

NOTICE OF MEETING
CITY COUNCIL OF THE CITY OF GALVESTON
THURSDAY - JULY 22, 2021 - 5:00 P.M.
COUNCIL CHAMBERS- CITY HALL
823 ROSENBERG, GALVESTON, TEXAS
TELEPHONE: (409) 797-3510

Members of the public may participate in the meeting in the following ways:

1. Attend the Zoom meeting by registering in advance at the following web address:

https://us02web.zoom.us/webinar/register/WN_D_r9OIMQRKq7bc8u8S2pwg

2. Submit public comment in advance of the meeting:

<https://forms.galvestontx.gov/Forms/PublicComment>

3. Attend the meeting in person at the above address.

REGULAR MEETING AGENDA

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER
2. ROLL CALL
3. INVOCATION
Pastor Alicia Besser - Moody Methodist Church
4. PLEDGE OF ALLEGIANCE
5. CONFLICTS OF INTEREST
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
 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
7. COMMUNICATIONS AND PETITIONS
Claims: 21-035 - Edward Wheeler; 21-036 - Jeff Brammer; 21-037 - Denise Pope; 21-038 - Iris Guerra; 21-039 - Traci Avertt; 21-040 - Lois Ryan; 21-041 - Andrea Collins; 21-042 - Summer Chapman; 21-043 - Catherine Thomas; 21-044 - Christopher Botello; 21-045 - Delores Esparza; 21-046 - Joseph Meza; 21-047 - Donald Bell; 21-048 - Sonya Porretto; 21-049 - Joe Couti; 21-050 - Tiffany Tsakiris; 21-051 - Glen Thomas; 21-052 - Brad

Williams: and 21-053 - Rene Arieta.

Documents:

[CLAIMS JULY_REDACTED.PDF](#)

8. PUBLIC HEARINGS

8.A. Galveston Landmark Designation - 2127 Avenue O 1/2

Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 2127 Avenue O 1/2, As A "Galveston Landmark", Property Is Legally Described As M. B. Menard Survey, North 54-3 Feet Of Lot 1 (3001-1), Southeast Block 68 Galveston Outlots, A Subdivision, In The City And County Of Galveston, Texas; Requesting The Historic Preservation Officer Record The Property's Landmark Designation In The Official Public Records Of Real Property In Galveston County, The Tax Records Of The City Of Galveston And The Central Appraisal District, And The Official Zoning Maps Of The City Of Galveston, Texas; Designating The Site As A Historically Or Archeological Significant Site In Need Of Tax Relief To Encourage Its Preservation; Planning Case Number 21P-029; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

Documents:

[21P-029_CC STF - 062921.PDF](#)

8.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 2201 Market / Avenue D, And Legally Described As M.B. Menard Survey, Lots 6 & 7, Block 502, 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 21LC-037; Making Various Findings And Provisions Related To The Subject. (C. Gorman)

Documents:

[21LC-037 CC STF RPT PKT WITH ORD.PDF](#)

8.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Revoking Ordinance Number 21-001, Regarding An Abandonment Of A 300 Linear-Feet (Approximately 6,000 Square Foot) Section Of Right-Of-Way, On Property Commonly Located At The Mid-Block Alley Right-Of-Way Adjacent To 1128 Seawall And Its Adjoining Properties Legally Described Herein, In The City And County Of Galveston, Texas Under Planning Case Number 20p-046; Terminating, Repealing Or Otherwise Cancelling Ordinance No. 21-001; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

Documents:

[20P-046 - STF MEMO - REVOCATION_072221.PDF](#)

9. PUBLIC COMMENT

- A. Agenda Items
- B. Non-Agenda Items

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 32, "Streets, Sidewalks, And Public Places" Of The Code Of The City Of Galveston 1982, As Amended By Requiring City Of Galveston Approval Before Any Writing Or Drawing Can Be Done On Any Street, Sidewalk, Or Other Public Property; Making Various Findings And Provisions Related To The Subject And Providing For An Effective Date.

Documents:

[CULTURAL ARTS COMMISSION SIDEWALK ART.DOCX](#)

- 10.B. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending "The Code Of The City Of Galveston 1982, As Amended", Chapter 19, "Licenses, Permits And Business Regulations"; To Amend Regulations, Procedures, And/Or Definitions Pertaining To Requirements For The Operation Of Temporary And Seasonal Parking Lots; To Make Clarifications, Rename, Renummer And Rearrange The Chapter As Applicable; Providing For Penalties And Fees; Making Various Findings And Provisions Related To The Subject; And Providing For An Effective Date. (T. Tietjens)

Documents:

[CHAPTER 19 AMENDMENT STAFF REPORT.DOCX](#)
[CHAPTER 19 - TEMP AND SEASONAL PARKING LOT PERMITS-DRAFT.DOCX](#)

- 10.C. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending The Code Of The City Of Galveston, Chapter 8, "Beaches And Waterways", To Update Beach Access And Parking On Regulated Beach Areas; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (Legal)

Documents:

[CHAPT 8 - BEACHES AND WATERWAYS - ORD SEC 8-3 AMENDS 7-2021 \(2\).DOC](#)

- 10.D. Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Ordinance 21-023 Making Changes To "The Code Of The City Of Galveston 1982, As Amended", Chapter 34, "Traffic" Article IX, "Golf Carts", Of The Code Of The City Of Galveston, 1982, As Amended, Relating To "Golf Carts, And Required Equipment West Of 103rd Street In Galveston; Making Various Findings And Provisions Related To The Subject; Providing For Penalty For Violation, And Providing For An Effective Date. (Robb/Quiroga)

Documents:

[GOLF CART ORDINANCE AMENDMENT.DOCX](#)
[GOLF CART ORDINANCE AMENDMENT WITH GRANDFATHER.DOCX](#)

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.

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Providing That A Portion Of Section One (1) Of The Preserve At West Beach Subdivision On Galveston Island Be Released From Operation Of The Development Agreement Between The City Of Galveston And Marquette Galveston Investment, Ltd.

And The Master Declaration Of Covenants, Conditions, And Restrictions For The Preserve At West Beach Subdivision On Galveston Island, Texas; Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney; Directing The City Attorney To File And Record This Resolution In The Official Records Of Real Property In Galveston County, Texas; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

Documents:

[CITY RELEASE OF MARQUETTE RESTRICTIONS IN FAVOR OF BEACHSIDE VILLAGE-7-2021.DOC](#)
[BEACHSIDE VILLAGE - EXHIBIT A.PDF](#)
[BEACHSIDE VILLAGE - SUBDIVISION PLAT.PDF](#)
[BEACHSIDE VILLAGE - RECORDED PLAT.PDF](#)

- 11.B. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Regarding The Continued Development And Construction Of The Multi-Unit Housing Project Known As "The Oleanders At Broadway" And Commonly Located At 5228 Broadway/Avenue J, In Galveston, Texas, 77551; Confirming Continuation Of The Development Under The Cooperation Agreement; Directing The City Secretary To Send A Certified And True Copy Of This Resolution To The Galveston Housing Authority; Making Various Findings And Provisions Related To The Subject, And Providing For An Effective Date. (Legal)

Documents:

[RES GHA - OLEANDER HOMES-CONTINUATION OF COOPERATION AGREEMENT.DOCX](#)
[THE OLEANDERS COOPERATION AGREEMENT REQUEST.PDF](#)
[COOPERATION DOCS.PDF](#)

- 11.C. Consider For Action A License Agreement Between The City Of Galveston And ExteNet For The Continued Delivery Of Small Cell Network Cellular Service. (Legal)

Documents:

[EXTENET AGREEMENT.PDF](#)

- 11.D. Consider A Proposed Amendment To The Memorandum Of Understanding Between The Rosenberg Library And The City Of Galveston To Provide For Payments By The Library To The City That Address An Inequitable Distribution Of Property Tax Revenue Caused By The Combined Effect Of City Charter Requirements And State Property Tax Laws Approved In 2019. (M. Loftin)

Documents:

[LIBRARY MOU STAFF REPORT.DOCX](#)
[MEMORANDUM LIBRARY AND CITY ML AND DG 713.DOCX](#)

- 11.E. Consider For Approval To Allow The City Manager To Execute An Agreement For An Electricity Provider For The City. (M.Loftin)

Documents:

[ELECTRICITY RECOMMENDATION LETTER 2021.DOCX](#)

- 11.F. Consider For Approval The Purchase Of 10 Sets Of Personal Protective Equipment (PPE) From NAFECO Through Buy Board (Contract #603-20) In The Amount Of

\$28,636.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (C. Olsen)

Documents:

[2021.07.12 NAFECO PPE PURCHASE.PDF](#)
[QUOTE 1106203-0.PDF](#)

- 11.G. Consider For Approval Of A Three (3) Year Contract, With Two (2) Optional One-Year Extensions For Emergency Shelter Of Employees And Equipment To The Responding Proposers That Conformed To The Specifications In RFP 21-15; Fertitta Hospitality LLC. On Behalf Of The Property Known As The San Luis Resort, SPA & Conference Center. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (M. Morgan Sr)

Documents:

[2021.07.01 EMERGENCY SHELTER-EMPLOYEES EQUIPMENT \(SLR\).PDF](#)
[COG-CON-21-698 - FERTITTA HOSPITALITY, LLC - VENDOR SIGNED CONTRACT.PDF](#)

- 11.H. Consider For Approval The Purchase Of Ammunition For The Police Department In The Amount Of \$50,000.00 Through Precision Delta Corporation (TX Smart Buy Contract # 680-A1). (V. Hale)

Documents:

[PRECISION DELTA AMMO TX SMARTBUY JULY 2021.PDF](#)
[PRECISION DELTA TEXAS SMART BUY CONTRACT 680-A1.PDF](#)
[680-A1 PRECISION DELTA CATALOG 3-15-2021.XLSX](#)

- 11.I. Consider For Approval Payment To Lexipol, LLC For The Annual Renewal Of The Police Department's Rules And Regulations Policy Manual Update With Daily Training Bulletins, In The Amount Of \$20,312.00. (V. Hale)

Documents:

[LEXIPOL POLICY MANUAL 2021.PDF](#)

- 11.J. Consider For Approval, Entering Into A Contract With Texas Gulf Construction Company For \$228,072.00 For The Construction Of A Permanent Concrete Floodwall On The West Side Of The Island Transit Trolley Barn (Mitigation RFP-21-10), And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (D. Smith / T. Wroblewski)

Documents:

[STAFF REPORT CONCRETE FLOOD WALL PACKET.PDF](#)

- 11.K. Consider For Approval, Entering Into A Contract With J. W. Kelso Co. Inc. For \$187,840.00 For The Construction Of The Pump/Generator System At The Island Transit Trolley Barn (Mitigation RFP 21-12), And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (D. Smith / T. Wroblewski)

Documents:

[STAFF REPORT PUMP GEN SYSTEM PACKET.PDF](#)

- 11.L. Consider For Approval, Entering Into A Contract With Main Lane Industries For \$572,455.00 For The Purchase Of The Deployable Flood Wall, And The Installation Of The Mounting Hardware On The North, East, And South Sides At The Island Transit Trolley Barn (Mitigation RFP 21-11), And Authorize The City Manager To Sign All Documents Upon The Review And Approval Of The City Attorney. (D. Smith / T. Wrobleski)

Documents:

[STAFF REPORT DEPLOYABLE FLOOD WALL PACKET.PDF](#)

- 11.M. Consider For Approval The Expenditure Of Funds For The City Of Galveston Traffic Division To Procure The Necessary Equipment And Outside Services, And Utilize In-House Resources To Replace The Existing Traffic Signals At The Intersections Of Avenues O, P, Q & S And 45th Street And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Winiecke)

Documents:

[TRAFFIC SIGNAL REPLACEMENTS - AVENUE O, P, Q AND S AND 45TH ST.PDF](#)

- 11.N. Consider For Approval Change Order #1 To The Contract With Metro City, LLC For City Hall West Plaza Increasing The Contract By \$30,772.25 From \$499,691 To \$530,463.25 And Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By City Attorney. (D. Anderson)

Documents:

[METRO CITY LLC - CHANGE ORDER NO 1 - CITY HALL WEST PLAZA.PDF](#)
[CITY HALL WEST PLAZA - CHANGE ORDER NO 1.PDF](#)

- 11.O. Consider For Approval Amendment #1 For \$94,614.60 To The Original \$973,385.57 Storm Water Modeling And Design Proposal From Zarinkelk Engineering Services, Inc. (ZEI), Thereby Increasing The Total Contract To \$1,068,000.17. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (D. Christodoss)

Documents:

[ZARINKELK - 18TH STREET DESIGN - AMENDMENT 1.PDF](#)

- 11.P. Consider For Approval The Emergency Rewind And Recondition Of A Flygt Pump 3202 45HP At Lift Station #16 In The Amount Of \$24,350.00 With Sterling's Machinery. (T. Pedraza)

Documents:

[STERLING MACHINERY - LIFT STATION 16 PUMP REWIND AND RECONDITION.PDF](#)

- 11.Q. Consider For Approval Granting E-Source The Next Stage Of Work For The City Of Galveston Sustainable Interactive Customer Connections (SICC) AMI Project, Pre-Implementation Planning Services For A Fixed Price Of 161,251.00. (T. Pedraza)

Documents:

[E SOURCE AMI PRE- IMPLEMENTATION SERVICES_TP.PDF](#)
[E SOURCE PROPOSAL TO GALVESTON_PHASE 3A_PRE-
IMPLEMENTATION PLANNING 2021.PDF](#)

- 11.R. Consider For Approval The Acceptance Of The Quote From Fuquay Inc., Through The BuyBoard, Purchasing Cooperative, To Utilize Cured In Place Pipe (CIPP) For Manhole Rehabilitation In The Terramar And Pirates Beach Sewer Sheds Of Galveston Island In The Amount Of \$249,930.54. (T. Pedraza)

Documents:

[TERRAMAR AND PIRATES BEACH.PDF](#)

- 11.S. Consider For Approval Minutes Of The April 22, 2021 Workshop And Regular Meeting, The May 13, 2021 Special Meeting, And The May 27, 2021 Workshop And Regular Meeting. (J. Williams)

Documents:

[MINUTES - JULY AGENDA.PDF](#)

12. ACTION ITEMS

- 12.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas Approving Distribution Of Fiscal Year 2022 And Fiscal Year 2023 Hotel Occupancy Tax Revenues To Eligible Artists Or Artist Organizations Under Two-Year Contracts; Authorizing The City Manager To Execute Contracts With Such Recipients; Directing The City Secretary To Send A Certified Copy Of The Resolution To The Park Board Of Trustees; Providing For Findings Of Fact And Providing For An Effective Date. (Legal)

Documents:

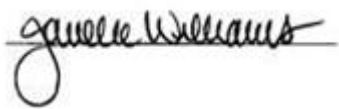
[A H PRESERVATION HOT TAX AWARDS RESOLUTION 2021 ALT A.DOCX](#)
[A H PRESERVATION HOT TAX AWARDS RESOLUTION 2021 ALT B.DOCX](#)
[STAFF REPORT 2021 AWARDS.DOCX](#)

- 12.B. Discuss And Consider Personnel Salary Changes.

1. City Manager Brian Maxwell
2. City Attorney Donald Glywasky
3. City Auditor Glenn Bulgherini
4. City Secretary Janelle Williams

13. ADJOURNMENT

I certify that the above Notice of Meeting was posted in a place convenient to the public in compliance with Chapter 551 of the Texas Government Code on July 19, 2021 at 2:30 P.M.



Janelle Williams, City Secretary

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT

(ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE CITY SECRETARY'S OFFICE, SUITE 201, 823 ROSENBERG, GALVESTON, TEXAS 77550 (409-797-3510).