

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**WORKSHOP - JULY 31, 2023**

7/31/2023 - 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 Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

3. DISCUSSION ITEMS

3.A. A Joint Meeting Between The City Council And Park Board Of Trustees To Discuss The Following Items Of Mutual Interest (Brown/Hardcastle - 1-1/2 Hours)

**Park Board Chair Jason Hardcastle opened the Park Board's meeting. Mayor Brown provided opening remarks for the meeting.**

3.A.1. Update And Discussion Of The Following (Bouvier)

1. Stewart Beach and Beach Patrol Facilities including the payment process for New Temporary Trailers for Beach Patrol - **CM Bouvier requested an update on procurement of the temporary trailers for Beach Patrol. Chair Hardcastle reported that procurement is ready and the funds are available to purchase the temporary trailers. Kimberly Danesi reported that the purchase will likely be made this week. City Engineer advised that demolition of the current pavilion will begin once the trailers are in place.**
2. Deposit of Hotel Occupancy Tax - **CM Bouvier provided an overview of the current process and asked whether there could be a more efficient way. Chair Hardcastle advised that the Park Board would like to streamline by reducing the number of transfers back and forth, and hope the City and Park Board could work on a plan to provide more efficiency. City Manager Brian Maxwell reported that he has no problem reducing the number of transfers.**
3. Park Board Budget Review and Approval Process - **CM Bouvier reported that the Park Board approved their budget and provided it to City Staff. Park Board staff used the City's templates in this year's budget to ensure greater transparency and uniformity with the City. The City Council will approve the Park Board budget at the same time the City budget is approved.**
4. Capital Improvement Plan (CIP) Approval Process - **Kimberly Danesi reported that most projects in the CIP are a continuation of current projects already approved by Council. CM Bouvier will be sending out the revised CIP with funding sources shown. Chair Hardcastle suggested setting up times for follow up so the projects can keep moving forward.**

3.A.2. Update And Discussion Of The Interlocal Agreement (Hardcastle)

**Chair Hardcastle led the discussion on the Interlocal Agreement. He reported that Park Board and City staff have been working on clarifying ordinances, resolutions, and agreements that are in conflict with one another. City Manager Brian Maxwell reported**

that the City will handle individual items as they come up, and the final revised interlocal agreement is probably a year away. Discussion was held regarding moving forward with some low hanging fruit in advance of approval of the interlocal agreement.

3.A.3. Discussion And Review Of Plans For Seawall Beach Access Ramps West Of 61st St (Hardcastle)

**Chair Hardcastle reported that with the expansion of Babe's Beach there is a limitation on the number of access points west of 61st Street. This causes emergency vehicles to sometimes travel 30 blocks on the sand to reach emergencies on the beach. The Park Board would like to pursue options for placing additional access points west of 61st Street for emergency purposes.**

3.A.4. Discussion Of The Following Items Associated With City Owned/Park Board Managed Parks (Bouvier/Hardcastle)

1. East Beach - Entrance Location - **Chair Hardcastle reported that the most pressing issue is to move the main entrance from Bodekker Drive over to Appfel Park Road. The Park Board is undergoing plans to move the entrance, as well as improving the entrance to make it something Galveston is proud of, and making it functional as visitors enter the park. Discussion was held regarding access to the handicapped parking spaces and limiting traffic through Beach Town.**

2. East End Lagoon - Access/Bodekker Drive - **City Manager Maxwell led the discussion on what it would take to improve Bodekker Drive. Chair Hardcastle added that the Park Board would like to look at ways to continue access to the East End Lagoon through Bodekker Drive.**

3. Dellenara Park - Sale of Alcohol - **Chair Hardcastle and Vince Lorefice introduced the concept of the sale of alcohol at Dellenara Park including a bar/cantina and also the sale of alcohol in the store. Park Board staff will be working on models for the park. City Council will workshop this item on August 24th. This item would require an ordinance change, and revenue sharing would need to be determined.**

4. Seawolf Park - Wastewater Plant - **Chair Hardcastle reported on the need for wastewater improvements at the park. City Manager Maxwell provided information on some package systems being evaluated by City staff. The City will be putting the project out for bids after the new fiscal year begins.**

5. Stewart Beach - Status of Request for Qualifications Proposals - **Chair Hardcastle requested direction from the City on status of the request for qualifications proposals that were submitted to the Park Board by two developers almost a year ago. Mayor Brown reported that City Staff will be bringing a conceptual plan to Council in October. City Manager Maxwell advised that Council will need to make decisions on the overall plan for Stewart Beach.**

3.A.5. Discussion Of Policies Governing The Operation Of The 24 Hour Short Term Rental Call Center (Brown)

**Bryson Frazier reported that the call center launched on July 14th and provided an overview of how the process works. He added that Park Board and City staff are still**

working to improve how the call center works, and documenting some standard operating procedures. CM Finklea proposed reinstating the short term rental task force to look at how to enhance the level of documentation to owners and renters, how to improve customer service, the idea of a call center flow chart, enforcement procedures and costs, and the idea of adjudication to hold owners, renters, and platforms accountable. Mayor Brown reported that this item will be coming back to a Council workshop.

3.A.6. Discussion Of Trash Control Of The Northern Section Of San Luis Pass (Brown)

Mayor Brown led the discussion of problems with trash on the northern end of San Luis Pass. City Manager Maxwell reported that an overall plan the manage San Luis Pass is needed. CM Finklea summarized that Council is looking for a conditions assessment, identity of the stakeholders, and a plan to mitigate the risk that we have out there. Chair Hardcastle reported that the Park Board will be looking into a short term and long term plan to address the issue.

4. ADJOURNMENT

The workshop was adjourned at 11:41 a.m.

Janelle Williams, City Secretary

Date Approved:

DRAFT

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**SPECIAL MEETING - AUGUST 10, 2023**

8/10/2023 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER (Room 204)

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

2. ROLL CALL

**Present: Mayor Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

3. DISCUSSION ITEMS

3.A. Recognition Of The Retirement Of City Of Galveston Employee David Ewald

**A Proclamation honoring retiring City of Galveston Employee David Ewald was read by Executive Director Tim Tietjens. Mr. Ewald is retiring from the City after 41 dedicated years of service.**

3.B. Clarification Of Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Agenda Items (20 Min)

**Item 8C was clarified by City Staff.**

3.C. Discussion Of The FY 2024 Budget And Capital Improvement Plan (M. Loftin - 30 Min)

**Executive Director Csilla Ludanyi presented the FY 2024 Proposed Budget and Capital Improvement Plan.**

3.D. Discussion Of Deficiencies And Costs Associated With Complying With FAA Part 139 Certification Requirements From Vesta Rea & Associates, LLC (M. Shahan - 20 Min)

**Airport Director Mike Shahan reported that Council asked staff to find out what it would cost and what improvements need to be made at the airport to comply with FAA Part 139 certification. Vesta Rea provided Council with a report of deficiencies, costs, and required improvements associated with complying with FAA Part 139 certification requirements. She reported that the estimated cost for upgrades totals \$6,328,750. Airport Director Shahan reported on possible funding sources for each of the improvements.**

3.E. Consider For Discussion The Status Of The Issuance Of First Lien Revenue Bonds For The Finance Of Improvement To Cruise Terminal 25 And Associated Documents From The Port Related To Such Issuance And Reimbursement Of Project Costs Incurred To Date (Brown - 20 Min)

**Port Director Rodger Rees provided an overview of the funding request from the Port of Galveston. It is a request for Council approval of revenue bonds for use at Terminal 25 to make improvements for Carnival Cruise Lines. He reported that 83% of costs will be reimbursed by Carnival over several years. Council discussion was held regarding the Port's debt service which will be covered by a cost recovery fee. Mayor Brown reported that item will be on the August 24th agenda for Council's consideration.**

- 3.F. Discussion Of Cultural Arts Commission's Current Projects And FY2024 Allocations (Collins/Brown - 20 Min)

**MPT Collins presented the Cultural Arts Commission's current projects including "Iron Wings" sculpture, Boys & Girls Club mural, GISD garden shed murals, Third Eyeland Festival, and the Seawall Tribute Sculpture. He will coming back to Council for a significant increase in funding for public art.**

- 3.G. Discuss A Resolution Of The City Council Of The City Of Galveston, Texas, Distributing And Awarding Fiscal Year 2024 And Fiscal Year 2025 Hotel Occupancy Tax Revenues To Eligible Arts And Historic Preservation Organizations Under Multi-Year Agreements; Authorizing The City Manager To Execute Contracts With Such Recipients Upon Approval Of Those Contracts By The City Attorney; Directing The City Secretary To Send A Certified Copy Of The Resolution To The Park Board Of Trustees; Providing For Findings Of Fact And Providing For An Effective Date. (M. Jadidi)

**MPT Collins led the discussion on funding to eligible arts and historic preservation organizations. He placed this item on the workshop agenda so Council could take a closer look at the \$1.8 million in grant funding for this year's allocations prior to approval. Board Chair Mary Branum provided information on requirements for funding, and the board's methods for scoring and approval of the entity applications.**

- 3.H. Discuss An Ordinance Of The City Of Galveston, Texas, Modifying Rules And Policies Governing The Arts And Historic Preservation Board By Amending Chapter 33 – Taxation, Article Iii Hotel Occupancy Tax Sec. 33-95 To Amend The Required Meeting Dates; Add A Penalty Provision For Non-Compliance In Quarterly Reporting; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date (M. Jadidi)

**Assistant City Attorney Mehran Jadidi provided an overview of proposed amendments to Chapter 33 of the City Code, which include some housekeeping items and provisions for late reporting by the entities. This item is on today's agenda for Council's consideration.**

- 3.I. Discussion And Possible Amendments To The Taxi Cab Ordinance (Lewis/Brown - 15 Min)

**CM Lewis brought this item forward to see if Council could take a look at amending the taxi cab ordinance relating to the age of the taxi cab being limited to ten years. Discussion was held regarding whether the City should regulate taxi cabs at all. Staff will bring back a proposed amendment to the ordinance eliminating the age requirement of taxi cabs.**

#### 4. EXECUTIVE SESSION

**The City Council convened into Executive Session at 12:35 p.m. and reconvened into Open Session at 2:51 p.m. No action was taken during Executive Session.**

- 4.A. Pursuant To Texas Government Code Section 551.074, "Personnel Matters" To Deliberate The Appointment, Employment, Evaluation, Reassignment, Or Duties Of A Public Officer Or Employee.

##### 4.A.1. City Council Appointee Evaluations

1. City Manager - Brian Maxwell
2. City Attorney - Donald Glywasky
3. City Auditor - Glenn Bulgherini
4. City Secretary - Janelle Williams

#### 5. RECESS MEETING (10 Min)

The Council took a 10 minute recess at 2:51 p.m.

6. RECONVENE MEETING (Council Chambers)

The Council reconvened in Council Chambers for the remainder of the meeting.

7. PUBLIC COMMENT

Charlotte O'Rourke - Port of Galveston finances, open records requests, and bank reconciliations; Mary Branum - arts and historic allocations.

8. ACTION ITEMS

- 8.A. Consider A Motion To Propose A Property Tax Rate Of \$0.408850 Per \$100 Of Taxable Value For Tax Year 2023 And Call A Public Hearing On September 14, 2023.

**Motion was made by Mayor Brown, second by MPT Collins, proposing a property tax rate of \$0.408850 per \$100 of taxable valuation for tax year 2023 and calling a public hearing on September 14, 2023. Unanimously approved.**

- 8.B. Consider A Motion To Call A Public Hearing On September 14, 2023 On The FY 2024 Proposed Budget As Required By State Law.

**Motion was made by Mayor Brown, second by CM Lewis, calling a public hearing on September 14, 2023 on the FY 2024 Proposed Budget as required by law. Unanimously approved.**

- 8.C. Consider For Approval Authorizing The City Manager To Execute The Letter To Release Federally Obligated Land, Hereby Releasing 26.3 Acres Of Airport Property, Identified As Tract C, From The Conditions, Reservations, And Restrictions As Contained In The Instrument Of Transfer From The United States Of America To The City Of Galveston And Approve The Sell Of The Property Through A Sealed Bid Or At A Public Auction For The Full-Appraised Price Range And Upon Approval As To Form By The City Attorney (M. Shahan).

**Motion was made by MPT Collins, second by CM Bouvier, to approve the item as presented. Unanimously approved.**

- 8.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Distributing And Awarding Fiscal Year 2024 And Fiscal Year 2025 Hotel Occupancy Tax Revenues To Eligible Arts And Historic Preservation Organizations Under Multi-Year Agreements; Authorizing The City Manager To Execute Contracts With Such Recipients Upon Approval Of Those Contracts By The City Attorney; Directing The City Secretary To Send A Certified Copy Of The Resolution To The Park Board Of Trustees; Providing For Findings Of Fact And Providing For An Effective Date. (M. Jadidi)

**(1) Motion was made by MPT Collins, second by C Finklea, to approve Resolution No. 23-021. CM Robb suggested an amendment to the motion to approve all, except to defer action on all first time recipients. MPT Collins accepted the amendment, but CM Finklea suggested an amendment defer all with a score of less than 90. MPT Collins withdrew his motion.**

**(2) Motion was made by CM Robb, second by CM Listowski, to approve all requests except for the first time applicants for further review by Council. In favor: Collins, Listowski, and Robb. In opposition: Brown, Lewis, Finklea, Bouvier. Motion fails.**

**(3) Motion was made by Mayor Brown, second by CM Bouvier, to approve Resolution No. 23-021 as presented. In favor: Brown, Collins, Lewis, Finklea, and Bouvier. In opposition: Listowski and Robb. Motion passes.**

- 8.E. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Modifying Rules And Policies Governing The Arts And Historic Preservation Board By Amending Chapter 33 – Taxation, Article Iii Hotel Occupancy Tax Sec. 33-95 To Amend The Required Meeting Dates; Add A Penalty Provision For Non-Compliance In Quarterly Reporting; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (M. Jadidi)

**Ordinance No. 23-052 was read by caption. Motion was made by MPT Collins, second by CM Lewis, to approve the ordinance. Unanimously approved.**

9. ADJOURNMENT

**The meeting was adjourned at 3:46 p.m.**

Janelle Williams, City Secretary

Date Approved:

DRAFT

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**WORKSHOP - AUGUST 24, 2023**

8/24/2023 - 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 Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, 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 (30 Min)

**Items 8A, 8D, 10B, 11B, 11C, 11D, 11F, 11H, 11J, 11K, 11M, 11N, 11O, 11Q, 11S, and 12A were clarified by Staff.**

- 3.B. Discussion Of City Audit Plan For 2023 - 2024 (G. Bulgherini - 20 Min)

**City Auditor Glenn Bulgherini provided an overview of the Audit Plan for FY 2024. Discussion was held regarding the inclusion of Park Board and Port audits, and parking audits.**

- 3.C. Discussion Related To Ensuring Consistent Enforcement Of City Codes By The City Marshall's Office (Lewis/Robb - 15 Min)

**CM Lewis led the discussion on consistent code enforcement of City Codes by the City Marshal's office. She requested clarification on the difference of Code Enforcement, Parking Enforcement, and the City Marshal's responsibilities, and asked for information on what kind of training is provided. She expressed concerns about the demeanor of City Marshals when communicating with citizens, the Marshal's understanding of current City Codes and explaining proper codes to residents, and taking another approach to communicating with residents. CM Robb added information about about Marshal interactions with the public, fining builders who are not in compliance with codes during construction, and Marshals being unaware of current codes. Executive Director Robert Simmons will meet with the Council Members to address the concerns stated today.**

- 3.D. Discussion Of Amendments To The Taxi Cab Ordinance (Lewis/Brown - 15 Min)

**This item is on today's regular meeting for Council's consideration and was clarified by Staff as part of Item 3A on the Workshop Agenda.**

- 3.E. Discussion Of Alcohol Sales At Dellanera RV Park (Bouvier/Brown - 15 Min)

**Deferred.**

- 3.F. Update And Discussion Of Stewart Beach Plans And Interlocal Agreement (B. Maxwell - 15 Min)

**Deferred.**

3.G. Discussion Of Short Term Rentals (Robb/Brown - 20 Min)

1. Discussion concerning the procedures for the registration of Short Term Rentals to ensure the compliance with City Code and Land Use requirements;
2. Discussion related to the adequacy of the number of trash cans utilized by Short Term Rentals as a function of occupancy;
3. Discussion related to the amendment of the City Code or Land Development Regulations to impose an occupancy limit on Short Terms Rentals utilizing septic systems to ensure compliance with state law.

