effective Date.

Ordinance No. 21-055 was read by caption. Motion was made by CM Robb, second by Mayor Brown, to approve the ordinance and extend the State of Emergency through October 28, 2021. Unanimously approved.

City Manager Brian Maxwell, Mayor Brown, and Council Members expressed condolences to the family of Raymond Guzman who passed away yesterday evening.

11. EXECUTIVE SESSION

The City Council took a ten minute break at 12:05 p.m., convened into Executive Session at 12:15 p.m., and reconvened into Open Session at 1:00 p.m.

- 11.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:

- 11.A.1. Cause Number 19-Cv-2191; Sharon Davis, And As Assignee Of The City Of Galveston, V. Quality Works Construction, Inc. And Insurors Indemnity.

12. ADJOURNMENT

The meeting was adjourned at 1:00 p.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT