

MEETING 31 OF 48 2010 – 2012 CITY OF GALVESTON

MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON
REGULAR MEETING
THURSDAY– AUGUST 11, 2011 4:00 P.M.

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER.
Meeting called to order at 4:45 pm.
2. MOMENT OF SILENCE
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL
Present: Dianna Puccetti, Elizabeth Beeton, Chris Gonzales, Mayor Joe Jaworski, Linda Colbert, Steve Greenberg, Rusty Legg.
5. CONFLICTS OF INTEREST
None.
6. APPROVAL OF MINUTES
 - A. Minutes of July 28, 2011.
Motion to approve by CM Puccetti, second by CM Legg. Unanimously approved with spelling correction for Jeri Kinnear.
7. PRESENTATIONS & PROCLAMATIONS
 - A. Texas Citizens Police Academy and Law Enforcement Training Week
Received by Charles Suderman and group.
 - B. Recognition of Dr. Billie Pennings
Received by Dr. Pennings.
 - C. Presentation by Jason Murray, District Clerk
Tax foreclosure proceeds check delivered by Jason Murray
8. COMMUNICATIONS & PETITIONS
 - A. AT&T Claim # 11-047 Notice of Claim
 - B. Paul Nuhey Claim # 11-048 Notice of Claim
 - C. Geico/John Hunger Claim # 11-049 Notice of Claim
9. ORDINANCES ASSOCIATED WITH PUBLIC HEARINGS
 - A. Consider for approval an Ordinance of the City of Galveston, Texas, abandoning approximately 2,299 square feet of right-of-way located at the intersection of Treasure Circle and Christmas Tree Point Road, adjacent property is legally described as Lots 2 and 3 and a portion of Reserve A, Elkins Point (2005), a subdivision in the City and County of Galveston, Texas; Planning Case Number 11P-25; making various findings and provisions related to the subject.
Ordinance No. 11-047 was read by caption, AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, ABANDONING APPROXIMATELY 2,299

SQUARE FEET OF RIGHT-OF-WAY LOCATED AT THE INTERSECTION OF TREASURE CIRCLE AND CHRISTMAS TREE POINT ROAD, ADJACENT PROPERTY IS LEGALLY DESCRIBED AS LOTS 2 AND 3 AND A PORTION OF RESERVE A, ELKINS POINT (2005), A SUBDIVISION IN THE CITY AND COUNTY OF GALVESTON, TEXAS

No public comment.

Motion to approve by CM Legg, second by CM Puccetti. Unanimously approved.

- B. Consider for approval an Ordinance of the City of Galveston, Texas, abandoning an approximate 35 square foot portion of alley right-of-way, located adjacent to 2408 Avenue P in a One-Family Four, Historical (1F-4-H) Zoning District, legally described as Lots 8 and 9 (2008-6) Southwest Block 67, of Galveston Outlots, in the City and County of Galveston, Texas; Planning Case Number 11P-76; making various findings and provisions related to the subject.

Ordinance Number 11-048 was read by caption AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, ABANDONING AN APPROXIMATE 35 SQUARE FOOT PORTION OF ALLEY RIGHT-OF-WAY, LOCATED ADJACENT TO 2408 AVENUE P IN A ONE-FAMILY FOUR, HISTORICAL (1F-4-H) ZONING DISTRICT, LEGALLY DESCRIBED AS LOTS 8 AND 9 (2008-6) SOUTHWEST BLOCK 67, OF GALVESTON OUTLOTS, IN THE CITY AND COUNTY OF GALVESTON, TEXAS.

Public comment by John and Lynn Eanes.

Motion to approve by CM Greenberg, second by MPT Colbert. Unanimously approved.

- C. Consider for approval an Ordinance of the City of Galveston, Texas, changing the zoning from "Multiple-Family One" (MF-1) Zoning District to "Neighborhood Services" (NS) Zoning District on property legally described as Lots 14, Southeast Block 90, in the City and County of Galveston, Texas and commonly known as 2728 Avenue Q; Planning Case Number 11P-87; making various findings and provisions related to the subject.