**Deferred.**

3.H. Discussion Of Amendment Of The City Code Or Land Development Regulations Related To Bars And Noise In R -1 Zoning Districts (Robb/Brown - 15 Min)

**Deferred.**

3.I. Discussion Of The Use Of Flock Cameras At Every Entry And Exit To Galveston Island And Other Roads As The Police Department Deems Necessary (Robb/Brown - 10 Min)

Discussion was held regarding the benefits of using flock cameras in the City of Galveston for law enforcement purposes, and examples of how flock cameras have been used to apprehend criminals. City Attorney Don Glywasky expressed concerns about language in the proposed contract related to two-way data sharing. This item is on today's regular meeting agenda for Council's consideration. If the item is deferred, Staff to work with Flock representatives to reach agreed upon language in the contract and bring back to Council for review.

**City Council took a five minute break at 11:09 a.m.**

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

**CM Bouvier reported on the following from the August 22nd Park Board meeting: (1) Employee Jeff Mullins was recognized by the Park Board who started as a temporary lifeguard and has worked up to Peace Officer; (2) Bryson Frazier presented the Unaudited Financial Statement which was unanimously approved by the Park board; (3) presentation on the wayfinding sign project; (4) Kimberly Danesi met with the GLO and Park Board attorney to discuss the CEPRA grants; (4) Vince Loreface provided a recap of the 37th annual sandcastle event; (5) Kimberly Danesi provided an update on the joint meeting deliverables including the temporary trailers, HOT transfers, the interlocal agreement, short term rental task force, San Luis Pass trash collections, and (6) additional financial transfers to the City.**

3.K. Report Of City Council's Wharves Board Representative (Brown - 10 Minutes)

**Mayor Brown reported on the following Port related items: (1) Council will be receiving more information from the Port including monthly updates, (2) Council and the Wharves Board will begin holding quarterly joint meetings, (3) the Wharves Board did not put a stop to Pier 16 as was reported in the newspaper, but the agenda item was deferred to allow the Wharves Board time to continue looking at plans for Pier 16, (4) the Port hired a new audit firm to conduct some internal audits, (5) the USS Texas approached the Port about locating at Pier 19, and (5) the revenue bond for Cruise Terminal 25 improvements is needed,**

4. ADJOURNMENT

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**REGULAR MEETING - AUGUST 24, 2023**

8/24/2023 - 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 Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

3. INVOCATION

**The invocation was given by Pastor Alicia Besser of Moody Methodist Church.**

4. PLEDGE OF ALLEGIANCE

**Mayor Brown led the Pledge of Allegiance to the American Flag and Texas Flag.**

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 - **City Manager Brian Maxwell thanked Tony Rogers and Gio Martinez for their work on the Police collective bargaining agreement. CM Robb congratulated CM Listowski on the birth of his son, and CM Listowski thanked his beautiful wife for everything going smoothly, and he is very proud. CM Bouvier congratulated his wife Kat Bouvier for being sworn in as a CASA advocate today.**

2. Information regarding holiday schedules

3. Recognition of individuals

a. Recognition of Madison Swain - Miss Juneteenth USA Pageant Contestant - **Mayor Brown reported that Galveston is known nationally, in the state, and locally as being the birthplace of Juneteenth which is now a national holiday. Every year there is a pageant for Juneteenth that is held on Galveston Island to choose an individual to represent Galveston County for Miss Juneteenth which is Madison Swain. She went on and is now Miss Texas Juneteenth. He honored two groups including the family of Madison Swain, and Dorothy Swain for her tireless efforts over the years in putting the Juneteenth pageant together. CM Lewis read the proclamation honoring Miss Madison Swain.**

b. Danny Wilson Day Proclamation - **presented by MPT Collins.**

4. Reminders regarding City Council events
  5. Reminders regarding community events
  6. Health and safety announcement
- 6.B. City Manager's Report - Investment Report For Quarter Ended June 30, 2023 (M. Loftin)

**Assistant City Manager Mike Loftin presented the Investment Report for Quarter Ended June 30, 2023.**

## 7. COMMUNICATIONS AND PETITIONS

**Claims: 23-063 - Olga Moreno; 23-064 - Ronald Coking, Jr.; 23-065 - One Gas; 23-066 - Damian McDonald; 23-067 - Karen C. Grayson; 23-068 - Brett Darrow; 23-069 - White and Starling Attorneys; 23-070 - Jeff Brammer; 23-071 - Joseph Payne; 23-072 - Luis Auturo Zarate; 23-073 - Everett C. Sheasley**

## 8. PUBLIC HEARINGS

- 8.A. Conduct A Public Hearing And Consider For Approval The 2023 Community Development Block Grant (CDBG) And HOME Investment Partnerships (HOME) Consolidated Program Objectives And Projects For The CDBG Allocation Of \$1,099,400 And HOME Allocation Of \$284,860 And Program Income Estimates For CDBG Of \$20,000 And HOME Of \$30,000. Authorize The City Manager To File A Grant Application With The U.S. Department Of Housing And Urban Development (HUD) And Execute All Necessary Contracts, Certifications, And Documents For The Programs. (R. Anderson)

**Rebekah Anderson provided staff comments. The public hearing was opened and closed with no speakers. Motion was made by MPT Collins, second by CM Lewis, to approve the 2023 Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Consolidated Program Objectives and Project as presented. Unanimously approved.**

- 8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 1620 Winnie/Avenue G, As A "Galveston Landmark", Property Is Legally Described As M.B. Menard Survey, Lots 12 & 13, 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 23P-044; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

**Ordinance No. 23-053 was read by caption. Daniel Lunsford provided staff comments. The public hearing was opened and closed with no speakers. Motion was made by MPT Collins, second by CM Robb, to approve the Ordinance. Unanimously approved.**

- 8.C. Landmark Designation Request (3205 Avenue N)

Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 3205 Avenue N, As A "Galveston Landmark", Property Is Legally Described As M. B. Menard Survey, Lot 6, Northwest Block 38 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 23P-048; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

**Ordinance No. 23-054 was read by caption. Daniel Lunsford provided staff comments. The public hearing was opened. Sara Dickerson spoke in favor of the designation. The public hearing was closed. Motion was made by CM Robb, second by CM Lewis, to approve the Ordinance. Unanimously approved.**

- 8.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Creating A Planned Unit Development (PUD) Overlay Zoning District In A Commercial, Height Density Development Zone (C-Hdz-6) Zoning District To Construct Eleven (11) Single-Family Residential Units And A Reserve, On Property Commonly Known As 12223 San Luis Pass Road / FM 3005, And Which Is Legally Described As Part Of Lots Part 308, 325 And 326 (325-2), Trimble And Lindsey, Section 2, In The City And County Of Galveston, Texas; Planning Case Number 23P-049; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (A. Montalvan)

**The Ordinance was read by caption. Adriel Montalvan provided staff comments. The public hearing was opened. Speakers in favor of the PUD: Matthew Sigmon. Speakers in opposition of the PUD: Larry Marble, Bev Marble, Pat Tollett, Arlene Cryer, Robin Martin, Joe Bilsky, Terry Muniz, Peggy Zahler, Monty Vincent, Greg Wilson, Lisa Brogdon, the Mayor of Sealy, Frank Salco, and Hector of Cobalt Engineering. The public hearing was closed. Motion was made by CM Robb, second by CM Finklea, to deny the PUD. Unanimously approved.**

#### 9. PUBLIC COMMENT

**Agenda Items: Dedra Curry - in support of taxi cabs; Joe Ryan - in support of flock cameras; Peggy Zahler - in support of Item 8D; Herbert Foreman - in support of taxi/shuttles; Morgan Cangelosi - in support of LOA extension; Rosalyn Jackson - in support of cabs; William Schuster - in support of 11B.**

**Non-Agenda Items: Austin (Good Citizen News) - issues with the Police Department, public records request; Sheila Bell - shout out to Catholic Charitie, life jackets, stock up on food, water, and essentials, in need of a handicap assessable place, floods; E. Henderson - issues with the Police Department, theft and stalking; Bruce Rebmann - thanks to Council for allowing continuance of public comment on non-agenda items, posting written public comments online, issues with the Police Department, public records requests, accessing body cams; Samuel Collins III - invited Council and City Manager to Galveston Art Walk this weekend, pamphlets include 23 locations listed including the Nia Cultural Center, 11 concept designs on display for possible Juneteenth Museum;**

#### 10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval Ordinance Of The City Of Galveston, Texas, Authorizing The Issuance, Sale And Delivery Of City Of Galveston, Texas, Wharves And Terminal First Lien Revenue Bonds, Series 2023 (Amt); And Providing For The Security Thereof; Approving The Form And Substance, And Authorizing The Execution And Delivery Of An Amended And Restated Trust Indenture And First Supplemental Amended And Restated Trust Indenture; Approving And Authorizing The Execution And Delivery Of Related Transaction Documents; Approving The Use And Distribution Of A Preliminary Official Statement And The Use And Distribution Of An Official Statement; And Making Certain Findings With Respect Thereto And Containing Other Provisions Relating To The Subject. (M. Loftin)

**The Ordinance was read by caption. Motion was made by Mayor Brown, second by CM Robb, to approve the ordinance. CM Bouvier suggested an amendment to the motion to include the requirement of an external audit of internal controls at the Port. Mayor Brown and CM Robb were in favor of including the amendment into the motion. In favor: Brown, Collins, Lewis, Finklea, and Robb. In opposition: Bouvier and Listowski. Motion fails (required six affirmative votes).**

- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 35, "Vehicles For Hire", Article 1. "Ground Transportation

Services", Division 7, "Vehicles And Equipment", Section 102, "Taxicab Age Limits", To Remove The Age Limits For Taxicabs; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Lewis/Brown)

**Ordinance No. 23-055 was read by caption. Motion was made by CM Lewis, second by MPT Collins, 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 MPT Collins, to approve Consent Items 11A through 11U, excluding Items 11C, 11F, and 11S. Unanimously approved.**

- 11.A. Consider For Approval Accepting The City Auditor's Office Report On City Of Galveston Bank And Cash Audit F&CPG2023-2. (G. Bulgherini)
- 11.B. Consider For Approval The Collective Bargaining Agreement Between The City Of Galveston And The Galveston Municipal Police Association For The Term October 1, 2024 To September 30, 2027 (B. West)
- 11.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Approving A Contract Between The City Of Galveston And The Board Of Trustees Of The Galveston Wharves For Collection Of A Parking Fee At Parking Lots Operated By The Board Of Trustees Of The Galveston Wharves, Providing For The Payment Of The Fee To The City, Approving And Authorizing The City Manager To Execute The Agreement; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

**(1) Motion was made by CM Listowski, second by CM Bouvier, to approve the Resolution with an amendment to remove the 30 day cancellation policy. In favor: Bouvier and Listowski. In opposition: Brown, Collins, Lewis, Finklea, and Robb. Motion fails.**

**(2) Motion was made by CM Robb, second by MPT Collins, to approve the Resolution as presented. In favor: Brown, Collins, Lewis, Finklea, and Robb. In opposition: Bouvier and Listowski. Motion passes.**

- 11.D. Consider Approval Of A Contract With Jim Schweitzer, Appointing Him As The Presiding Judge Of The City Of Galveston Municipal Court Of Record For A Period Of Two Years. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (Legal)
- 11.E. Consider For Approval Awarding RFP 23-17 To Galls, LLC For The Purchase Of The Galveston Fire Department's Uniforms For A One (1) Year Contract. This Contract Shall Automatically Renew For Four (4) One-Year Periods Under The Existing Terms And Conditions, Unless Either Party Gives The Other Party Written Notice Of Non-Renewal At Least 30 Days Prior To Such Renewal Date. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (C. Olsen)
- 11.F. Consider Approval Of A Contract With Lucas Construction Company, Inc. For The Sandhill Crane Soccer Complex Project (RFP 23-06) In The Amount Of \$6,018,980.63. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (B. Cook)

**Motion was made by CM Bouvier, second by CM Robb, to approve the contract as submitted. Unanimously approved.**

- 11.G. Consider For Approval Authorizing The City Manager To Enter Into A Contract With Salas O'Brien, For Professional Electrical Engineering Services At Sandhill Crane Soccer Complex, In The Amount Of

\$15,000, With Final Approval By The City Attorney's Office. (B. Sanderson)

- 11.H. Consider For Approval The Purchase And Installation Of New Lighting For Sandhill Crane Soccer Complex, From Musco Lighting, In The Amount Of \$840,429, Utilizing Buyboard Contract #677-22, With Final Approval By The City Attorney's Office. (B. Sanderson)
- 11.I. Consider Approval Of A Contract With Industrial TX Corp. For The Pirates Beach Wastewater Treatment Plant And Lift Station #35 Reconstruction Project In The Amount Of \$22,797,120.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)
- 11.J. Consider For Approval A Professional Services Contract With Freese & Nichols, Inc. (FNI) To Conduct A Wastewater Master Plan For The City Of Galveston In An Amount Of \$1,394,000.00; Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)
- 11.K. Consider For Approval A Professional Services Contract With HR Green, Inc. (HR Green) To Conduct An Engineering Design Of The Main WWTP Belt Press For The City Of Galveston In An Amount Of \$439,970.00; Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)
- 11.L. Consider For Approval The Ratification For The Emergency Line Stop And Completion Plug To The 20" C303 Water Main, Performed By Koppl In The Amount Of \$46,600.00. (T. Pedraza)
- 11.M. Consider For Approval The Extension Of A Fire Fighters Leave Of Absence Related To An On Duty Injury For An Additional 180 Days In Accordance With Local Government Code Chapter 143.073(B) - At The End Of The One-Year Period, The Municipality's Governing Body May Extend The Line Of Duty Illness Or Injury Leave. (R. Simmons/B. West)
- 11.N. Consider For Approval The Annual Renewal Of The Inter-Local Agreement With Texas Municipal League Intergovernmental Risk Pool For The 2023–2024 Fund Year For Workers Compensation TPA Coverage. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Council. (R. Simmons)
- 11.O. Consider For Approval The Annual Renewal Of The Inter-Local Agreement With Texas Municipal League Intergovernmental Risk Pool For The 2023–2024 Fund Year For Liability And Property Coverage. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Council. (R. Simmons)
- 11.P. 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 Galveston County For Continued Participation In The Galveston County Auto Crimes Task Force; Approving And Authorizing The City Manager To Execute The Agreement; Providing For Findings Of Fact And Providing For An Effective Date. (D. Balli)
- 11.Q. Consider For Approval To Receive Three (3) New Police Canine Ballistic Vests Valued At \$10,437.00 From The Don A. Sanders Family Foundation. (D. Balli)
- 11.R. Consider For Approval, Payment To The City Of League City For Costs Associated With The Gulf Region Information And Dispatch (GRID) Consortium, A Multi-Agency Records Management System, For A Total Cost Of \$46,442.63. (D. Balli)
- 11.S. Consider For The Approval Of The Partnership Agreement/Contract Between The City Of Galveston And Lone Star Rally Inc. For The Planning, Organizing, Promoting, And Managing Of The Motorcycle Event Known As Lone Star Motorcycle Rally. The Term Is For Three Years With An Option To Extend It For Two Additional Years. (D. Smith)

**Motion was made by CM Finklea, second by CM Lewis, to approve the contract with an amendment to include an economic study in the contract. Unanimously approved.**

- 11.T. Consider For The Approval Of The Payment Of \$16,554.99 To Lone Star Emergency Group (E-One Authorized Manufacture) For The Emergency Ladder Repairs To Ladder Truck 1830. Funding Will Be Supported By The Fleet Facilities Outside Vehicle Repairs Account. (D. Smith)
- 11.U. Consider For The Approval Of The Purchase Of One (1) New John Deere 35G Excavator With Attachments For The Municipal Utilities Department To Be Purchased From Brookside Equipment Sales Through Sourcewell Co-Op For A Total Price Of \$81,860.80 And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (D. Smith)

12. ACTION ITEMS

- 12.A. Consider For Approval Of A Data Sharing MOU Between The City Of Galveston (Police Dept.) And The Flock Group, Inc. (D. Balli)

**Motion was made by CM Robb, second by CM Lewis, to defer the item to the September 14th meeting. Unanimously approved.**

13. ADJOURNMENT

**The meeting was adjourned at 8:15 p.m.**

Janelle Williams, City Secretary

Date Approved:

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**SPECIAL MEETING - SEPTEMBER 14, 2023**

9/14/2023 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER (Council Chambers)

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

2. ROLL CALL

**Present: Mayor Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

3. PUBLIC HEARINGS

- 3.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Adopting The Annual Governmental And Proprietary Funds Budget For The Fiscal Year Beginning October 1, 2023 And Ending September 30, 2024; 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 2024 Capital Budget; Approving And Adopting The Fy 2024-2028 Capital Improvement Plan; And Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (M. Loftin/C. Ludanyi)

**The Ordinance was read by caption. Csilla Ludanyi presented highlights of the FY 2024 Budget. The public hearing was opened and closed with no speakers. Motion was made by MPT Collins, second by CM Lewis, to approve the FY 2024 budget. The motion passed unanimously with a roll call vote.**

**Brown: Yes  
Collins: Yes  
Lewis: Yes  
Finklea: Yes  
Bouvier: Yes  
Listowski: Yes  
Robb: Yes**

- 3.A.1. Consider For Action A Motion Ratifying The Property Tax Increase Reflected In The FY 2024 Budget.

**Motion was made by MPT Collins, second by CM Lewis, to ratify the property tax increase reflected in the FY 2024 Budget. Unanimously approved.**

- 3.B. Public Hearing Only: An Ordinance Of The City Of Galveston, Texas Levying Ad Valorem Taxes For Tax Year 2023 In The Amount Of 40 Cents And 8.850 Mills (\$0.408850) Upon Each One Hundred Dollars (\$100.00) Of Property Valuation For The Tax Year 2023; Making Various Findings And Provisions Related To The Subject.

**The Ordinance was read by caption. Csilla Ludanyi provided information on the proposed tax rate. The public hearing was opened and closed with no speakers. This item will be on the September 21st for Council's consideration.**

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

4.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 Shawn Carlson of the George Washington Chapter of the Daughters of the American Revolution by MPT Collins.**

4. Reminders regarding City Council events
5. Reminders regarding community events
6. Health and safety announcement

5. INTERVIEW APPLICANTS

1. **Wharves Board - Applicants Harry Maxwell, Richard Moore, Jeff Patterson, and Ralph McMorris were interviewed by City Council.**
2. **Planning Commission - Applicants John Lightfoot, Norma Lowrey, Rusty Walla, Michael Niebuhr, and Anthony Rios were interviewed by City Council.**

6. RECESS AND RECONVENE IN ROOM 204

**The City Council took a five minute break and reconvened in Room 204.**

7. EXECUTIVE SESSION (Room 204)

**The City Council convened into Executive Session at 11:34 a.m. and reconvened into Open Session at 12:26 p.m. No action was taken during Executive Session.**

7.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:

7.A.1. Longhorn International Trucks, LTD.

8. WORKSHOP ITEMS (ROOM 204)

8.A. Clarification Of City Council Agenda Items - This Is An Opportunity For City Council To Ask Questions Of Staff On Agenda Items (20 Min)

**Item 11B was clarified by Staff.**

8.B. Discuss The Draft 2023 Pavement Evaluation Report And The Proposed Mill And Overlay Street Paving Plan (B. Cook - 20 Min)

**Assistant City Manager Brandon Cook and RAS representative Zach Thomas discussed with Council the Draft 2023 Pavement Evaluation Report and Proposed Mill and Overlay Street**

**Paving Plan. Discussion was held regarding funding of pavements only as well as additional funding dedicated to surface preservation and maintenance required to achieve a higher level of service at the lowest possible lifecycle cost.**

- 8.C. Discuss Solid Waste Operations, Rates, Services And Related Matters (B. Cook - 20 Min)

**Director Dustin Bender discussed with Council solid waste operations, rates, and services. He provided proposed adjustments to pricing, including: (1) raising commercial rates to cover operating expense and to align with market rates, (2) discontinuing City Service to the Downtown customers that currently receive seven-day per week service, (3) raising host fees at the Transfer Station to provide equitable rates between residential customers and commercial users, and (4) consider adding fees for return trips or extra pickups when carts are not out or are blocked and proven by the route management technician. He provided continued implementation of operational improvements, including: (1) optimizing routes with newly deployed technology, and (2) expanding rubicon functionality to include cost delivery and inventory management.**

- 8.D. Discussion Of Recent Amendments To The Beach Access Plan ( T Tietjens - 20 Min )

**Pulled.**

- 8.E. Discussion Of The City Auditor's Audit Plan For 2023 - 2024 And Possible Amendments ( Brown - 30 Min )

**The City Council discussed with the City Auditor the Audit Plan for 2023-2024 and possible amendments. Discussion was held regarding the City being reimbursed for HOT audits, compliance audits for parking fees, Port controls, deferring approval of the Audit Plan or removing all audits for the Port from the plan and assigning to a private auditor, the City Auditor getting involved with outside influences which makes his credibility questionable, keeping the parking audits in the plan, and compliance audits of City operations. This item is on today's agenda for Council's consideration.**

- 8.F. Discussion Regarding Trustee Approved FY 2024 Park Board Budget As Submitted For Council Review And Approval (M. Loftin/C. Ludanyi - 20 Min)

**Mayor Brown led the discussion by providing two topics related to the Park Board's budget. One is the structure and format for accounting of a budget that is in sync with the city's ability to understand and form a relationship with the Park Board on their budget. The other is certain items in the Park Board's budget that are really under the purview of the City. The items are being worked on by Staff and will be brought back to Council for review and approval.**

- 8.G. Discussion Of Alcohol Sales At Dellanera RV Park ( Bouvier/Brown - 15 Min )

**Discussion was held regarding the addition of alcohol sales at Dellanera RV Park and the types of alcohol sales that would be appropriate at the park. This item is on today's agenda for Council's consideration.**

- 8.H. Discussion Of Short Term Rentals (Robb/Brown - 20 Min)

**1. Discussion concerning the procedures for the registration of Short Term Rentals to ensure the compliance with City Code and Land Use requirements - CM Robb placed this item on the agenda to discuss implementation of the requirement of a parking plan for short term rentals. Park Board representative Bryson Frazier will look into implementing the requirement at the Park Board by**

utilizing the new STR software.

2. Discussion related to the adequacy of the number of trash cans utilized by Short Term Rentals as a function of occupancy - Deferred.

3. Discussion related to the amendment of the City Code or Land Development Regulations to impose an occupancy limit on Short Terms Rentals utilizing septic systems to ensure compliance with state law. - CM Robb placed this item on the agenda to discuss the limitation of occupancy on short term rentals on septic systems. Park Board representative Bryson Frazier will look into adding a question to the short term rental registration application that asks if the property is on a septic tank as a means to limit occupancy in those rentals. The City can provide a list of neighborhoods on septic tanks.

- 8.I. Discussion Of Amendment Of The City Code Or Land Development Regulations Related To Bars And Noise In R -1 Zoning Districts (Robb/Brown - 15 Min)

**CM Robb placed this item on the agenda to discuss issues with outside amplified music at bars in R-1 Districts. CM Robb will get with City Staff to discuss options to address the issues.**

9. RECESS AND RECONVENE IN COUNCIL CHAMBERS

**City Council took a five minute break at 3:26 p.m. and reconvened in Council Chambers for the remainder of the meeting.**

**CM Lewis left the meeting at 3:26 p.m.**

10. PUBLIC COMMENT

**None.**

11. ACTION ITEMS

- 11.A. Consider For Action Issuance Of Direction To The City Attorney To Effect Resolution Of The Claim Of Longhorn International LTD Previously Presented To The City And As Discussed In Executive Session. (Legal)

**Motion was made by Mayor Brown, second by CM Finklea, to settle the claim of Longhorn International Trucks LTD with a payment by the City to the claimant in the amount \$591,105.30, subject to receipt of a release of the city from liability in a form approved by the City Attorney. Unanimously approved by those present. CM Lewis was not present for the vote.**

- 11.B. Consider Approval Of The City Auditor's Audit Plan For FY 2024. (Brown)

**Motion was made by CM Robb, second by Mayor Brown, to approve the City Auditor's Audit Plan for FY 2024 with the deletion of Items 10 and 11. Unanimously approved by those present. CM Lewis was not present for the vote.**

- 11.C. Consider A Motion Directing City Manager To Procure, Using Appropriate Procurement Procedures, The Services Of An Outside Audit Firm Or Firms To Conduct An Audit Of The Galveston Wharves In Accordance With The Priorities As Determined By Council. (Brown)

**Motion was made by CM Listowski, second by Mayor Brown, directing the City Manager to procure the services of an outside auditor to conduct a financial audit at the Port with the**

**scope to be determined. Unanimously approved by those present. CM Lewis was not present for the vote.**

- 11.D. Consider For Approval Of The Debt Issuance Procedure For The Galveston Wharves Board And City Of Galveston. (Brown)

**Motion was made by Mayor Brown, second by CM Robb, to approve the Debt Issuance Policy as presented. Unanimously approved by those present. CM Lewis was not present for the vote.**

- 11.E. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Authorizing The Issuance, Sale And Delivery Of City Of Galveston, Texas, Wharves And Terminal First Lien Revenue Bonds, Series 2023 (Amt); And Providing For The Security Thereof; Approving The Form And Substance, And Authorizing The Execution And Delivery Of An Amended And Restated Trust Indenture And First Supplemental Amended And Restated Trust Indenture; Approving And Authorizing The Execution And Delivery Of Related Transaction Documents; Approving The Use And Distribution Of A Preliminary Official Statement And The Use And Distribution Of An Official Statement; And Making Certain Findings With Respect Thereto And Containing Other Provisions Relating To The Subject. (Brown)

**Ordinance No. 23-056 was read by caption. Motion was made by Mayor Brown, second by CM Robb, to approve the Ordinance. Unanimously approved by those present. CM Lewis was not present for the vote.**

- 11.F. 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", Section 4-6 "Scope", To Provide Regulations For The Sale Of Alcohol At Dellenara Park (Aka) The West End Park; Upon An Approval Of A Concessions Agreement By City Council And The City Manager; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Bouvier/Brown)

**Ordinance No. 23-058 was read by caption. Motion was made by MPT Collins, second by CM Bouvier, to approve the Ordinance. Unanimously approved by those present. CM Lewis was not present for the vote.**

12. ADJOURNMENT

**The meeting was adjourned at 4:00 p.m.**

Janelle Williams, City Secretary

Date Approved:

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**WORKSHOP - SEPTEMBER 21, 2023**

9/21/2023 - 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 Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, 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 Min)

**Items 10A, 11A, 11B, 11C, 11D, 11E, 11G, 11J, 11N, 11O, 11P, 11S, 11U, and 11X were clarified by Staff.**

- 3.B. Discussion Of Recent Amendments To The Beach Access Plan (T. Tietjens – 20 Min)

**Executive Director Tim Tietjens provided a timeline of events regarding recent amendments to the Beach Access Plan sent to the GLO for review and approval. He reported that GLO staff confirmed that the 1000' ADA Special Use Area must be retained, but can be relocated. However, such relocation cannot be counted in areas that already have public drive-on beach access to the wet beach. Staff's recommendation is moving the 1000' ADA Special Use Area west onto Stewart Beach. He reported that the GLO is fine with the Tiara Condo and Sunny Beach amendments. Staff will be bringing this item to Planning Commission on October 3rd for the compliance component, and to City Council on October 26th for additional proposed amendments.**

- 3.C. Discussion Of Permitted Uses And Design Standards For Broadway (Brown - 15 Min)

**Mayor Brown placed this item on the agenda to discuss with Council concerns from community members regarding the permitted uses in the area of Broadway between 19th to 31st Streets which is an iconic area of Broadway. Discussion was held regarding permitted uses and limiting vape shops. Council would like to refer this item to the Planning Commission to look at design standards and permitted uses for all of Broadway, and bring recommendations back to Council for further direction.**

- 3.D. Discussion Of The Scope Of The Financial Audit For The Port Of Galveston (Brown - 20 Min)

**The City Council discussed looking at an agreed upon procedures audit for the Port that would include looking at FEMA liabilities, procurement processes, written and cleared checks, and cash management. It was suggested that the same audit be extended to the Park Board as well.**

- 3.E. Discussion Of The Trustee Approved FY 2024 Park Board Budget As Submitted For Council Review And Approval (M. Loftin/C. Ludanyi - 20 Min)

The City's new Finance Director Csilla Ludanyi provided an overview of the Park Board budget. She reported that the review and approval of the budget will approve revenue levels related to HOT, and establish the amounts of HOT the City will provide to the Park Board on a quarterly basis. Park Board representative Bryson Frazier provided information on the nourished beach category in the Park Board's budget. Discussion was held regarding Council's issues with the Park Board's budget. Park Board Chair Jason Hardcastle reported that the Park Board agrees to begin including a fund balance presentation in future budgets similar to the City's current format. For the Park Board FY 2024 HOT fund budget, the City has estimated \$3.3 million of revenue per penny for FY 2024, \$3.3 million x 6 pennies = \$19.8 million. A joint meeting of the City Council and Park Board will be held in October to discuss the Park Board's budget.

- 3.F. Discussion Of An Amendment To Chapter 9, "Bicycles", To Amend Regulations Regarding Lighting Requirements On Motor Assisted Scooters (Finklea/Bouvier - 10 Min)

CM Finklea and CM Bouvier placed this item on the agenda to discuss with Council a proposed amendment to Chapter 9 to require safety equipment on motorized scooters. Discussion was held regarding adding motorized skateboards to the regulations. CM Finklea will work with the City Attorney to address motorized skateboards. This item related to motorized scooters will be on the October agenda for Council's consideration.

