

**DRAFT**  
**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON**  
**REGULAR MEETING - FEBRUARY 23, 2023**

2/23/2023 - 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 William Schuster, Council Member Mike Bouvier, Council Member John Listowski, and Council Member Marie Robb.**

**Absent: Council Member Sharon Lewis.**

3. INVOCATION

**The invocation was given by Fr. Thomas Colyandro of SS Constantine and Helen Orthodox 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 provided information on the first annual Touch a Truck Event.**

2. Information regarding holiday schedules

3. Recognition of individuals

a. Engineers Week Proclamation - **presented to Robert Winiecke by Mayor Pro Tem Collins.**

b. Are You Baby Smart? Month Proclamation - **presented to representatives from the United Way, Nia Cultural Center, Better Parks for Galveston, and the Families, Children and Youth Board by CM Bouvier.**

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement

7. COMMUNICATIONS AND PETITIONS

**Claims: 23-006 - Mike Adrian; 23-007 - Donna Hatten; 23-008 - Cesar Rosa; 23-009 - Erika Rios/Chelsea Peralez; 23-010 - Donald Lewis; 23-011 - Abigayle Woodson; 23-012 - Debra and Tony Tong; 23-013 - Chris Rea; 23-014 - Kayla Mosley; 23-015 - David Robertson; 23-016 - Michael Stachniak; 23-017 - Jimmy Smith; 23-018 - Meilleur, LLC**

8. PUBLIC HEARINGS

9. PUBLIC COMMENT

**In-Person Comments: Brooke Lister - speeding in school zones; Sam Collins - the right to be here, additional financial support for Juneteenth events and museum, Prairie View A&M students in Galveston; Steve Schulz - Skymaster Boat Ramp; Ellis Pickett - oppose SB 434; Marty Fluke - Item 12B; Steven Pena - homelessness Downtown; Maria Sara Yunk - dangerous school zone at Weis Middle School; Jackie Cole - legislative agenda; Eugene Lewis - support for Juneteenth; Manod Patel - State building on Ferry property causing damage to home; Bruce Redman - arrest and treatment by Galveston Police Department; Hank Dugie - support of Item 11A; Austin Lewis - arrest by Galveston Police Department; Lawanda - support of Juneteenth museum on the Island; Sabrina Young - concerns of school zone safety at Weis Middle School; Jeff Seinsheimer - oppose SB 434.**

**Written Comments: Mary Branum - support of Item 12B; Jim Duvall - proposed boat ramp; Charna Graber - Item 12A Texas Parks & Wildlife Grant for the design of a boating access ramp; Robin Polzin - Item 12A; Joanie Steinhaus - Senate Bill 434; Carol Hollaway - rescind endorsement of SB 434; Jeffrey Hill - SB 434.**

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

10.A. Consider An Ordinance Amending The FY 2023 Budget

Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Total Operating Budget For Fiscal Year Ending September 30, 2023, By Adjusting Various Budget Accounts In The Amount Of Five Million Three Hundred Nineteen Thousand Nine Hundred Ninety-Eight Dollars (\$5,319,998) To Properly Record Expenditures Related To The Carryover Of Vehicles And Comprehensive Plan From Fy2022; Disbursement Of Civilian Compensation Adjustments Including Nine Hundred Eighty-Three Thousand Two Hundred Forty-Nine Dollars (\$983,249) Transferred From One General Fund Department To Another General Fund Department Without Increasing The General Fund Budget In Total; And Correct Amount Of Property Tax Levy And Delinquent Tax Amount For The Rosenberg Library As Required By The City Charter And Interlocal Agreement; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (M. Loftin)

**Ordinance No. 23-017 was read by caption. Motion was made by Mayor Brown, second by MPT Collins, to approve the ordinance. Unanimously approved by those present.**

10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Ordinance Nos. 22-073 And 22-074, Regarding The Times Of Transfer Of Hotel Occupancy Taxes (Hot Tax) From The Galveston Park Board Of Trustees (Park Board) To The City Of Galveston; Clarifying The Timeframe Of Presenting A Negotiated Contract Regarding The Same To City Council; Providing For An Effective Date; Making Various Findings And Provisions Related To The Subject. (Legal)

**Ordinance No. 23-018 was read by caption. Motion was made by CM Robb, second by MPT Collins, to approve the ordinance, with an effective date of March 15, 2023. Unanimously approved by those present.**

- 10.C. 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", By Adding Article Viii. "Long Term Paid Parking"; Imposing A Fee To Be Paid By Operators Of Vehicles Parked In Excess Of Forty-Eight Hours In Certain Long Term Parking Facilities; Providing For The Collection Of The Fee By Operators Of Long Term Parking Lots And Delivery Of The Funds To The City; Providing For Penalties For Failure To Comply; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Brown)

**Ordinance No. 23-019 was read by caption. Motion was made by CM Robb, second by Mayor Brown, to approve the ordinance, with an effective date of May 1, 2023. Unanimously approved by those present.**

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 11B through 11W. Unanimously approved by those present.**

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, In Support Of The Abolition Of The Office Of County Treasurer In Galveston County; Directing The City Secretary To Forward A Certified Copy Of This Resolution To Local Texas Legislators, The Texas Speaker Of The House, The Texas Lieutenant Governor, And The Texas Governor; Providing For Findings Of Fact And Providing For An Effective Date. (Brown)

**Motion was made by MPT Collins, second by CM Listowski, to approve Resolution No. 23-003 with suggested language by CM Schuster. Unanimously approved by those present.**

- 11.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Suspending The April 10, 2023 Effective Date Of The Proposal By Texas Gas Service Company, A Division Of One Gas, Inc. Central-Gulf Service Area, (TGS) To Implement Interim Grip Rate Adjustments For Gas Utility Investment In 2022; Directing The City Secretary To Forward A Certified Copy Of This Resolution To TGS And To Legal Counsel; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

**Resolution No. 23-004**

- 11.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving The Annual Aerial Spraying For Mosquito Control; Directing The City Secretary To Forward A Certified Copy Of This Resolution To The Galveston County Mosquito Control District; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

**Resolution No. 23-005**

- 11.D. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Accepting The City's Portion Of A 2022 Byrne Justice Assistance Grant From The Department Of Justice In A Joint Total Amount Of \$48,210.00, And Said City Portion To Provide For The Purchase Of Non-Lethal Weaponry Equipment (Launchers With Required Accessories), For The City Of Galveston's Police Department; Authorizing The City Manager To Execute An Interlocal Agreement With Galveston County; Appointing The County As Fiscal Agent For The Grant; Dividing The Total Grant Award Between The Parties; Providing For Findings Of Fact And Providing For An Effective Date. (D. Balli)

**Resolution No. 23-006**

- 11.E. Consider For Approval Three (3) Beach Park Board (BPB) CIP Projects Related To The USS Stewart Mooring, Seawolf Park Fishing Pier Extension, And Earthen Ramps From The Seawall To The Beach At Two Locations West Of 61st Street. (D. Buckley)

- 11.F. Consider For Approval Accepting The City Auditor's Report On The - Followup2023-5 M&O Transit Terminal. (G. Bulgherini).
- 11.G. Consider For Approval The Purchase Of The InfoWorks ICM Ultimate Software Package From DLT Solutions, LLC Through The Texas Department Of Information Resources Co-Operative Purchasing Contract (DIR-TSO-4236) Necessary To Perform In-House Operation, Manipulation And Maintenance Of The Stormwater H&H Model Being Developed By Our Outside Consultant Team Under The Stormwater Master Plan Project And Necessary Computer Hardware Upgrades To Adequately Run The InfoWorks ICM Software Package In The Amount Of \$56,708.68; Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (H. Dean)
- 11.H. Consider Approving The City Manager To Execute An Agreement With Ford-Audio Video Systems, LLC Utilizing BuyBoard Contract #644-21 For A Total Cost Of \$40,172 And Authorize The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (H. Dean)
- 11.I. Consider Approving The Purchase Of A Battery Backup Solution Through SHI Government Solutions Utilizing Omnia Partners Contract Number 2018011-02 For A Total Cost Of \$21,215.71. (H. Dean)
- 11.J. Consider Approving The Purchase Of Netmotion Licenses From MobileWireless, LLC Utilizing DIR-CPO-4723 For A One (1) Year Term For A Total Cost Of \$ 22,354. (H. Dean)
- 11.K. Consider For Approval The Renewal Of The Oracle Database Licenses And Software Support Agreement For \$20,408.08 Utilizing DIR Contract TSO-4158, Through Authorized Reseller Mythics, Inc. (H. Dean)
- 11.L. Consider Authorizing The City Manager To Execute An Agreement With Tucon, LLC DbA Unbehagen Construction For \$139,036.00 And Authorizing The City Manager To Execute The Contract Upon Final Approval By The City Attorney. (B. Sanderson)
- 11.M. Consider For Approval, Issuance Of A Task Order #14 To DCMC Partners For Development And Documentation Of The Funding Request Package For The 59th Street Water Tank Project, And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (T. Wroblewski)
- 11.N. Consider For Approval, Awarding Bid #23-04 Standby Emergency Generator Maintenance Services To Arcco Company Services, Land & Sea Services 1 Inc. And Express Power Services DbA Generator Service Center For A Term Of (3) Years With (2) One-Year Auto Renewals Authorizing The City Manager To Execute The Contracts Upon Review And Approval Of The City Attorney. (C.Kenworthy)
- 11.O. Consider For Approval The Use Of The Cooperative Purchasing Contract Through HGAC Contract (RC01-21) From Otto Environmental Systems For The Purchase Of Automated Rollout Garbage Carts In The Amount Of \$35,180.00. Authorizing City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Bender)
- 11.P. Consider For Approval The Acceptance Of The BuyBoard Contract # 635-21 Quote From Southern Trenchless Solutions, To Replace Manhole Covers With Sewper Covers And To Utilize Trenchless Technologies For Manhole Rehabilitation Within The City Of Galveston Sewer Sheds, In The Amount Of \$235,780. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.Q. Consider For Approval The Ratification For The Emergency Replacement Of Failed Manholes, Performed By Southern Trenchless In The Amount Of \$128,531.08. (T. Pedraza)
- 11.R. Consider For Approval The Ratification For The Emergency Repairs To The 36" Causeway Water Main Failures, Performed By Rangeline In The Amount Of \$65,888.00. (T. Pedraza)

