THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF GALVESTON HELD MAY 22, 2008; 5:30 P.M.

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER.
2. MOMENT OF SILENCE
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL: Present: Mayor Thomas, MPT Weber, CM Mahoney, CM Beeton, CM Fennewald; CM Woods
   Absent: CM Colbert
   Staff: City Manager LeBlanc, City Attorney Green, City Secretary Lawrence

5. DECLARATION OF CONFLICT
   None

6. APPROVAL OF MINUTES
   N/A

7. PRESENTATIONS
   Proclamations: Firefighters Appreciation Day - May 31, 2008
   Certification of Appreciation: Robert L. Moody and Moody Foundation Day
   Certification of Appreciation: Buddy Herz

   Presentation: Landmark Commission Awards: 1905 Ave. M1/2- Galveston Historical Foundation and Andre Jaco and Chris Hughes
   1724 and 1726 Ave. L - Leland Vandeventer, Wendy and Michael Snyder, Kevin Gilliard and Frank Billingsly
   Landmark Commission Annual Report: Joe Rozier and Shane McDermott

8. COMMUNICATIONS AND PETITIONS
   A. Notices of Claim: 08037-Freddie Savage, Jr.; 08038-AT&T (2112 Sydnor); 08039-3914 Kiva); 08040- AT&T (1111 52nd); 08041-Antonio Lopez; 08042-William Warnecke; 08043-Gregory Paul Lewis

9. ORDINANCES ASSOCIATED WITH PUBLIC HEARINGS

   A. Consider for approval an Ordinance of the City of Galveston, Texas, amending the City Code to add the name "Leroy Colombo's View" to 57TH Street from Seawall Boulevard to Maco Street, honoring Leroy Colombo for his life saving efforts to the citizens and tourists of Galveston, Island; Planning Case 08P-40.

ORDINANCE NO. 08-029 was read by caption: AMENDING THE CITY CODE TO ADD THE NAME “LEROY COLOMBO’S VIEW” TO 57TH STREET FROM SEAWALL BOULEVARD TO MACO STREET, HONORING LEROY COLOMBO FOR HIS LIFE SAVING EFFORTS TO THE CITIZENS AND TOURISTS OF GALVESTON, ISLAND; PLANNING CASE 08P-40; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

Mayor Thomas opened the PUBLIC HEARING.

Donald Mize, applicant, spoke in favor of the proposed ordinance.
There being no one else to speak, the Public Hearing was closed.
Motion to approve by MPT Weber. Second by CM Mahoney. Unanimously approved by those present.

10. PUBLIC COMMENT
Mark Muhich, 11 Williamsburg Circle, spoke pertaining the following: Peace Rally, Sierra Club's Cool City Campaign, recent arrest of Moses Mitchell.
Bill Hynek, 4206 Ave. T ½, spoke in support of a Civilian Compliant Review Board.
Celia Padnos, 1208 Ball, spoke in support of a Citizens Review Board. She stated her complaint pertaining to treatment she received by the Police Department.
Leon Phillips, 1212 58th Street, Vice President of the Galveston County Coalition for Justice, spoke in support of a Citizens Review Board and Police Sensitivity Training. He also stated the Coalition would provide free Bicycle Lights to residents of District 1 and 2.

11. ORDINANCES, RESOLUTIONS AND PROCLAMATIONS

A. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, authorizing the City Manager to execute documents accepting a Step - Click It or Ticket Enforcement Grant for fiscal year 2008 from The Texas Department of Transportation.

RESOLUTION NO. 08-018 was read by caption: AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS ACCEPTING A STEP - CLICK IT OR TICKET ENFORCEMENT GRANT FOR FISCAL YEAR 2008 FROM THE TEXAS DEPARTMENT OF TRANSPORTATION; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

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

12. ACTION ITEMS

A. Consider for action approving acceptance of low bid (#07-08-028) from Godwin Pumps for the purchase of a vacuum pump and wellpoint header system in the amount of $51,261.00. Funding source is Collection Division Other Capital Purchase Account.

B. Consider for action authorizing utilization of existing McGuire Dent Construction Contingency Account to permit Jamail-Smith Inc. to deduct installation of outdoor light pole and flag pole lighting (+$5,020.00) and add aluminum roof vent upgrade (-$515.00). Total change to contingency (+$4,505.00). There is no adjustment to the existing construction contract award of $3,653,325.00.

C. Consider for action approving accepting low bid from Teamwork Construction Services in the amount of $62,845.00 for the CDBG Grant Fund Project - Sidewalk, Handicap Ramps in the Scott Renaissance Zone Project (Bid #07-08-029). Funding source is CDBG Grant Funds.

WITHDRAWN

D. Consider for action approving funding in the amount of $5,000.00 less $1,600.00 for City services for the 2008 Juneteenth Celebration. Funding source is Special Events Fund.

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

by those present.

E. Consider for action approving Change Order #1 to Grindline, Inc. for the skateboard park reducing the contract by $11,951.00 (deduct fence and hydromulch) and direct city staff to complete the project and authorizing the City Manager to execute the change order.

F. Consider for action approving city crews to complete the skateboard park to include construction (city labor-material purchase) of fencing, grass sodding, irrigation system and enhanced external ADA ramp, using funds previously de-obligated from Grindline, Inc. contract and GO Bond interest allocation.

G. Consider for action approving the purchase of an Aurora 10X10X15 pump from Automatic Pump and Equipment Company for the Wastewater Treatment Division in the amount of $16,798.00. Funding source is Wastewater Treatment Plant Equipment Parts Account.

H. Consider for action accepting Bid #07-08-023 from Mercer Construction, Inc. of Edna, Texas, low bidder of three, for the construction of Phase 1 of the Sanitary Sewer Lift Station Rehabilitation Project in an amount not to exceed $752,360.50. Funding sources are 2006 Sewer Bond Fund, 2000 Sewer Bond Fund and Sewer Improvement Fund.

I. Consider for action approving acceptance of proposal from Boyer, Inc. for Change Order #1 to the construction of the new 30th Street Pump Station, in an amount not to exceed $157,025.00. This change order brings the total contract price to $15,732,419.00 - 0.98% increase to the base contract amount. The proposal is also adding eighteen days to the length of the contract. This change order is required to comply with TCEQ consent order (on today's agenda) requiring the regarding and resurfacing of the roofs of two of the existing water storage tanks located at the Old 30th Street Pump Station site. Funding source is Water Improvement Fund.

J. Consider for action approving an agreement between the City of Galveston and the Texas Commission on Environmental Quality regarding alleged violations of the Texas Water Code found during an inspection conducted on July 25, 2006, including an administrative fine to be allocated as a Supplemental Environmental Project for the Trust for Public Land in the amount of $12,285.00. Funding source is Water Supply Fines and Judgments Account.

K. Consider for action approving terminating two leases with Turtle Creek Ranch for City property located in Dickinson, Texas. The cost of the termination agreement is $9,541.67. Funding source is Water Supply Other Services Account.

Motion to approve Action Agenda Items A, B, E, F, G, H, I, J and K by MPT Weber. Second by CM Mahoney. Unanimously approved by those present.

13. MAYOR AND COUNCIL APPOINTMENTS
    None

14. MAYOR, COUNCIL AND CITY MANAGER REPORTS
    Mayor Thomas — Reported on the following:
    * Interviews for applicants for Park Board of Trustees and the Wharves Board.
    * May 28 Town Hall Hurricane Meeting

MPT Weber	Reported on the following: * New Council * Concerned about low voter turn out * Maritime Task Force Committee/Maritime Businesses * State and Federal Regulations * New trash collection schedule
CM Woods	Reported on the following: * Bicycle lights will be provided for residents of District 1 and District 2 that work at night. * Citizens Civilian/Police Review Board * Thanked voters of District 1 and Brenda and Charles Lee
CM Colbert	No Report/absent
CM Beeton	Reported on the following: * Future items for Council Agenda: Height and Density Ordinance: remove Specific Use Permit and return the Flagship Hotel to the zone/the possibility of Council revoking the memorandum of understanding between the Sullivans and the City Redevelopment Authority/Discuss the possibility of changing the composition of the Board of the Redevelopment Authority/Adopt a Resolution that all amendments to the Marquette Development Agreement by approved by City Council/Discuss televising City Council Workshops * Marquette Development
CM Fennewald	No report
CM Mahoney	Reported on the following: * May 31/Jamaica Beach Hurricane Meeting
City Manager LeBlanc	Reported on the following: * Trash collection schedule-City's obligation to comply

15. N/A
16. N/A

17. ADJOURNMENT

There being no further business to come before the assembly, the meeting was adjourned at 6:35 p.m.