- 3.G. Discussion Of Juneteenth Request For Proposals (Brown/Lewis - 15 Min)

**Deferred.**

#### 4. EXECUTIVE SESSION

**The City Council convened into Executive Session at 12:49 p.m. and reconvened into Open Session at 1:53 p.m. No action was taken during Executive Session.**

- 4.A. Pursuant To Texas Government Code Section 551.072 "Deliberation Regarding Real Property" To Discuss The Purchase, Exchange, Lease, Or Value Of Real Property:

4.A.1. Pelican Island Bridge

- 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. City Auditor Glenn Bulgherini

#### 5. ADJOURNMENT

**The workshop was adjourned at 1:53 p.m.**

Janelle Williams, City Secretary

Date Approved:

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**REGULAR MEETING - SEPTEMBER 21, 2023**

9/21/2023 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER

**With a quorum present, the meeting was called to order at 5:01 p.m.**

2. ROLL CALL

**Mayor Craig Brown, Mayor Pro Tem David Collins, Council Member Sharon Lewis, Council Member David Finklea, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

3. INVOCATION

**The invocation was given by Rev. Steve Hill of First Presbyterian Church.**

4. PLEDGE OF ALLEGIANCE

**Mayor Brown led the Pledge of Allegiance to the American Flag and Texas Flag.**

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 - **CM Lewis invited the community to a reception in honor of Miss Juneteenth Madison Swain at Nia Cultural Center on October 8th. She reported that October 14th is the second annual Kimble Anders Day.**

2. Information regarding holiday schedules

3. Recognition of individuals

**a. Catholic Daughters Proclamation - presented by CM Robb.**

**b. LGBTQIA+ History Month Proclamation - presented by Mayor Brown.**

**c. Arbor Day Proclamation - presented by CM Bouvier.**

4. Reminders regarding City Council events - **Mayor Brown announced that a special City Council meeting will be held on September 27th at 9:00 a.m. for a public hearing and approval of the property tax rate.**

5. Reminders regarding community events

6. Health and safety announcement

7. COMMUNICATIONS AND PETITIONS

**Claims: 23-074 - Jared Farmer; 23-075 - Sonia Carranza; 23-076 - Lafitte Townhomes; 23-077 - Mary Candace Noyd; 23-078 - Tony Tobatto; 23-079 - Jaime Javier Loubet; 23-080 - Joe Davis**

8. PUBLIC HEARINGS

9. PUBLIC COMMENT

**Agenda Items: Kimberly Danesi - Galveston Park Board Budget.**

**Non-Agenda Items: E. Henderson - violation of court orders; Sheryl Adair Theiler Yastic - criminal trespass notice; Bill Clement - Claim #23-076; Carolyn Nelson-Becker, Keith Becker, and Patricia McDonald - proposed South Shore Pump Station; Nancy Carpenter and Anthony Grizzaffi - homelessness; Becky Major - Galveston Theatre and Arts Partnership; Sheila Bell - take precautions and prepare for things that are coming.**

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, As Amended, Chapter 15, "Garbage And Trash", Amended" By Increasing The Monthly Fees To Be Charged For Garbage And Trash Collection To The Amount Of \$129.00 Per Month For Commercial Accounts Effective; Decreasing The Days Of Service And Providing For Additional Carts; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (D. Bender)

**The Ordinance was read by caption. Motion was made by CM Listowski, second by CM Robb, to defer action until next month's meeting on October 26th. Unanimously approved.**

- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Giving Provisional Approval Of The Budget Of The Galveston Park Board Of Trustees; Directing City Staff To Assist The Park Board Staff In The Development Of A Final Budget; Allowing For The Payment Of The First Quarter Of The Park Board's Anticipated Hot Budget; Requiring The Execution Of An Interim Hot Contract Prior To Payment Of Such First Quarter Payment In Conformity With The Annual Budget; Directing A Final Budget And Hot Agreement Be Submitted To Council In October 2023; Providing For An Effective Date And Making Various Findings And Provisions Related To The Subject. (Legal)

**Ordinance No. 23-059 was read by caption. Motion was made by CM Robb, second by MPT Collins, to approve the ordinance. In favor: Brown, Collins, Lewis, Finklea, Listowski, and Robb. In opposition: Bouvier. Motion carries.**

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 Robb, to approve Consent Items 11AA through 11BB, except 11U. Unanimously approved.**

11.A. Audit Plan 2023 3rd Amendment

11.B. CMS2023-2 Street Project Contracts

11.C. Consider For Approval A Data Access Agreement Between The City Of Galveston And The Flock

Group, Inc. (D. Balli)

- 11.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Authorizing The City Manager To Execute Documents Accepting A TxDOT STEP "Impaired Driving Mobilization Enforcement And Speed Enforcement" Grant For Fiscal Year 2024 From The Texas Department Of Transportation In The Amount Of \$42,635.95; And Providing For A Local Match Of \$8,703.64; Providing For Findings Of Fact And Providing For An Effective Date. (D. Balli)

**Resolution No. 23-023**

- 11.E. Consider For Approval A Resolution Approving And Authorizing The City Manager To Execute An Agreement Between The City Of Galveston And The County Of Galveston For The Provision Of Fire Protection Runs Into Unincorporated Areas Of The County, Providing For The Payment Of Funds To The City By The County; Providing For A Term Of One Year With Renewal Annually For Four (4) Consecutive One (1) Year Terms; Approving And Authorizing The City Manager To Execute The Agreement Upon Final Approval By The City Attorney. (C. Olsen)

**Resolution No. 23-024**

- 11.F. Consider For Approval To Receive A Manitowic Ice Machine From The Galveston Chapter Of Adopt-A-Cop. (D. Balli)
- 11.G. Consider For Approval Authorizing The City Manager To Execute An Agreement With Trusco Inc., DbA Russell Glass Company, For \$633,199.89, And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney (M. Shahan).
- 11.H. Consider For Approval Authorizing The City Manager To Execute The Purchase Agreement To Purchase The Leasehold Interest Containing Approximately 13,977 Sq. Ft. Of Hangar And Office Facilities In Three (3) Buildings Built In 2002, 2004, And 2008 From The James Henderson Children's Insurance Trust, Inc. Located At The Scholes International Airport At A Cost Not-To-Exceed \$565,785.00, Upon Final Approval Of The City Attorney (M. Shahan).
- 11.I. Consider For Approval, Authorizing The City Manager To Sign The Texas Department Of Transportation, Aviation Division Grant 2212GALVN Amendment No. 01 For The Rehabilitation And Marking Of The South Apron And South Ramp And Pay The Final Invoice Upon Final Approval By The City Attorney (M. Shahan).
- 11.J. Consider For The Approval Of The Repair Services To 1840 Which Is A 2010 Ladder Truck To Gass Automotive Inc. For A Total Of \$47,843.94 Who Was The Lowest Responding Bidder And Authorize The City Managers Staff To Execute The Services Upon Final Approval By The City Attorney. Funding Will Be Supported By The Garages Outside Vehicle Repairs Account. (D. Smith)
- 11.K. Consider For The Approval Of The Purchase Of One (1) Camel 1200 EJ Max Jet/Vac Truck For The Municipal Utilities Department To Be Purchased From Houston Freightliner Through HGAC Buy For A Total Price Of \$534,000 And Authorize The City Managers Staff To Execute The Purchase Upon Final Approval By The City Attorney. (D. Smith)
- 11.L. Consider For The Approval Of The Purchase Of One (1) Ford E450 TV Van For The Municipal Utilities Department To Be Purchased From Silsbee Ford Through TIPS Co-Op For A Total Price Of \$257,981.33 And Authorize The City Managers Staff To Execute The Purchase Upon Final Approval By The City Attorney. (D. Smith)
- 11.M. Consider For The Approval Of The Island Transit Bulk Tire Contracts To Beasley Tires And Cy-Fair Tires Who Were The Lowest Responding Bidders 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.N. Consider For Approval An Agreement With BFI Transfer Systems Of Texas, LP For The Operation Of The City's Solid Waste Transfer Station In An Estimated Amount Of \$4,266,212. Authorizing City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Bender)
- 11.O. Consider For Approval The Use Of The Cooperative Purchasing Contract Through Buyboard Contract 694-23 From Otto Environmental Systems For The Purchase Of Automated Rollout Garbage Carts In The Amount Of \$26,000.00. Authorizing City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Bender)
- 11.P. Consider For Approval The Sole Source Purchase From Badger Meter For Various Sized Water Meters In The Amount Of 220,000 For The Fiscal Year 2024. Authorizing The City Manager To Sign All Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.Q. Consider Approving Purchase Of Traffic Signal Equipment, Supplies And Hardware Using The Contract With Texas Highway Products, Ltd. Through The BuyBoard Purchasing Cooperative. Estimated Costs For Products Is Not To Exceed Council Approved Budget For The Traffic Division. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.R. 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 Not To Exceed Council Approved Budgets. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.S. Consider For Approval The Annual Contract For Landscaping Maintenance And Grass Mowing Services (RFP 23-19) To Beach Town Lawn Services, LLC In The Amount Of \$84,999.92 Per Year. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.T. Consider For Approval The BuyBoard Purchase Of Thirty (30) Traffic Signal Battery Backup Units Through Texas Highway Products, LTD. As Phase Three Of A Four Phased Project, For A Total Cost Of \$178,980.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.U. Consider For Approval Change Order Number Two (2) With Badger Meter In The Amount Of \$572,026.55, Increasing The Contract Cost To \$16,434,154.34, To Retrofit Non-AMI Meters Installed During The Bidding, Contract Negotiation, And Project Kickoff Phases Of The Advanced Meter Infrastructure Project. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)

