

**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON  
REGULAR MEETING - JULY 23, 2020**

7/23/2020 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER  
**With a quorum present, the meeting was called to order at 1:19 p.m.**

2. ROLL CALL  
**Present: 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 - **MPT Brown and City Manager Brian Maxwell expressed condolences to the family of Connie O'Rourke.**

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. PUBLIC HEARINGS

5.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 1307 Church - Avenue F And Legally Described As The M.B. Menard Survey, West ½ Of Lot 6 (6-2), Block 373, In The City And County Of Galveston, Texas As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Granting A Substantial Rehabilitation For Historic Property Tax Exemption; Designating The City Manager To Execute Those Documents Necessary To Implement The Tax Incentive Program; Planning Case Number 20LC-049; , Making Various Findings And Provisions Related To The Subject. (K. White)  
**Ordinance No. 20-043 was read by caption. Karen White provided staff comments. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by MPT Brown, second by CM Hardcastle, to approve the designation. Unanimously approved.**

5.B. Planned Unit Development (PUD) Overlay Zoning District - 5228 Broadway / Avenue J, 5100 Sealy, Avenue I And 5215 Winne / Avenue G

Consider for Approval An Ordinance Of The City Of Galveston, Texas, Creating A Planned Unit Development (PUD) Overlay Zoning District In A Commercial, (C) Base Zoning District With Broadway Design Standards For A "Multi-Family Residential" Complex To Allow Deviations From The Land Development Regulation Requirements For Right-Of-Way Width, Parking Space Requirement, Maximum Height And Broadway Design Standard Requirements, On The Property Commonly Known As 5228 Broadway / Avenue J, 5100 Sealy, Avenue I And 5215 Winnie / Avenue G And Which Is Legally Described As M.B. Menard Survey (0-0), Block 232 And The South ½ Of Adjacent Avenue I;

M.B. Menard Survey (0-0), Block 291, 292, And Adjacent Streets; M.B. Menard Survey (0-0), Block 351 And Part Of Adjacent Avenue H And 52nd Street; And M.B. Menard Survey (0-0), Block 352 And Part Of Adjacent Avenue H And 52nd Street, In The City And County Of Galveston, Texas; Planning Case Number 20P-020; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (C. Gorman)

**Ordinance No. 20-044 was read by caption. Catherine Gorman provided staff comments. The public hearing was opened; with no speakers, the public hearing was closed. Motion was made by MPT Brown, second by CM Listowski, to approve the PUD. Unanimously approved.**

6. PUBLIC COMMENT

**Two public comments were received - (1) Charlotte O'Rourke - related to the Port of Galveston's 2019 CAFR and Port Meetings; and (2) Lisa Manuel - asking Council to please open Diamond Beach on weekends.**

7. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

7.A. Emergency Orders

Consider For Approval An Ordinance Of The City Of Galveston, Texas; Modifying Certain Emergency Orders Ratified By City Council In Ordinance 20-038 Relating To The Operation Of Electronic Amusement Machines, The Suspension Of Building Code And Flood Plain Regulations For Placement Of A COVID 19 Temporary Screening Facility At Scholes Airport; Requiring Commercial Entities Providing Goods Or Services Directly To The Public To Develop A Health And Safety Policy Mandating The Wearing Of Masks In Their Facility, Requiring The Wearing Of Face Masks In Public And Prohibiting Mass Gatherings; Approving The Mayor's Emergency Order Restricting Indoor Gatherings Of Five Hundred People Or More; Making Various Findings And Provisions Related To The Subject, Providing For A Penalty And Providing For An Effective Date.

**Ordinance No. 20-045 was read by caption. Motion was made by MPT Brown, second by CM Cole, to approve the ordinance, with the addition of an amendment to the Order Prohibiting Mass Gatherings over 500 people to exempt education institutions and places of worship. The motion passed 5-1; CM Hardcastle voted against the motion.**

7.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Relating To The Collection Of Alcohol License Tax Imposed On The City; Providing For A Payment Plan For The Payment Of The Annual Tax Until August 31, 2021; Establishing Eligibility For Participation In The Payment Program; Providing For Management Of The Payment Program By The City Manager Or His Designee; Making Various Findings And Provisions Related To The Subject (M. Loftin)

**Ordinance No. 20-046 was read by caption. Motion was made by CM Cole, second by CM Collins, to approve the ordinance. Unanimously approved.**

7.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, As Amended, Chapter 37, "Wreckers, Tow And Storage Facility", By Amending Chapter 37 To Amend Regulations, Standards, And Definitions; And To Make Clarifications, Rename, Renumber And Rearrange The Chapter As Applicable; Providing For Penalties And Fees As Applicable; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date.

**Ordinance No. 20-047 was read by caption. Motion was made by CM Collins, second by CM Listowski, to approve the ordinance. Unanimously approved.**

8. 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 MPT Brown, second by CM Hardcastle to approve Consent Items 8A, and 8C**

**through 8FF. Unanimously approved.**

- 8.A. Consider For Acceptance A Grant Award From The U.S. Department Of Justice Bureau Of Justice Assistance Program (BJAP) - Coronavirus Emergency Supplemental Funding Program To Purchase Equipment Needed To Provide Public Safety Services. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (V. Hale)
- 8.B. Consider For Approval Of Dual Report Port2020-2 Audit Of Purchasing Controls And Port2020-3 Audit Of Contract Management. (G. Bulgherini)  
**Motion as made by MPT Brown, second by CM Collins, to accept the report and have the Auditor convey the City Council's desire to the Wharves Board that they adopt the Contract Monitoring System recommended by the Auditor and give him quarterly reports regarding its implementation. Unanimously approved.**
- 8.C. Consider For Approval The Award Of RFP 20-16 Health Benefits Consultant To HUB International To Perform Consulting Services To The City And Board Of Trustees For The Health Benefits Plan (K. Etienne).
- 8.D. Consider For Approval An Increase To The Contract Amount For The Administration Of Run-Out Health Insurance Claims Through Boon-Chapman In The Amount Of \$10,000.00. The Estimated Increase Will Cover All Administrative Costs For The Duration Of The Agreement For Claims Incurred Through September 30, 2019 (K. Etienne).
- 8.E. Consider For Approval A Memorandum Of Understanding Between The City Of Galveston And Galveston College, Authorizing City Employees To Access Training Courses Through The GCPRO Virtual Training Center (K. Etienne).
- 8.F. Consider For Approval A Contract Between The City Of Galveston And Immaculate Painting And Construction To Build A 2,800 Sq.Ft. Outdoor Deck At The Lasker Park Pool. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (M. Rabago)
- 8.G. Consider For Approval A Contract Between The City Of Galveston And Four Seasons Development Company Inc For Installation Of Fencing For 83rd Street Canine Recreation Area. (B. Sanderson)
- 8.H. Consider For Approval Amending COG-CON-18-108 To Ratify The Dollar Amount Agreed Upon Between The City Of Galveston And Civic Plus(A.K.A. Civic Rec) For Recreation Management Software At Mcguire-Dent And Wright Cuney Recreation Centers And Lasker Park Pool. (B. Sanderson)
- 8.I. Consider For Approval The Purchase Of 15 Vista HD Body Worn Cameras And Related Equipment From WatchGuard Video Through Buy Board (Contract #568-18) For A Total Amount Of \$20,025. Funding Will Be The Police Academy Minor Equipment Account. (V. Hale)
- 8.J. Consider For Approval The Authorization To Purchase Extended Support On The City's Production SAN From Centre Technologies Using DIR Contract TSO-3763 For A Total Cost Of \$28,324.30 (H. Dean)..
- 8.K. Consider For Approval The Authorization To Purchase Thirty Panasonic Toughbook Laptops And 52 Cradlepoint Routers From Turn-Key Mobile Utilizing Texas DIR TSO-4025 For A Total Cost Not To Exceed \$202,808 (H. Dean).
- 8.L. Consider For Approval The Authorization To Purchase A New Storage Area Network (SAN) And 2 PowerEdge Servers From Dell EMC Using Texas DIR Contract TSO-3763 For A Total Cost Not To Exceed \$72,104.66 (H. Dean).
- 8.M. Consider For Approval The Allocation Of Funds In An Amount Not To Exceed \$131,224.25 For The Purchase Of Replacement Desktop And Laptop Equipment That Has Reached The End Of Useful Life

And Allocating Funds To Dell, Inc. Using DIR Contract TSO-3763 (H. Dean).

- 8.N. Consider Of Approval The Purchase Of An FX20 Vacuum Excavation System From Ring-O-Matic Through HGACBuy Purchasing Cooperative At A Cost Not To Exceed \$26,248.00. (T. Pedraza)
- 8.O. Consider For Approval Ratifying The City Manager's Authorization For The Emergency Purchase Of 1,500 Ft Of Bypass Hoses From Tubing & Metric Hydraulics In The Amount Of \$16,643.64, And The Emergency Installation Of A Double Hydrastop By Rangeline Tapping Services, In The Amount Of \$98,000.00. (T. Pedraza)
- 8.P. Consider For Approval Ratifying The City Manager's Authorization Of The Emergency Purchase Of A Pump From Smith Pump Company Through The Buyboard Purchasing Corporate For The Replacement Of One Of Four Pumps At The Airport Pump Station In The Amount Of \$36,000.00. (T. Pedraza)
- 8.Q. Consider For Approval Of A Proposal From CenterPoint Energy As A Sole Source Provider For The Installation Of New, Decorative Streetlights As Part Of The 27th Street Improvements Phase III From Broadway To Market Project In The Amount Of \$131,679.00. (D. Anderson)
- 8.R. Consider For Approval Change Order No. 5 To The Contract With E. P. Brady, Ltd., For The Sanitary Sewer Improvements Along 8 Mile Road From Stewart Road To Sunny Beach Project, Decreasing The Contract By \$85,464.43 From The Amount Of \$2,573,683.85 To A New Total Amount Of \$2,488,219.42. (D. Anderson)
- 8.S. Consider For Approval Change Order #8 To The Contract With J. W. Kelso Company, Inc., For The City Of Galveston Public Works Facility Project, Increasing The Contract By \$93,142.00 (0.86%) From The Amount Of \$11,447,037.20 To The Amount Of \$11,540,179.20. (D. Anderson)
- 8.T. Consider For Approval Change Order #03 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 \$28,684.17 (0.16%). This Represents An Increase In The Total Project Cost Of 0.94% From The Original Amount Of \$17,159,876.30 To The Amount Of \$17,321,759.49. (D. Anderson)
- 8.U. Consider For Approval A Proposal From Braun Intertec Corporation In The Amount Of \$42,383.00 To Perform Construction Material Testing For 73rd Street Reconstruction From Heards Lane To Ave N 1/2. (D. Anderson)
- 8.V. Consider For Approval The Selection Of RJN Group (RJN) For The Professional Engineering Services For The Water And Wastewater Asset Management Program. (D. Christodoss)
- 8.W. Consider For Approval The Selection Of Zarinkelk Engineering Services, Inc. (ZESI) For The Professional Engineering Services For The Review And Revision Of Our Current Construction Standard Specifications. (D. Christodoss)
- 8.X. Consider For Approval An Economic Development Agreement Between The Industrial Development Corporation And The Galveston Park Board Of Trustees For The Engineering And Design On 8 Mile Road Area Beach Nourishment (G. McLeod)
- 8.Y. Consider For Approval An Economic Development Agreement Between The Industrial Development Corporation And The Galveston Park Board Of Trustees For The Design Of An Offshore Breakwater At Dellanera Park (G. McLeod)
- 8.Z. Consider For Approval An Economic Development Agreement Between The Industrial Development Corporation And The Galveston Park Board Of Trustees For Stewart Beach Parking Elevation (G. McLeod)

- 8.AA. Consider For Approval An Economic Development Agreement Between The Industrial Development Corporation And The Galveston Park Board Of Trustees For A Stewart Beach Mitigation Project (G. McLeod)
- 8.BB. Consider For Approval An Economic Development Agreement Between The Industrial Development Corporation And The Galveston Park Board Of Trustees For A Local Match Requirement For FEMA Repairs To Babe's Beach From Damage Incurred During Hurricane Harvey (G. McLeod)
- 8.CC. Consider For Approval An Economic Development Agreement Between The Galveston Industrial Development Corporation And The Galveston Park Board Of Trustees For Babe's Beach Beneficial Use Of Dredge Material (BUDM) (G. McLeod)
- 8.DD. Consider For Approval Ratification Of The Local Government Approval Of Shelter Activities For The Galveston County Community Action Council (GCCAC) Signed By City Manager Brian Maxwell On July 1, 2020.
- 8.EE. Receive And File The Following Items:
- 8.FF. Consider For Approval Minutes Of The June 25, 2020 Workshop And Regular Meeting. (J. Williams)

9. ACTION ITEMS

- 9.A. Consider For Action A Plan For Public Housing For Property Commonly Known As "Oleander Homes" As Required By Article X (2)(7) Of The Charter Of The City Of Galveston. Properties Are Legally Described As M.B. Menard Survey (0-0), Block 232 And The South 1/2 Of Adjacent Avenue I; M.B. Menard Survey (0-0), Block 291, 292, And Adjacent Streets; M.B. Menard Survey (0-0), Block 351 And Part Of Adjacent Avenue H And 52nd Street; And M.B. Menard Survey (0-0), Block 352 And Part Of Adjacent Avenue H And 52nd Street; In The City And County Of Galveston, Texas And Commonly Known As 5228 Broadway /Avenue J, 5100 Sealy, Avenue I, And 5215 Winne/Avenue G. Applicant: Michael Saunders, McCormack Baron Salazar, Inc. Property Owner: The Galveston Housing Authority. Planning Case 20PA-011. (C. Gorman)

**Motion was made by CM Hardcastle, second by CM Listowski, to approve the Plan for Public Housing for property commonly known as "Oleander Homes". Unanimously approved.**

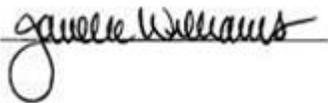
- 9.B. Discuss And Consider Appointments To The Following City Boards, Commissions, And Committees:

**Arts & Historic Preservation Board - Motion was made by CM Collins, second by MPT Brown, to appoint Jan Collier. Unanimously approved.**

**Industrial Development Corporation - Motion was made by MPT Brown, second by CM Collins, to appoint Dr. Cole. Unanimously approved.**

10. ADJOURNMENT

**The meeting was adjourned at 2:38 p.m.**



Janelle Williams, City Secretary  
Date Approved: August 13, 2020