Ordinance Number 11-049 was read by caption AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, CHANGING THE ZONING FROM "MULTIPLE-FAMILY ONE" (MF-1) ZONING DISTRICT TO "NEIGHBORHOOD SERVICES" (NS) ZONING DISTRICT ON PROPERTY LEGALLY DESCRIBED AS LOTS 14, SOUTHEAST BLOCK 90, IN THE CITY AND COUNTY OF GALVESTON, TEXAS AND COMMONLY KNOWN AS 2728 AVENUE Q.

No public comment.

Motion to approve by MPT Colbert, second by CM Puccetti. Unanimously approved.

- D. Consider for approval an Ordinance of the City of Galveston, Texas, changing the zoning from a "One-Family Two Dwelling" District (1F-2) to a "Retail" (R) Zoning District on property located North of FM 3005, South of Stewart Road, East of Las Palmas, West of 13 Mile Road and legally described as parts of Lots

108 and 109 and a portion of the 50-foot platted county road (not open), Trimble and Lindsey Survey Section 3, in the City and County of Galveston, Texas; Planning Case Number 11P-88; making various findings and provisions related to the subject.

The proposed Ordinance was read by caption AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, CHANGING THE ZONING FROM A "ONE-FAMILY TWO DWELLING" DISTRICT (1F-2) TO A "RETAIL" (R) ZONING DISTRICT ON PROPERTY LOCATED NORTH OF FM 3005, SOUTH OF STEWART ROAD, EAST OF LAS PALMAS, WEST OF 13 MILE ROAD AND LEGALLY DESCRIBED AS PARTS OF LOTS 108 AND 109 AND A PORTION OF THE 50-FOOT PLATTED COUNTY ROAD (NOT OPEN), TRIMBLE AND LINDSEY SURVEY SECTION 3, IN THE CITY AND COUNTY OF GALVESTON, TEXAS.

No public comment.

Motion to defer to August 25, 2011, by CM Legg, second by CM Puccetti. Unanimously approved.

10. REQUEST TO ADDRESS COUNCIL ON AGENDA ITEMS

A.	Richard Denson	11J
B.	Bill Rider	11J
C.	Sharon Gillins	11J
D.	Ellen Morrison	11J
E.	Chris Robbian	11J
F.	Bill Fullen	11J
G.	Rick Smith	11J
H.	Ann Henderson	11J
I.	Herbert Turner	11J
J.	David Miller	11J
K.	Joe Cotton	11J
L.	David Stanowski	11J
M.	Benno Deltz	13D
N.	Evelyn Clark	11J
O.	Angela Brown	11J
P.	Izola Collins	11J
Q.	Kathy Modzelewski	11J
R.	Pat Toliver	11J
S.	Laura Murrel	11J
T.	Cornelia Harris Banks	11J
U.	Priscilla Files	12D
V.	Marty Mitchell	11J
W.	Neil Wilson	11J
X.	Carolyn Clyburn	13D
Y.	John Rosales, JC Canterra	13I
Z.	Bob Pizzaturro	13J
AA.	Joe Compian	13D, 11J
BB.	Rita Guidry	11J
CC.	Chris Freeman	13F
DD.	Johnny Smecca	13D
EE.	Alicia Florence	11J

FF.	Rosylinn Jackson	11J
GG.	Sheila Bell	11J
HH.	Lexi Nolan	11J
II.	Paula Neff	11J
JJ.	John Listowsky	13D

11. ORDINANCES, RESOLUTIONS, AND PROCLAMATIONS

- A. Consider for approval an Ordinance authorizing the issuance of City of Galveston, Texas, Tax and Revenue Emergency Anticipation Notes, Series E-1; prescribing the terms and form thereof; providing for the payment of principal and interest thereon; approving and authorizing the execution of a Purchase Agreement and other agreements related to the issuance and delivery of such notes; and making other findings and provisions relating to such notes and matters incident thereto.

Ordinance Number 11-050 was read by caption, AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF GALVESTON, TEXAS, TAX AND REVENUE EMERGENCY ANTICIPATION NOTES, SERIES E-1; PRESCRIBING THE TERMS AND FORM THEREOF; PROVIDING FOR THE PAYMENT OF PRINCIPAL AND INTEREST THEREON; APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT AND OTHER AGREEMENTS RELATED TO THE ISSUANCE AND DELIVERY OF SUCH NOTES.

Motion to approve by CM Puccetti, second by CM Legg. Unanimously approved by those present. CM Beeton had stepped out.

- B. Consider for approval an Ordinance of the City of Galveston, Texas, reducing the maintenance and operation rate annually to allow more funds under the tax cap for debt service or capital improvements beginning fiscal year 2011-2012; making various findings and provisions related to the subject and providing for an effective date.

The proposed Ordinance was read by caption, AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, REDUCING THE MAINTENANCE AND OPERATION RATE ANNUALLY TO ALLOW MORE FUNDS UNDER THE TAX CAP FOR DEBT SERVICE OR CAPITAL IMPROVEMENTS BEGINNING FISCAL YEAR 2011-2012; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT AND PROVIDING FOR AN EFFECTIVE DATE.

Motion to approve by CM Greenberg, second by CM Legg. Motion withdrawn by CM Greenberg, agreed by CM Legg. Motion to defer to August 17, 2011, Wednesday, at 2:00 pm by CM Greenberg, second by CM Legg. Unanimously approved.

- C. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving the execution of an Interlocal Contract with the Texas Department of Public Safety (DPS) whereby the DPS will provide the City of Galveston Police Department with certain forms, manuals, gunshot residue kit, and supplies for Intoxilyzer breath testing and laboratory alcohol and drug testing program as provided within the agreement; 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 Public Safety; providing for findings of fact and providing for an effective date.

Resolution Number 11-034 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, APPROVING THE EXECUTION OF AN INTERLOCAL CONTRACT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY (DPS) WHEREBY THE DPS WILL PROVIDE THE CITY OF GALVESTON POLICE DEPARTMENT WITH CERTAIN FORMS, MANUALS, GUNSHOT RESIDUE KIT, AND SUPPLIES FOR INTOXILYZER BREATH TESTING AND LABORATORY ALCOHOL AND DRUG TESTING PROGRAM AS PROVIDED WITHIN THE AGREEMENT; 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 PUBLIC SAFETY.

Motion to approve by CM Gonzales, second by CM Puccetti. Unanimously approved.

- D. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving the execution of an Interlocal Agreement with the Park Board of Trustees of the City of Galveston to provide a new Waste Water Treatment Plant at Seawolf Park that was destroyed by Hurricane Ike; authorizing the City Manager to sign the Interlocal Agreement; directing the City Secretary to send a certified copy of this Resolution to the Park Board of Trustees; providing for findings of fact and providing for an effective date.

Resolution Number 11-035 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, APPROVING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE PARK BOARD OF TRUSTEES OF THE CITY OF GALVESTON TO PROVIDE A NEW WASTE WATER TREATMENT PLANT AT SEAWOLF PARK THAT WAS DESTROYED BY HURRICANE IKE; AUTHORIZING THE CITY MANAGER TO SIGN THE INTERLOCAL AGREEMENT; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO THE PARK BOARD OF TRUSTEES.

Motion to approve by CM Legg, second by CM Puccetti. Unanimously approved.

- E. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, authorizing certain city officials to invest, withdraw, transfer, and disburse any and all funds of the City of Galveston, into and from the City's duly designated depositories or investment accounts; authorizing signatures of said city officials; providing for findings of fact and providing for an effective date.

Resolution Number 11-036 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, AUTHORIZING CERTAIN CITY OFFICIALS TO INVEST, WITHDRAW, TRANSFER, AND DISBURSE ANY AND ALL FUNDS OF THE CITY OF GALVESTON, INTO AND FROM THE CITY'S DULY DESIGNATED

DEPOSITORIES OR INVESTMENT ACCOUNTS; AUTHORIZING SIGNATURES OF SAID CITY OFFICIALS.

Motion to approve by CM Gonzales, second by CM Legg. Unanimously approved.

- F. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving a Memorandum of Understanding between the City of Galveston and the Galveston County Recovery Fund for the management of any cash donations received by the City in the event of a disaster; authorizing the City Manager to execute the Memorandum of Understanding; directing the City Secretary to send a certified copy of this Resolution to the Galveston County Recovery Fund; providing for findings of fact and providing for an effective date.

Resolution Number 11-037 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GALVESTON AND THE GALVESTON COUNTY RECOVERY FUND FOR THE MANAGEMENT OF ANY CASH DONATIONS RECEIVED BY THE CITY IN THE EVENT OF A DISASTER; AUTHORIZING THE CITY MANAGER TO EXECUTE THE MEMORANDUM OF UNDERSTANDING; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO THE GALVESTON COUNTY RECOVERY FUND.

Motion to approve by CM Gonzales, second by CM Puccetti. Unanimously approved by those present. CM Legg stepped out of the room.

- G. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving the execution of an Interlocal Agreement with the University of Texas Medical Branch at Galveston ("UTMB") to provide training in advanced criminal investigation tactics for a UTMB Police Department officer by the Galveston Police Department; authorizing the City Manager to sign the Interlocal Agreement; directing the City Secretary to send a certified copy of this Resolution to UTMB; providing for findings of fact and providing for an effective date.

Resolution Number 11-038 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, APPROVING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON ("UTMB") TO PROVIDE TRAINING IN ADVANCED CRIMINAL INVESTIGATION TACTICS FOR A UTMB POLICE DEPARTMENT OFFICER BY THE GALVESTON POLICE DEPARTMENT; AUTHORIZING THE CITY MANAGER TO SIGN THE INTERLOCAL AGREEMENT; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO UTMB.

Motion to approve by CM Gonzales, second by CM Puccetti. Unanimously approved.

- H. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving a Memorandum of Understanding (MOU)

between the City of Galveston and the United States Marshals Service pursuant to 28 United States Code Section 566(e)(1)(b) to participate in the Regional Fugitive Task Force for the purpose of locating and apprehending fugitives; authorizing the City Manager to execute the MOU and documents required thereunder; providing for findings of fact and providing for an effective date.

Resolution Number 11-039 was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF GALVESTON AND THE UNITED STATES MARSHALS SERVICE PURSUANT TO 28 UNITED STATES CODE SECTION 566(E)(1)(B) TO PARTICIPATE IN THE REGIONAL FUGITIVE TASK FORCE FOR THE PURPOSE OF LOCATING AND APPREHENDING FUGITIVES; AUTHORIZING THE CITY MANAGER TO EXECUTE THE MOU AND DOCUMENTS REQUIRED THEREUNDER.

Motion to approve by CM Gonzales, second by CM Puccetti. Unanimously approved.

- I. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, supporting a regional approach to fair housing and subsidized housing; providing for findings of fact and providing for an effective date.

The proposed Resolution was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, SUPPORTING A REGIONAL APPROACH TO FAIR HOUSING AND SUBSIDIZED HOUSING.

Motion to approve by CM Beeton, second by CM Greenberg. Voting in favor of the motion were CM Beeton, CM Greenberg & CM Legg. Voting against the motion were CM Puccetti, CM Gonzales, Mayor Jaworski & MPT Colbert. Motion failed.

- J. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, supporting scattered sites and reduced-density developments and opposing new mixed-income housing developments by Galveston Housing Authority or affiliates in connection with replacement of public housing units damaged by Hurricane Ike; providing for findings of fact and providing for an effective date.

The proposed Resolution was read by caption, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS, SUPPORTING SCATTERED SITES AND REDUCED-DENSITY DEVELOPMENTS AND OPPOSING NEW MIXED-INCOME HOUSING DEVELOPMENTS BY GALVESTON HOUSING AUTHORITY OR AFFILIATES IN CONNECTION WITH REPLACEMENT OF PUBLIC HOUSING UNITS DAMAGED BY HURRICANE IKE.

Motion to approve by CM Legg, second by CM Beeton. Voting in favor of the motion were CM Beeton, CM Greenberg & CM Legg. Voting against the motion were Mayor Jaworski, CM Puccetti, MPT Colbert & CM Gonzales. Motion failed.

- K. Consider for approval an Ordinance of the City of Galveston, Texas, amending the general fund operating fund budget for fiscal year ending September 30, 2011. By transferring \$571,890.00, from various general fund accounts to adjust and properly record unforeseen expenses in connection with separation pay, special events, cops for hire grant and municipal court collection agency fees; making various findings and provisions related to the subject.

Ordinance Number 11-051 was read by caption, AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, AMENDING THE GENERAL FUND OPERATING FUND BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011. BY TRANSFERRING \$571,890.00, FROM VARIOUS GENERAL FUND ACCOUNTS TO ADJUST AND PROPERLY RECORD UNFORESEEN EXPENSES IN CONNECTION WITH SEPARATION PAY, SPECIAL EVENTS, COPS FOR HIRE GRANT AND MUNICIPAL COURT COLLECTION AGENCY FEES.

Motion to approve by CM Greenberg, second by CM Puccetti. Voting in favor of the motion were CM Puccetti, CM Beeton, Mayor Jaworski, CM Gonzales, MPT Colbert & CM Legg. Voting against the motion were CM Greenberg. Motion passed.

12. CONSENT ITEMS

The following items shall be considered for action as a whole, unless one or more Council Members objects:

- A. Consider for approval of the purchase of 160 lengths of fire hose for the Galveston Fire Department from Dooley Tackaberry for a total price of \$40,850.00 using the FireAct Grant Funds and donation for this purchase. Dooley Tackaberry was the lowest bidder.
- B. Consider for approval of the purchase of 21 nozzles for the Galveston Fire Department from Metro Fire for a total price of \$16,999.50 using the FireAct Grant Funds and donations for this purchase. Metro Fire was the lowest bidder.
- C. Consider for approval the two year rentals of numerous by-pass umps from low bidder (BID#10-11-04) National Pump for the operation of lift stations, the main and airport WWTP for the protection of human safety and welfare for emergency recovery following Hurricane Ike. The cost of the rental time is \$443,964.00 annually or \$887,928.00, over the two year contract period. The funding source is FEMA Reimbursement.
- D. Consider for action, authorizing the City Manager to enter into a contract with AECOM as consultants for the Cultural Landscape Rehabilitation and Maintenance Plan for Historic Broadway Boulevard. Funding sources are grant funds from Preserve America, grant funds from the Galveston Island Tree Conservancy, the Planning Department Consultant Services Account, not to exceed \$60,000.00. Planning Case: 11PA-25.

Motion to approve Consent Items A, B, C & D by MPT Colbert, second by CM Puccetti. Unanimously approved.

13. ACTION ITEMS

The following items shall be considered for action as a whole, unless one or more Council Members objects:

- A. Discuss and consider for action providing the City Manager direction on the process, timing, and hiring of a permanent Police Chief.
General consensus by City Council to wait until the permanent City Manager to pick the permanent police chief and formalize the authority of the interim police chief.
- B. Discuss and consider for action providing the City Manager direction on whether to pursue a reorganization of city employees.
General consensus by City Council to allow the Interim City Manager to reorganize the city employees as he deems appropriate.
- C. Discuss and consider for action defining “Economic Development”, as it is used in the context of City Council’s goals.
Discussion and no action.
- D. Discuss and consider for approval the disbursement of \$2,250,000.00 to business throughout the City of Galveston whom have been approved for business recovery loans through the Galveston Business Recovery Loan Program as approved by City Council on May 26, 2011, and the Texas Department of Rural Affairs on June 14, 2011. Funding source is the CDBG Disaster Recovery Grant Non-Housing Program Phase 1.
Motion to approve by CM Gonzales, second by CM Puccetti. Unanimously approved.
- E. Discuss and consider authorizing the City Manager to direct the purchase of a 29’ SAFE boat for the Galveston Police Department Marine Division in the amount of \$224,843.99. Funding Source is the 2010 Port Security Grant Program.
Motion to approve by CM Greenberg, second by CM Gonzales. Unanimously approved.
- F. Consider for approval, authorizing the City Manager to execute a twenty (20) year lease with two (2), ten (10) year options with Freeman Holdings LLC, d.b.a. Million Air for 2,000 square feet of ramp space for construction of an FBO facility and 2,500 square feet of land adjacent to the ramp at 2005 Terminal Drive for a fuel farm system at the rate of \$61.25 per month with an escalation clause of the greater of CPI-U or 2.5% annually upon final approval by the City Attorney.
Motion to approve by CM Legg, second by CM Puccetti. Unanimously approved.

- G. Discuss and consider for action approving the Galveston Housing Authority's request for \$25,000,000.00 in Round I CDBG Disaster Recovery Housing Funds for Pre-Development Costs and Real Property Acquisition Associated with rebuilding 569 units of public housing. (Deferred from July 14, moved to workshop from July 28)
Motion to approve the request for \$25,000,000.00 by Mayor Jaworski, second by CM Puccetti to include 12.5 million for scattered sites and 12.5 million for mixed income housing. Voting in favor of the motion were Mayor Jaworski, MPT Colbert, CM Puccetti, and CM Gonzales. Voting against the motion were CM Beeton, CM Greenberg, and CM Legg. Motion passed.
- H. Discuss and consider for approval the lowest, most responsive proposal (RFP#10-11-022) for the rehabilitation of 23 owner occupied housing units in a base bid amount of \$2,031,452.09 from Sullivan Land Services LTD. Funding is provided under the CDBG Disaster Recovery Housing Program.
Motion to approve by CM Beeton, second by CM Legg. Unanimously approved.
- I. Discuss and consider for approval the lowest, most responsive proposal (RFP#10-11-023) for the rehabilitation of 16 owner occupied housing units in a base bid amount of \$1,212,562.51 from JC Cantera Homes, Inc. Funding is provided under the CDBG Disaster Recovery Housing Program.
Motion to deny by CM Legg, second by MPT Colbert for discussion purposes. Voting in favor of the motion were CM Legg and CM Greenberg. Voting against the motion were CM Puccetti, CM Gonzales, CM Beeton, Mayor Jaworski & MPT Colbert. The motion to deny the bid package failed.
Motion to accept the bid package by CM Gonzales , second by CM Puccetti. Request to amend the motion by MPT Colbert to include a notice to JC Cantera Homes Inc. of their potential removal from the program if complaints regarding the quality of their work continue. The amendment was agreed to by CM Gonzales and CM Puccetti. Voting in favor of the motion were CM Gonzales, CM Puccetti, CM Beeton, Mayor Jaworski & MPT Colbert. Voting against the motion were CM Greenberg and CM Legg. The motion passed.
- J. Discuss and consider for approval the lowest, most responsive proposal (RFP#10-11-021) for the rehabilitation of 29 owner occupied housing units in a base bid amount of \$2,464,774.13 from Sullivan Land Services LTD, funding is provided under the CDBG Disaster Recovery Housing Program.
Motion to reject the entire bid package by CM Puccetti, second by CM Gonzales. The motion to reject the entire bid package was unanimously approved.
- K. Discuss and consider for action reducing the minimum 1,000 sq. foot nominal area for disaster recovery reconstruction to accommodate housing located on irregular sized lots on a case by case site specific basis. (CM Legg, CM Greenberg)

Motion to approve reducing the minimum 1,000 sq. foot nominal area for future construction to accommodate the footprint on the lot and the BBA to consider similar treatment as been previously granted and build the maximum square foot home possible on the lot by CM Legg, second by MPT Colbert. Unanimously approved.

14. MAYOR AND COUNCIL APPOINTMENTS

A. Consider for action Mayor and Council Appointments to various City Boards, Committees and Commissions:

(a) Park Board of Trustees

CM Legg resigned from Park Board of Trustees.

Motion by CM Greenberg to resign from FFAC and be appointed on the Park Board of Trustees, second by MPT Colbert. Unanimously approved.

(b) Finance and Fiscal Affairs Committee
No action

(c) Zoning Board of Adjustment

Motion by CM Greenberg to appoint George Williamson to alternate position number 2, and move Lisa Graham Reynolds from alternate position number 2 to the 1st alternate position and move Ray Truitt from the 1st alternate to the vacant regular position, second by CM Legg. Unanimously approved.

15. N/A

16. N/A

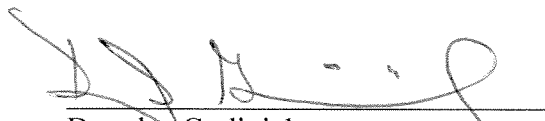
17. REQUEST TO ADDRESS COUNCIL ON NON-AGENDA ITEMS UPON SUBMITTING A WRITTEN REQUEST

- A. Mr. Alfred rebuilding efforts
- B. Sheila Bell hurricane preparedness
- C. Neil Wilson salvaging efforts

18. ADJOURNMENT

Meeting adjourned at 11:55 pm.

Respectfully submitted,



Douglas Godinich
City Secretary