- 11.S. Consider For The Approval Of The Oversight Inspection Services Of Steel Wheel Trolley I503 To Fleet Maintenance Specialists Inc For A Total Of \$26,750 Which Will Be Funded From The Convention Center Surplus. This Service Will Cover The Oversight And Proper Documentation Of The Project. (D. Smith)
- 11.T. Consider For The Approval Of The Upgrading Of The Three Operating Trolleys Telematic Systems From The Outdated 3G Network, And In Addition, Provide Safety Requested Adjustments To The Emergency Stop Systems, For A Total Cost Of \$25,555 To Gomaco Trolley Company. Funding Will Be From The Convention Center Surplus Fund. (D. Smith)
- 11.U. Recommendation To Participate In The Settlement Of The State Of Texas Opioid Litigation With The State Attorney General's Office With The Retailers Allergan, CVS, Walgreens And Walmart Authorizing The City Manage To Execute The Forms Required By The Office Of The Attorney General. (Legal)
- 11.V. Consider For Approval Confirming The City Manager's Appointment Of Lisa Blair To The Civil Service Commission. (B. Maxwell)
- 11.W. Consider For Approval To Accept \$900,000.00 In Grant Funding And Enter A Partnership With The Meadows Mental Health Policy Institute For The Creation Of A Multi-Disciplinary Response Team (MORT) For The City Of Galveston. The MORT Will Be A Collaborative Effort Between The Galveston Police Department, Galveston Fire Department, And The Gulf Coast Center To Treat Mental Health Issues. (D. Balli)

## 12. ACTION ITEMS

- 12.A. Discuss And Consider Providing Guidance To The Parks And Recreation Department Regarding A Texas Parks And Wildlife Grant For The Design Of A Boating Access Ramp At 2326 Skymaster Road. (B. Sanderson)

**Motion was made by CM Robb, second by CM Listowski, directing staff to withdraw the grant application or find another location. In favor: Brown, Schuster, Listowski, and Robb. In opposition: Collins and Bouvier. Motion passes.**

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

- 1. Arts and Historic Preservation Advisory Board - Motion was made by Mayor Brown, second by CM Robb, to reappoint Sam Malchar, and to appoint Corley Jackson, McKenzie Finklea, and Elisabeth Cawthon. Unanimously approved by those present.**
- 2. Zoning Board of Adjustments and Appeals - Motion was made by CM Schuster, second by Mayor Brown, to appoint James Fagan to the open Alternate position. Unanimously approved by those present.**
- 3. Interim appointment to the Park Board of Trustees to fill the vacated seat of Will Wright (Collins/Robb) - pulled.**

## 13. RECEIVE AND FILE (Non-Action Items)

- 13.A. Letter Of Support - Gulf Center For Sea Turtle Research

## 14. ADJOURNMENT

**The meeting was adjourned at 7:06 p.m.**

Janelle Williams, City Secretary

Date Approved: