

THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF GALVESTON HELD OCTOBER 9, 2008 - 4:00 PM

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER.
2. N/A
3. N/A
4. ROLL CALL
5. N/A
6. N/A
7. PRESENTATIONS
 - A. Chrysler Corporation: Donation of vehicles to the City to assist with Hurricane Ike recovery
 - B. DRC: \$10,000 to Rosenberg Library for restoration of Childrens Library destroyed by Hurricane Ike
8. N/A
9. ORDINANCES ASSOCIATED WITH PUBLIC HEARINGS
10. PUBLIC COMMENT

Steve Kloop, 130002 Bermuda Beach Dr., not allowed to get a building permit due to GLO.

Mary Ann Wasenitz, 12416 E. Ventura, questions regarding saving her house.

Dr. Billie Pennings, 2207 Ave. P, stated people need to call the telephone company if they still don't have service.

Cheryl Herring, 1423 53rd St., area unsafe around the 53rd Street Shelter.

Jim Jolly, 12439 E. Ventura Dr., need clarification and direction on what can be done to property.

Jim Sweeney, 12500 E. Ventura, need building permits and information on the water and sewer systems.

Lucy Rangel, 12636 W. Ventura, needs a permit to rebuild her stairway.

Jerry Mohn, West Galveston Island Property Owners Assn., thanked the City for the debris removal, asked that people get access to their homes south of FM3005, asked for fast track buyout through FEMA. Spanish Grant and Bermuda Beach really need help with access to homes.

Jeri Kinnear, Chair of Park Board of Trustees, gave an update on the Park Board activities.

Julia Hatcher, 1622 Campbell Lane, asked for clarification of elevation for insurance purposes.

Ken Jencks, 190 San Marino, problems with the gas company.

Marie Garrett, 13206 Bermuda Beach Dr., frustration with permit process.

John Giovannini, 2609 Gerol Drive, parking for RV's and trailers.

Joseph Kelly, 12523 E. Ventura, problems getting building permits and getting utilities restored.

Deborah Conrad, 2218 Postoffice, thanked the City Manager for the postponement of the

Motorcycle Rally.

Bill Mull, a7607 Karankawa Beach, City should be aggressively proactive on beach side rebuilding and should allow sand replacement under houses.

Vicki Vaughn, house on west end only needs stairs.

Shrub Kempner, support 4B Sales Tax.

William Warnecke, 705 37th St., problems with FEMA.

Greg Taylor, 21st and Postoffice, restaurants need electricity.

City Manager LeBlanc and City Staff answered questions in response to the public comments.

11. ORDINANCES, RESOLUTIONS AND PROCLAMATIONS

- A. Consider for approval an Ordinance of the City Council of the City of Galveston, Texas to temporarily suspend all regulations relating to the placement of trailers and recreational vehicles on private and commercial property and adopting temporary regulations including but not limited to conditional permits, placement, maintenance, utilities, removal, sanitation, and other related health and safety matters for trailers and recreational vehicles temporarily located on residential and commercial properties in response to widespread damage caused by Hurricane Ike.

ORDINANCE NO. 08-062 was read by caption: TO TEMPORARILY SUSPEND ALL REGULATIONS RELATING TO THE PLACEMENT OF TRAILERS AND RECREATIONAL VEHICLES AND ADOPTING TEMPORARY REGULATIONS INCLUDING BUT NOT LIMITED TO CONDITIONAL PERMITS, PLACEMENT, MAINTENANCE, UTILITIES, REMOVAL, SANITATION, AND OTHER RELATED HEALTH AND SAFETY MATTERS FOR TRAILERS AND RECREATIONAL VEHICLES LOCATED ON RESIDENTIAL AND COMMERCIAL PROPERTIES IN RESPONSE TO WIDESPREAD DAMAGE CAUSED BY HURRICANE IKE; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

City Manager LeBlanc gave an explanation of the proposed ordinance.

Director of Planning and Community Services s O'Donohoe stated the following staff recommendations to be included: The travel trailers will only be allowed on lots where there is a damaged structure. This is not for infill. This is limited to the placement of a trailer for residential purposes or a business purpose on the property where the damaged structure is currently located. The trailers will have to all be removed by June 1, 2009; or, at the time the occupancy permit is issued to go back into the structure, whichever comes first. The trailers cannot be sublet or rented. They are to be occupied by the business or the owner of the property and where it is practicable and possible the setbacks be complied with. Staff is not recommending the trailers be allowed on the street but that they be allowed behind the curb line. This is not for manufactured housing or mobile homes or alternative housing.

MPT Weber moved to approve with the change to allowing parking on the street wherever possible. Second by CM Colbert. Unanimously approved.

- B. Consider for approval An Ordinance of the City of Galveston, Texas, amending a mandatory curfew imposed after Hurricane Ike.

ORDINANCE NO. 08-063 was read by caption: AMENDING A MANDATORY CURFEW IMPOSED AFTER HURRICANE IKE; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING FOR AN EFFECTIVE

DATE.

Chief Wiley recommended the midnight to 5:00 a.m. curfew be lifted except for the downtown and Strand area (20th to 25th St., Harborside to Winnie).

CM Woods moved to approve the recommendation made by Chief Wiley. Second by CM Colbert. Unanimously approved.

12. ACTION ITEMS

- A. Consider for action approving the Transfer Station Operating Agreement with BFI for a term of five years, which may be extended by mutual consent for an additional five years and authorizing the City Manger to execute the Transfer station Operating Agreement.

Asst. City Manager Wade requested this item be deferred to the next meeting.

MPT Weber moved deferral. Second by CM Fennewald. Unanimously approved.

- B. Discuss and consider for action providing City Staff direction regarding permitting structures located south of FM 3005 for repair and stabilization.

WITHDRAWN

- C. Discuss and consider for action providing City Staff direction regarding trees located on the Broadway esplanade.

No action. Director of Parks Sanderson gave a report.

- D. Discuss and consider for action adopting a formula to establish appraised value for purposes of determining "substantial damage" in regard to construction permits.

City Attorney Green recommended using the value established by CAD as the base with an adjustment of 5% and, in addition to that, there would be alternative acceptable estimates. One would be an independent appraisal by a professional appraiser that would be submitted to staff for evaluation and the other would be qualified estimates based on professional judgement by contractors that the City local building official and department reviewed to help determine the damage estimate. The property owner would always have the opportunity to appeal to the Building Board of Adjustment if they weren't satisfied with the two alternatives (the independent appraisal or the qualified estimate of the amount of damage).

MPT Weber moved to approve as stated by City Attorney Green. Second by Cm Fennewald. Unanimously approved.

- E. Consider approving the second year of three year award RFP# 06-07-011 Liability and Property Insurance coverage to TMLIRP, 10/01/2008 to 10/01/2009 contribution being \$591,306.18 which includes the 3% discount for full pre-payment.

Motion to approve by MPT Weber. Second by CM Fennewald. Unanimously approved.

- F. Discuss and consider for action, establishing criteria for the determination of substantially damaged structures in the Central Plaza (CP) and Central Business (CB) and Central Business (CB) zoning districts for the purpose of issuing permits.

WITHDRAWN

- G. Requesting the emergency expenditure of \$1200 a month for a temporary terminal facility at Scholes International Airport at Galveston from Nortex Modular Space Inc. Funding source will be Capital Outlay and FEMA. Total cost is approximately \$25,000.

Motion to approve by CM Mahoney. Second by MPT Weber. Unanimously approved.

- H. Requesting that City Council authorize the City Manager to execute a (20) year lease with (2) two (10) ten year options with Prida Construction Inc. for 66,040 sq ft of unimproved land adjacent to the apron to construct a hangar for aviation use and a office facility at the rate of \$728.98 per month with an escalation clause of the greater of the CPI-U or 2.5% annually upon final approval by the City Attorney.

Motion to approve by CM Mahoney. Second by MPT Weber. Unanimously approved.

13. MAYOR AND COUNCIL APPOINTMENTS

None

14. N/A

15. N/A

16. DISCUSSION ITEMS

Asst. City Manager Carolyn Cox reported on the management of volunteer services and goods and the distribution of donations. United Way will be taking of the management of goods and services.

17. ADJOURNMENT

There being no further business to come before the assembly, the meeting was adjourned at 8:05 p.m.