**Motion was made by Mayor Brown, second by MPT Collins, to approve Alternative #2 in the amount of \$976,809.88. Unanimously approved.**

- 11.V. Consider For Approval The Purchase Of Pool Maintenance Chemicals, Supplies, And Equipment For Lasker Park Pool, Located At 2016 43rd Street, Using The Buyboard Contract (#701-23) With Progressive Commercial Aquatics. (B. Sanderson)
- 11.W. Consider Authorizing The City Manager To Execute An Agreement With Texan Floor Service, Utilizing Buyboard Contract #642-21, For \$25,493.85, And Authorizing The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (B. Sanderson)
- 11.X. Consider For Action Authorizing The City Manager To Enter Into A 2 Year Maintenance And Support Agreement With Accela. Inc. For The Maintenance And Support Of The Permitting, Mobile Office, Code Enforcement And Parcel Management Software. (H. Dean)

- 11.Y. Consider For Approval An Agreement For The Purchase Of A Cisco Duo Multi-Factor Authentication (MFA) Solution And KeepIT From Centre Technologies Utilizing DIR CPO 4857 For A One Year Term. (H. Dean)
- 11.Z. Consider For Approval The Renewal Of The City's Utility Management Solution (UMS) Technical Support Agreement For A 3 Year Term. (H. Dean)
- 11.AA. Consider For Approval A Four - Year Contract For The Lease Of Xerox Copiers And Printers (Multi-Function Devices) To Xerox Business Solutions In The Amount Of \$77,000 Annually, Utilizing Choice Partners Cooperative Contract Number 21/0031KN - 10. (H. Dean)
- 11.BB. Consider For Approval Minutes Of The July 27, 2023 Workshop And Regular Meeting. (J. Williams)

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 Before October 15, 2023; Providing For Findings Of Fact And Providing For An Effective Date. (Brown)

**Motion was made by Mayor Brown, second by MPT Collins, to approve Resolution No. 23-025 nominating Tom Farmer for election to the Galveston Central Appraisal District Board of Directors. Unanimously approved.**

- 12.B. Discuss And Consider For Action The Scope Of The Financial Audit For The Port Of Galveston. (Brown)

**Motion was made by CM Bouvier, second by CM Listowski, to direct staff to immediately move forward to procure the services of an auditing firm or firms to conduct an audit of the Galveston Wharves Board and the Port's operation with the scale of the audit to include the following items: regarding upon procedure audits as it relates to FEMA liabilities, procurement, and cash management, and reconciliation of checks and accounts, with said firm to retained by either the City Manager or City Council as may be required by the Charter. Unanimously approved.**

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

**(1) Motion was made by Mayor Brown, second by MPT Collins, to reappoint members of City boards, commissions, and committees as provided by the City Secretary and listed below. Unanimously approved.**

**Airport Advisory Committee - Tim Beeton, Elgene Mainous, Michael Burke, Bryan Fisher, and Ruth Ruiz**

**Arts & Historic Preservation Advisory Board - Surinder Aulakh and Elisabeth Cawthon**

**Building Board of Adjustments and Appeals - Janet Hoffman**

**Civilian Review Board - Norris Burkley, Jeff Taylor, Herbert Turner, Brian Masel, Levi Smathers, and Michael O'Reilly**

**Cultural Arts Commission - Sherrill Hilton and Pat Jacobi**

**Ethics Commission - Verna Brown, Joyce Calver McLean, Ruth Finkelstein, and Jennifer Pearson**

**Families, Children and Youth Board - Franklin Berry, Toby Agnew, Zirsaday Robbins Briz, David Feil, and Elizabeth Murphy**

**Finance, Fiscal Affairs and Investment Committee - Robert Weston Nuzum and Jonathan Zende Del**

**Landmark Commission - Julie Baker and Christian Bourgeois**

**Parks and Recreation Advisory Board - Charlyn Vaiani, Blair Alexander, Susan Nelson, and Diana Davison**

Tree Committee - Kathy Maines and Vicki Blythe  
Zoning Board of Adjustments - Lidija Bikova

(2) Cultural Arts Commission - Motion was made by MPT Collins, second by CM Robb, to appoint Jim Nonus. Unanimously approved.

(3) Families, Children and Youth Board - Motion was made by CM Bouvier, second by CM Listowski, to appoint Beth Harlin, Cindy Roberts-Gray, Darryl Davis, Nancy Schultz, Candy Hattingh, Brianna Villarreal, Stevie (Rozlyn) Chiles, and Jonathan Warren. Unanimously approved.

(4) Tree Committee - Motion was made by MPT Collins, second by Mayor Brown, to appoint Debbi Keese. Unanimously approved.

(5) Zoning Board of Adjustments - Motion was made by Mayor Brown, second by MPT Collins, to move Carol Hollaway from the Alternate Position to Member Position 1. Unanimously approved.

(6) Planning Commission - Motion was made by Mayor Brown, second by CM Listowski, to reappoint Rusty Walla. Unanimously approved.

(7) Planning Commission - Motion was made by Mayor Brown, second by CM Robb, to appoint John Lightfoot. Unanimously approved.

(8) Planning Commission - Motion was made by Mayor Brown, second by CM Lewis, to appoint Anthony Rios. Unanimously approved.

(9) Wharves Board - Motion was made by Mayor Brown, second by CM Bouvier, to appoint Jeff Patterson. Unanimously approved.

(10) Wharves Board - Motion was made by Mayor Brown, second by MPT Collins, to appoint Richard Moore. In favor: Collins, Lewis, Finklea, Bouvier, and Listowski. In opposition: Brown and Robb. Motion passes.

13. RECEIVE AND FILE (Non-Action Items)

13.A. Receipt And Review 2024 Holiday Schedule

13.B. Galveston Central Appraisal District Approved 2024 Operating Budget

14. ADJOURNMENT

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

Janelle Williams, City Secretary

Date Approved: