

**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - APRIL 30, 2020**

4/30/2020 - Minutes

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

2. ROLL CALL
Present (via video conference): Mayor James Yarbrough, Mayor Pro Tem Dr. Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member Jason Hardcastle, Council Member John Listowski, and Council Member Dr. Jackie Cole.

3. INVOCATION

4. PLEDGE OF ALLEGIANCE

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 Listowski gave thanks and gratitude to the Fire Fighters for their efforts at his neighbor's house fire, as well as the other neighbors for their part in assisting during the fire. The Mayor and Council Members thanked CM Listowski for his part in rescuing the neighbors from a third story balcony.**

2. Information regarding holiday schedules

3. Recognition of individuals

A. National Beach Safety Week Proclamation - read by City Secretary Janelle Williams.

B. Fair Housing Month Proclamation - read by City Secretary Janelle Williams.

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement

7. COMMUNICATIONS AND PETITIONS

Claims: 20-031 - Dianellie Garcia; 20-032 - Dorothy Cade; 20-033 - Warren Hoffman; 20-034 - John Sweetman.

8. PUBLIC HEARINGS

8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The City Code By Changing The Street Name Of Lockheed Drive To "Gene Lucas Boulevard" Between Jones Drive And Its Terminus East Of Hope Boulevard; Making Various Findings And Provisions Related To The Subject. (T. Tietjens)

Ordinance No. 20-031 was read by caption. Tim Tietjens provided staff comments. The public hearing was opened. No comments were received for this item via the electronic public comment form. The public hearing was closed. Motion was made by MPT Brown, second by CM Cole, to approve the ordinance. Unanimously approved.

8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The City Code By Adding The Name "Charlie Roque" To 83rd Street Between Stewart Road And Piper Street; Making Various Findings And Provisions Related To The Subject. (T. Tietjens)
Ordinance No. 20-032 was read by caption. Tim Tietjens provided staff comments. The public hearing was opened. No comments were received for this item via the electronic public comment form. The public hearing was closed. Motion was made by Mayor Yarbrough, second by CM Bly, to approve the ordinance. Unanimously approved.

8.C. Conduct A Public Hearing And Consider For Approval The 2020 Community Development Block Grant (CDBG) And HOME Investment Partnership (HOME) Consolidated Program Objectives And Projects In The Total Amount Of \$1,490,525 (CDBG Allocation Of \$1,214,844 And HOME Allocation Of \$275,681) And CDBG And HOME Program Income Total Estimates Of \$60,000 And Amendments To The Citizen Participation Plan. 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. (A. Law)
Alice Law provided staff comments. The public hearing was opened. A comment from Sherill Hilton was received via the electronic public comment form. The public hearing was closed. Motion was made by Mayor Yarbrough, second by MPT Brown, to approve the 2020 Community Development Block Grant and HOME Programs, with the corrected amount for CDBG and HOME Program income total estimates of \$50,000. Unanimously approved.

9. PUBLIC COMMENT

Agenda Items - staff received 108 comments all related to COVID-19 with the following breakdown: 53 in favor of opening the beaches; 8 in favor of keeping the beaches closed; 20 related to opening the businesses and short term rentals; 10 related to the effects of reopening; 1 on the Governor's orders; 3 related to golf courses; 2 questions related to COVID-19; 1 related to wearing face masks; 2 about crowds on the Seawall; 1 related to the homeless population; 1 about child care in Galveston; 2 related to Police and Beach Patrol; 1 question about supply chain issues; and 3 related to swimming pools.

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

10.A. 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 Emergence Of The Corona Virus/Covid 19; Extending The State Of Disaster And Emergency In The City Of Galveston Until May 30, 2020, Extending All Emergency Orders Issued By The Mayor And Confirmed By The Council Until May 30, 2020; Making Various Findings And Provisions Related To The Subject, Providing For A Penalty And Providing For An Effective Date. (Legal)
Ordinance No. 20-033 was read by caption. Motion was made by MPT Brown, second by CM Collins, to approve the ordinance. Unanimously approved.

10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas; Modifying Certain Emergency Orders Ratified By City Council In Ordinance 20-28; Making Various Findings And Provisions Related To The Subject, Providing For A Penalty And Providing For An Effective Date. (Legal)
Ordinance No. 20-034 was read by caption. Motion was made by CM Cole, second by CM 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 CM Bly, second by CM Hardcastle, to approve Consent Items 11A through 11Y. Unanimously approved.

- 11.A. Consider For Approval A Resolution Designating Authorized Signatories For The City's DR-4332 Community Development Block Grant – Disaster Recovery Program Contract Number 20-065-001-B947; Authorizing Signatures On The Depository/Authorized Signatories Designation Form; And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)
Resolution No. 20-013
- 11.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Approving An Interlocal Agreement With The University Of Texas Medical Branch For The Provision Of Water To The UTMB Locations In The City Of Galveston, Providing For Findings Of Fact And Providing For An Effective Date. (Legal)
Resolution No. 20-014
- 11.C. Consider Approving A Resolution Authorizing The City Of Galveston To Adopt Rules To Ensure The Identification, Security And Confidentiality Of Electronic Solicitations And Providing An Effective Date, Utilizing The City's Current Document Management System. (M. Loftin)
Resolution No. 20-015
- 11.D. Consider For Approval Of The Grant Terms And Conditions (Grant Agreement) With The Texas Division Of Emergency Management (TDEM) For FEMA Public Assistance (PA) Funding For COVID-19 Eligible Costs And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The Legal Department. (T. Wroblewski)
- 11.E. Consider For Approval The Award Of RFP #20-10 To UTEAP To Provide An Employee Assistance Program For A Three (3) Year Period. (K. Etienne)
- 11.F. Consider For Approval A One-Year Extension To The Contract On The Annual Sanitary Sewer And Force Main Rehabilitation Project (RFP 19-14) To T Con Construction, LLC For An Additional Amount Not To Exceed The Council Approved Capital Improvement Plan Budget; Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Pedraza)
- 11.G. Consider Approval Of Change Order #01 With Angel Brothers Enterprises Ltd., For The 49th Street Improvements From Ave P To Ave S 1/2 Project (RFP #19-29) Decreasing The Contract By \$26,062.32 From The Amount Of \$3,649,779.25 To The Amount Of \$3,623,716.93 (A Cumulative Decrease Of 0.71% From The Original Contract Sum). (D. Anderson)
- 11.H. Consider Approval Of Change Order #04 With Lucas Construction Company, Inc., For The 27th Street Improvements From Avenue O To Seawall Boulevard (Phase II) Project (RFP #19-12) Increasing The Contract By \$19,610.00 From The Amount Of \$1,464,877.00 To The Amount Of \$1,484,487.00 (A Cumulative Increase Of 9.37% From The Original Contract Sum). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)
- 11.I. Consider Approval Of Change Order #1 To The Agreement With E. P. Brady, Ltd., For The 24 Inch Water Transmission Line From 59th Street Pump Station To The Airport Pump Station (RFP #19-24) Increasing The Project Cost By \$33,390.63. This Represents An Increase In The Total Project Cost Of 0.2% From The Original Amount Of \$17,159,876.30 To The Amount Of \$17,193,266.93. (D. Anderson)
- 11.J. Consider For Approval Change Order #6 To The Contract With Construction LTD, For The Fire Station #1 New Site Construction And Existing Site Demolition Project Increasing The Contract By \$111,738.00 From The Amount Of \$10,991,390.03 To The Amount Of \$11,103,128.03 And Extending The Contract Term By 60 Days. (D. Anderson)
- 11.K. Consider For Approval Change Order #7 To The Contract With J. W. Kelso Company, Inc., For The City Of Galveston Public Works Facility Project, Increasing The Contract By \$214,618.00 (2.0%) From The Amount Of \$11,232,419.20 To The Amount Of \$11,447,037.20. (D. Anderson)

