

**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING - MAY 28, 2020**

5/28/2020 - 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. CONFLICTS OF INTEREST
None.

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 - **CM Bly congratulated all of the 2020 graduates, especially the Ball High School graduates. City Manager Brian Maxwell offered condolences to John Schmidt and his family for the passing of GG Schmidt.**

2. Information regarding holiday schedules

3. Recognition of individuals

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement

5. COMMUNICATIONS AND PETITIONS

Claims: 20-035 - Jose Pulido; 20-036 - Nora Garcia; 20-037 - Terri Valiante; 20-038 - Spencer Washington; 20-039 - Catherine Brown Morris; 20-040 - Juan Ramirez.

6. PUBLIC HEARINGS

6.A. Conduct A Public Hearing And Consider For Approval The 2020 Community Development Block Grant-CV (CDBG-CV) Coronavirus Aid, Relief, And Economic Security (CARES Act) Supplemental Funding In The Amount Of \$442,934. Amendment To The 2019 Consolidated Plan To Implement Coronavirus Pandemic Disaster Projects For The CDBG-CV Funding Of \$714,670. Authorize The City Manager To File A Grant Application (Amendment) 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. No comments were received for this item. The public hearing was closed. Motion was made by Mayor Yarbrough, second by CM Bly, to approve this item. Unanimously approved.

7. PUBLIC COMMENT

Summary of public comments (12 received) - four related to trash on the beaches and city streets and a suggestion to create a litter task force; one in favor of prohibiting parking on the beaches; one suggestion for Seawall crowds; one request to limit tourists for residents; and essential workers' safety on the island; one related to face masks; one request to ask medical professionals

not to wear scrubs in public; one related to a letter sent to the Bermuda Beach HOA regarding parking spaces to comply with the beach access plan; one request for the city to allow parking of utility trailers on the streets; and one thank you to City Council for your hard work during the crisis.

8. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 8.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 33, "Taxation" Of "The Code Of The City Of Galveston 1982, As Amended" By Amending The Procedures For Allocating Net Disbursible Funds To Eligible Groups By Allowing For Re-Allocation In The Event Of Significant Reductions To Hotel Occupancy Tax; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date. (M. Loftin)

The Ordinance was read by caption. Motion was made by CM Collins, second by MPT Brown, to refer this Ordinance back to the Arts & Historic Preservation Advisory Board for their recommendation before coming back to City Council. Unanimously approved.

- 8.B. Consider For Action An Ordinance Of The City Of Galveston, Texas, Adopting The Homestead, Elderly, And Disabled Ad Valorem Tax Exemptions For Tax Year 2020, Pursuant To Chapter 33, Section 33-24 Of The Code Of The City Of Galveston 1982, As Amended; Making Various Findings And Provisions Related To The Subject. (M. Loftin)

Ordinance No. 20-035 was read by caption. Motion was made by CM Bly, second by CM Cole, to approve the Ordinance. Unanimously approved.

- 8.C. 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 June 30, 2020; Making Various Findings And Provisions Related To The Subject, Providing For A Penalty And Providing For An Effective Date. (Legal)

Ordinance No. 20-036 was read by caption. Motion was made by MPT Brown, second by CM Cole, to approve the Ordinance. Unanimously approved.

9. CONSENT ITEMS

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

Motion was made by CM Hardcastle, second by CM Collins, to approve the Consent Items except 9P and 9Q. Unanimously approved.

- 9.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Approving An Interlocal Agreement With The Texas Department Of Transportation ("TxDOT") Whereby The City Of Galveston Will Provide Galveston Police Officers For Law Enforcement And Traffic Control Operations On Ferry Road And At The Galveston Ferry Landing; Authorizing The City Manager To Sign The Interlocal Agreement; Directing The City Secretary To Send A Certified Copy Of This Resolution To The Texas Department Of Transportation; Providing For Findings Of Fact And Providing For An Effective Date. (V. Hale)

Resolution No. 20-019

- 9.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Authorizing The City Manager To Accept A Coronavirus Aid, Relief, And Economic Security (CARES) Act Grant From The Texas Department Of Transportation, Aviation Division To Prevent, Prepare For, And Respond To The Impacts Of The COVID-19 Public Health Emergency On Airport Operations For Fiscal Year 2020 (M. Shahan).

Resolution No. 20-020

9.C. 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 Purpose Of Assisting The City Response To The Covid-19 Crisis; Directing The City Manager To Execute All Necessary Documents Relating To The Grant; Providing For Findings Of Fact And Providing For An Effective Date. (T. Wroblewski)

Resolution No. 20-021

9.D. Consider For Approval Of A Contract With Plexos Group, LLC, For The Community Development Block Grant (CDBG) Regional Administrative Services (RFP-20-12). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Wroblewski)

9.E. Consider For Approval A Contract With Plexos Group LLC, For The Community Development Block Grant (CDBG) MIT Administrative Services (RFP-20-11). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (T. Wroblewski)

9.F. Consider Approval Of DCMC Partners Task Order #4 Authorizing The Expenditure Of An Amount Not To Exceed \$30,000.00 For Technical Assistance And Disaster Consulting Services Related To COVID-19 Activities And Authorize The City Manager To Sign All Necessary Documents Upon Final Approval By The City Attorney. (T. Wroblewski)

9.G. Consider For Acceptance A Grant Award From The National Endowment For The Arts (NEA) For Assistance In Developing The Galveston Arts And Cultural Master Plan. Authorizing The City Manager To Sign All Necessary Documents Upon Final Approval By The City Attorney. (T. Wroblewski)

9.H. Consider For Approval The Retention Of Temporary Accounting Services From AccounTemps Through HGAC Purchasing Cooperative Contract #TS06-17 For Closeout And Audit Services For Hurricane Ike To Assist The FEMA Public Assistance Program Manager, For An Additional Amount Not To Exceed \$30,000. (T. Wroblewski)

9.I. Consider For Approval The Grant Terms And Conditions (Grant Agreement) With The Texas Division Of Emergency Management (TDEM) For Coronavirus Relief Fund (CRF) For COVID-19 Eligible Costs, And Authorize The City Manager To Execute All Necessary Documents Upon Final Approval By The Legal Department. (T. Wroblewski)

9.J. Beach Surveying - One-Year Renewal Option Of Interlocal And Contract (D. Henry)

9.K. Consider For Approval The Amendments To The HOME Investment Partnerships Program (HOME) Projects (Program Years 2017–2019) For The Reallocation Of 2017-2019 Community Housing Development Org. Funding Of \$115,488.50 To Short-Term Tenant-Based Rental Assistance And 2019 Tenant-Based Rental Assistance Program Funding Of \$38,797.50 To 2019 HOME Program Administration And A Revised Scope For The 2019 Tenant-Based Rental Assistance Balance Of Funds To Allow For The Provision Of Short-Term Rental Assistance. Authorize The City Manager To Execute All Necessary Contracts, Certifications, And Documents For The Projects. (A. Law)

9.L. Consider Approving The Purchase Of IGM Technologies Gravity Lease Management Extension To The Existing Contract For The Software Used To Prepare The Comprehensive Annual Financial Report. (M. Loftin)

9.M. Consider For Approval The Payment Of \$35,445.38 To Mustang Rental Services For The Cost Of Repairs To A CAT259 Skid Loader Rented By The Galveston Public Works Department / Drainage Division And Damaged In A One Vehicle Rollover Incident. Estimated Insurance Reimbursement From TMLIRP Is \$35,198.38. (R. Simmons)

9.N. Consider For Approval The Purchase Of 3 Sets Of Personal Protective Equipment (PPE) Along With Additional Replacement PPE Items From NAFECO Through Buy Board (Contract #603-20) For A Total Amount Of \$23,331.90. Funding For The PPE's Will Come From Our Protective Clothing Account. (C. Olsen)

- 9.O. Consider For Approval The Renewal Of The Annual Maintenance Support Agreement For A 3-Year Term For City's Financial And Human Resources Software System, Banner, Awarding The Contract To Avenu Government Systems, LLC In The Amount Of \$240,793.59 (H. Dean).
- 9.P. Consider For The Approval A 3-Year Contract, With The Option To Extend The Contract For Two One-Year Terms, For A Total Of Five Years, With No Cost To The City. This Contract Will Continue Giving People Options To Pay To Park Using A Smart Phone Or Other Electronic Device, Which The Marshals Office, Parking Enforcement Division, Already Have In Operation For Paying To Park And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. There Will Be No Funding Source. (B. Stroud)
Pulled at the request of staff.
- 9.Q. Consider For The Approval A 3-Year Contract With Mitchell Time And Parking, With The Option To Extend The Contract For Two One-Year Terms, For A Total Of Five Years. We Will Be Utilizing The National Cooperative Purchasing Alliance With Parkeon Using The Contract Number 05-39. This Contract Will Give The City Continued Support And Maintenance For The 16 Strada Pay Stations In The Downtown Area, Which The Marshals Office, Parking Enforcement Division, Already Have In Operation For Paying To Park And Authorize The City Manager To Execute The Contract Upon Final Approval By The City Attorney. Funding Will Be From The Parking Management Fund. (B. Stroud)
Pulled at the request of staff.
- 9.R. Consider For Approval The Award Of A Contract To Republic Services For The Rental And Disposal Of Sanitary Sewer Solid Waste Containers, From All Of The City Of Galveston's Wastewater Treatment Plants, (IRFP #20-IRFP-04), At An Estimated Cost Not To Exceed \$45,000.00 Annually For A Term Of Three Years With An Option To Extend The Contract Up To Two (2) Additional Years. (T. Pedraza)
- 9.S. Consider For Approval A Resolution Adopting Policies To Ensure The City Is Eligible To Receive And Use CDBG-DR Funding For City's DR-4332 Community Development Block Grant - Disaster Recovery Program Contract Number 20-065-001-B947 And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)
Resolution No. 20-024
- 9.T. Consider For Approval Change Order #1 To The Contract With Angel Brothers Enterprises, LTD, For The Seawall Boulevard Mill And Overlay Project From Boddeker Road To SH87 (Ferry Road) In The Amount Of \$132,059.71. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Anderson)
- 9.U. Consider For Approval An Agreement Between Health Management Systems ("HMS") And The Chapter 172 Health Benefits Plan Board Of Trustees, Allowing HMS To Perform An Examination, Audit Or Other Evaluation Of The Documents, Files, Books And/Or Other Records Pertaining To The Health Care Benefit Claims Paid By A Claims Administrator For The City's Group Health Plan(K. Etienne).
- 9.V. Receive And File The Following Documents:

10. ACTION ITEMS

- 10.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Supporting The Port Of Galveston's Proposed West End Cargo Corridor Complex Project; Making Various Findings And Provisions Related To This Subject; And Providing For An Effective Date. (Brown/Yarbrough)
Motion was made by MPT Brown, second by CM Hardcastle, to approve Resolution No. 20-022. Unanimously approved.
- 10.B. Discuss And Consider For Action A Request For Approval Of Sale Of Narrow Strip Of Land Located Between 1319 Pilot Lane And The Crash Boat Basin (M. Jadidi)
Motion was made by CM Cole, second by MPT Brown, to approve the sale of a narrow strip of land located between 1319 Pilot Lane and the Crash Boat Basin. Unanimously approved.

10.C. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Establishing The Recycling Ad Hoc Committee; Providing For The Committee's Duties, Term, Membership, Quorum, Voting, Meetings, And Rules Of Procedure; Providing For Findings Of Fact And Providing For An Effective Date. (Cole/Yarbrough)

Motion was made by CM Cole, second by MPT Brown, to approve Resolution No. 20-023. Unanimously approved.

10.D. Consider For Approval Appointments To The Following City Boards, Commissions, And Committees:

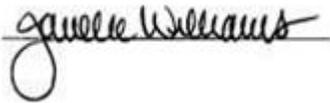
Galveston Island Redevelopment Authority/Galveston Housing Finance Corporation/Galveston Property Finance Authority - MPT Brown nominated John Manlove and Leon Phillips; CM Collins nominated Kyle Albright and Lisa Blair; Mayor Yarbrough nominated Patricia Bolton-Legg; CM Hardcastle nominated Chris Robb; and CM Cole nominated John Lightfoot. Motion was made by MPT Brown, second by CM Collins, to appoint the following members: John Manlove, Kyle Albright, Lisa Blair, Leon Phillips, Patricia Bolton-Legg, Chris Robb, and John Lightfoot. Unanimously approved.

Recycling Ad Hoc Committee - Mayor Yarbrough nominated Paul Sivon; MPT Brown nominated Cody Wright; CM Bly nominated Joanie Steinhaus; CM Collins nominated Matt Havard; CM Listowski nominated Susan Syler; and CM Cole nominated Dorothy Trevino. Motion was made by CM Collins, second by Mayor Yarbrough, to appoint the following members: Paul Sivon, Cody Wright, Joanie Steinhaus, Matt Havard, Susan Syler, and Dorothy Trevino. Unanimously approved. Motion was made by Mayor Yarbrough, second by MPT Brown, to appoint CM Cole as an ex officio member. Unanimously approved.

Zoning Board of Adjustments and Appeals - Motion was made by CM Collins, second by Mayor Yarbrough, to move Sharon Thompson from Alternate 2 to Position 5. Unanimously approved.

11. ADJOURNMENT

The meeting was adjourned at 2:00 p.m.



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