- 11.L. Consider For Approval Change Order No. 6 To The Contract With Ardent Construction LLC, For The 30th Street Water & Electric Light Station Rehabilitation Project Increasing The Contract By \$63,281.00 From The Amount Of \$3,086,632.51 To A New Total Amount Of \$3,149,913.51 And Adding 136 Days To The Contract Time. (D. Anderson)
- 11.M. Consider For Approval The Selection Of HRGreen For The Professional Engineering Services For The Solids Handling Building Replacement Project At The Main Wastewater Treatment Plant (WWTP)
- 11.N. Consider For Approval The Selection Of HRGreen For The Professional Engineering Services For Capacity Improvements In The Terramar Wastewater Treatment Plant (WWTP) Service Area. (D. Christodoss)
- 11.O. Consider For Approval The Selection Of HRGreen For Professional Engineering Services For Retrofitting The Dewatering Equipment For The Grit Removal System At The Main Wastewater Treatment Plant (WWTP). (D. Christodoss)
- 11.P. Consider For Approval The Selection Of HRGreen For Professional Engineering Services For Rehabilitation And Improvements Of Lift Stations #34, #37, #49, #52 And #56. (D. Christodoss)
- 11.Q. Consider For Approval The Selection Of Freese And Nichols For The Development Of The AWIA Risk And Resilience Assessment (RRA) And The Emergency Response Plan (ERP) To Comply With The American Water Infrastructure Act (AWIA) Of 2018. (D. Christodoss)
- 11.R. Consider For The Approval Of A Resolution Supporting The Transfer Of The Remaining Three (3) Gillig Buses That Are Owned By The City Of Galveston To Gulf Coast Center For The League City Park & Ride, And Thereby Authorizing The City Manager To Execute The Agreement Thereof. (D. Smith)
Resolution No. 20-016
- 11.S. Consider For The Approval Of The Change Order Payment For The Required Ladder And Platform Repairs To Unit 1830, Which Is A 2002 Fire Department Ladder Truck, To Siddons Martin, For An Additional \$9,835.20 To The Previously Approved Amount Of \$22,238.13. Funding Source Is The Garage Outside Repairs Account And TML Insurance. (D. Smith)
- 11.T. Consider For The Approval Of A Resolution Supporting An Extension Of The Interlocal Agreement Between The City Of Galveston, Texas And Harris County (Dba Harris County RIDES), In An Amount Not To Exceed \$400,000 In Support Of Subsidized Taxi Services For The Delivery Of ADA Paratransit/Demand Response Transit Services, And Thereby Authorizing The City Manager To Execute The Attached Agreement Thereof. (D. Smith)
Resolution No. 20-017
- 11.U. Consider For Approval Staffs Recommendation To Hire Grindline Skateparks Inc. For Repairs To The Johnathan M. Romano Skatepark. (M. Rabago)
- 11.V. Consider For Approval Staffs Recommendation To Hire A&H Electric For Lighting Improvements At Menard Park. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (M. Rabago)
- 11.W. Consider For Approval Staffs Recommendation To Hire Four Seasons Development Company Inc. To Replace The Perimeter Fence At The Wright Cuney Recreation Center And Park. (M. Rabago)
- 11.X. Consider For Approval The Bid From JCR Construction For Solicitation IRFB 20-IRFB-002 Seawall Fort Crockett Park Amenities Re-Paint Project. (M. Rabago)
- 11.Y. Consider For Approval Minutes Of The Regular Meeting And Executive Session Held On March 24, 2020; And Minutes Of The Special Meetings Held On April 3, 2020, April 9, 2020, And April 16, 2020. (J. Williams)

12. ACTION ITEMS

- 12.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Authorizing The City Manager To Accept Grant Funds From The Moody Endowment For The Purchase Of Personal Protection Equipment For First Responders, Directing The City Manager To Execute All Necessary Documents Relating To The Grant; Directing The City Secretary To Send A Certified Copy Of The Resolution To The Texas Department Of Transportation; Providing For Findings Of Fact And Providing For An Effective Date. (T. Wrobleski)

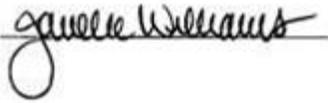
Motion was made by Mayor Yarbrough, second by MPT Brown, to approve Resolution No. 20-018. Unanimously approved.

- 12.B. Consider For Approval A Resolution Of The City Of Galveston Denying Texas Gas Service Company's Requested Rate Increase; Requiring The Company To Reimburse The City's Reasonable Ratemaking Expenses; Finding That The Meeting At Which This Resolution Is Passed Is Open To The Public As Required By Law; Requiring Notice Of This Resolution To The Company And The City's Legal Counsel. (Legal)

Motion was made by Mayor Yarbrough, second by CM Hardcastle, to approve Resolution No. 20-012. Unanimously approved.

13. ADJOURNMENT

The meeting was adjourned at 3:05 p.m.

A handwritten signature in black ink that reads "Janelle Williams". The signature is written in a cursive style and is positioned above a horizontal line.

Janelle Williams, City Secretary
Date Approved: June 25, 2020