

**MINUTES OF THE CITY COUNCIL OF THE CITY OF GALVESTON  
REGULAR MEETING - MAY 23, 2019**

5/23/2019 - Minutes

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER  
**With a quorum present, the meeting was called to order at 1:15 p.m.**

2. ROLL CALL

**Present: Mayor Pro Tem Craig Brown, Council Member Amy Bly, Council Member David Collins, Council Member Jason Hardcastle, Council Member John Listowski, and Council Member Jackie Cole.**

**Absent: Mayor James Yarbrough.**

3. INVOCATION

**The invocation was given by Reverend Susan Kennard of Trinity Episcopal Church.**

4. PLEDGE OF ALLEGIANCE

**The Pledge of Allegiance to the American Flag and Texas Flag were led by Mayor Pro Tem Brown.**

5. CONFLICTS OF INTEREST

**None.**

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 - **MPT Brown expressed condolences to the family of David Earnhardt.**

2. Information regarding holiday schedules

3. Recognition of individuals

- a. National Beach Safety Week Proclamation - **presented by CM Listowski.**

- b. Motorcycle Safety Awareness Month Proclamation - **presented by CM Hardcastle.**

- c. Galveston University Spring 2019 Graduates Proclamation - **presented by CM Cole.**

- d. Galveston County Health District Presentation - **Galveston County Health District CEO Kathy Barasco thanked the City Council for participating in the It's Time Texas Challenge. Galveston came in 10th place statewide in the challenge.**

4. Reminders regarding City Council events

5. Reminders regarding community events

6. Health and safety announcement

- 6.B. 2019 Landmark Commission Annual Report And Awards (C. Gorman)

**Historic Preservation Officer Catherine Gorman and Landmark Commission Vice Chair Fred Huddleston presented the Annual Report and Awards.**

**Residential Awards: 1715, 1719, and 1723 Mechanic - UTMB and Galveston Historical**

**Foundation; 1423 Mechanic - Bill Hintermister; 1619 Mechanic - Saving 1900 Michael and Ashley Cordray and new owners Sarah and Erik Larson; 1710 Avenue M 1/2 - Michael Guillot and new owners Vince and Kathy Fasolino; 902 Winnie - Heather and Jeffrey Davis; 2110 Avenue O - Saving 1900 Michael and Ashley Cordray.**

**Commercial Awards: 2410 Strand - 2410 Strand LLC; 2127 Strand - Lisa Shaw, Galveston Arts Center; 2718 Market - Four Square Interests, LLC; 2401 Market - Keith Bassett, Bassett Family Properties, LTD. and Brax Easterwood; 1524 Broadway - John Campbell, Galveston Foundation, Inc. and Brax Easterwood, Architect.**

- 6.C. City Manager's Report - The Investment Report For Quarter Ended March 31, 2019 (M. Loftin)  
**The Investment Report was presented by Assistant City Manager Mike Loftin.**

7. COMMUNICATIONS AND PETITIONS

**19-028 - Joseph Norris, 19-029 - Anne Spence, 19-030 - Marisol Reyes, 19-031 - Alva Ray Conveney, 19-032 - Shane McDermott, 19-033 - Hud Hopkins, 19-034 - Matthew Guss, 19-035 - Vivian Jones/Mary Evans**

8. PUBLIC HEARINGS

- 8.A. Galveston Landmark Designation - 3329 Avenue Q 1/2

Consider For Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 3329 Avenue Q 1/2, As A "Galveston Landmark", Property Is Legally Described As West 40 Feet Of 34th Street (2000-2) Southwest Block 112 Galveston Outlots, 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 19P-023; Making Various Findings And Provisions Related To The Subject. (D. Lunsford)

**Ordinance No. 19-031 was read by caption. Daniel Lunsford provided staff comments. The public hearing was opened. Property owners Catherine Gorman and Brax Easterwood spoke in favor of the landmark designation. The public hearing was closed.**

**Motion was made by MPT Brown, second by CM Bly, to approve the ordinance. Unanimously approved by those present.**

- 8.B. Galveston Landmark Designation - 4502 Avenue O

Consider for Approval An Ordinance Of The City Of Galveston, Texas, Designating The Property Located At 4502 Avenue O, As A "Galveston Landmark", Property Is Legally Described As Lot 3 And The Eastern Portion Of Lot 2 And The Western Portion Of Lots 13, 14, And 15, Block 84 Denver Resurvey, 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 19P-024; , Making Various Findings And Provisions Related To The Subject. (C. Gorman)

**Ordinance No. 19-032 was read by caption. Catherine Gorman provided staff comments. The public hearing was opened. Property owner Norma Rueben spoke in favor of the landmark designation.**

**Motion was made by CM Hardcastle, second by CM Listowski, to approve the ordinance. Unanimously approved by those present.**

9. PUBLIC COMMENT

**Non-Agenda Items - Betty Durgan commented on Sandpiper Cove; Bill Broussard commented on beach access at Pirate' Beach; Sheila Bell commented on the sun turning black.**

10. ORDINANCES (NOT REQUIRING PUBLIC HEARINGS)

- 10.A. An Ordinance Amending Chapter 2, "Administration", Article Iv, "Boards, Commissions, And Committees", Section 2, "Galveston Commission For The Arts"

Consider For Approval An Ordinance Of The City Of Galveston, Texas, Amending Chapter 2, "Administration", Article Iv, "Boards, Commissions, And Committees", Section 2, "Galveston Commission For The Arts", Of "The Code Of The City Of Galveston 1982, As Amended" Changing The Name Of The Commission, The Composition Of The Commission, Allowing The Election Of A Secretary, Allowing The Commission To Function As An Advisory Entity To City Council For The Purpose Of Assisting The Award Of Grants For Public Art Projects, Setting The Number And Dates Of Meetings Of The Commission, Mandating Such Meetings Take Place At City Hall, Creating A Procedure For The Award Of Grants For Public Art Projects; Making Various Findings And Provisions Related To The Subject; Providing For An Effective Date. (B. Sanderson)

**The Ordinance was read by caption. Motion was made by MPT Brown, second by CM Bly, to defer the ordinance. Unanimously approved by those present.**

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.

**Motion was made by MPT Brown, second by CM Bly, to approve Consent Items 11A through 11H, 11J through 11Q, and 11S through 11V. Unanimously approved by those present.**

- 11.A. Consider For Approval A Resolution Of The City Council Of The City Of Galveston, Texas, Endorsing The Appointments Of Certain Individuals To The "Galveston County United Board Of Health"; Directing The City Secretary To Send A Certified Copy Of This Resolution To The Galveston County Health District; Providing For Findings Of Fact And Providing For An Effective Date.  
**Resolution No. 19-024**
- 11.B. Consider For Approval Accepting The City Auditor's Final Report On Port Of Galveston Insurance Proceeds Audit SP2019-1. (G. Bulgherini)
- 11.C. Consider For Approval An Extension Of Agreement With Applied GRT For Consulting And Expert Services Related To The 59th Street Pump Station. (Legal)
- 11.D. Consider For Action Approval Of A Contract With Whitley Penn For External Audit Services. (M. Loftin)
- 11.E. Consider For Approval Additional Funding For Professional Legal Services From The Law Firm Of Lloyd Gosselink In The Amount Of \$30,000.00 Related To Water And Sewer Legal Issues. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (A. Grasso)
- 11.F. Consider For Approval A Professional Service Agreement With Utilis Inc. In The Amount Of \$65,000.00 For Satellite System Surveys Of The City's Water System To Reduce Water Leakage And Lost Revenue In The City Of Galveston (RFP #19-09 "Water Loss Mitigation/Non-Revenue Water Loss Control Program Plan). (A. Grasso)

- 11.G. Consider For Approval Awarding The Request For Proposal On The Annual Contract For Landscaping Maintenance And Grass Mowing Services (RFP 19-19) To Beach Town Lawn Services, LLC For An Amount Not To Exceed \$84,999.92 Per Year. (A. Grasso)
- 11.H. Consider For Approval Of A Contract With Main Lane Industries, Ltd., For The 25th Street Improvements - Broadway To Seawall Project (RFP #19-15) In The Amount Of \$6,730,519.00 (Estimated Total Cost Of Project Not To Exceed \$7,600,519.00). Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.I. Consider For Approval Accepting All Public Infrastructure Improvements For Beachside Village, Section 5 For The Initial Two-Year Maintenance Period. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)  
**Motion was made by CM Collins, second by CM Hardcastle, to defer action on this item. Unanimously approved by those present.**
- 11.J. Consider For Approval Change Order #9 From Triple B Services, LLC, For The Sealy Avenue Improvements From 33rd To 25th Project, Decreasing The Contract Amount From \$2,696,089.53 By \$165,847.50 To The Final Cost Of \$2,530,242.03. (R. Blackketter)
- 11.K. Consider For Approval Of Change Order No. 2 To The Contract With Alamo Environmental Inc. DbA Alamo1, For The City Of Galveston Incinerator Demolition And Concrete Cap Construction Project, Decreasing The Contract By \$91,402.67, From The Amount Of \$4,495,565.75 To A New Total Amount Of \$4,404,163.08. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.L. 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 II From Avenue O To Seawall Boulevard Project In The Amount Of \$119,211.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.M. 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 45th Street Improvements From Broadway To Seawall Boulevard Project In The Amount Of \$294,057.00. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.N. Consider For Approval Of Change Order #2 To The Contract With Construction LTD, For The Fire Station #1 New Site Construction And Existing Site Demolition Project Increasing The Contract By \$72,639.00, From The Amount Of \$9,621,500.00 To The Amount Of \$9,698,344.00, And Extending The Contract Term By 30 Days. The Funding Source Will Be The CDBG Disaster Recovery Non-Housing Round 2.2 Program. (R. Blackketter)
- 11.O. Consider For Approval Of Change Order #4 To The Contract With Triple B Services, L.L.P., For The 33rd Street Improvements From Broadway Avenue To Harborside Drive Project Decreasing The Contract By \$15,008.78, From The Amount Of \$880,737.37 To A New Total Amount Of \$865,728.59. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.P. Consider For Approval Of The Purchase Of A 24 Inch Gate Valve From Triple B Services, LLC, For The Amount Of \$16,210.00. This Gate Valve Is To Be Used For The Upcoming 24 Inch Waterline From 59th Street Pump Station To Airport Pump Station Project. Authorizing The City Manager To Execute All Necessary Documents Upon Final Approval By The City Attorney. (R. Blackketter)
- 11.Q. Consider For Approval The Purchase And Installation Of New Fitness Equipment For The Mcguire-Dent Recreation Center, In The Amount Of \$13,080.22, From Marathon Fitness (Buyboard Contract #583-19). (M. Rabago)

11.R. Consider For Approval Of RFP No. 19-04 Disaster Recovery Base Camps-Worker & Public Shelters, Between The City Of Galveston And Cotton Commercial, A 3 Year Contract With The Option For Up To Two (2), One (1) Year Extensions And Authorizing The City Manager To Execute The Contract. (M. Wisko)

**Motion was made by CM Cole, second by CM Collins, to approve the contract with the amendment that should the city execute a contract to clear land to set up tents it does not allow the removal of trees. Unanimously approved by those present.**

11.S. Consider For Approval The Purchase Of A Washer/Extractor And Turn Out Gear Drying Cabinets In The Amount Of \$24,669.00. (M. Wisko)

11.T. Consider For The Approval Allowing The Fleet Facility To Purchase The Listed Rolling Stock And Associated Equipment From Caldwell Country Through Buy Board For A Total Price Of \$93,926 Which Will Replace Two Vehicles That Were Involved In An Auto Accident. This Purchase Is Contingent Upon The Cities Insurance Settlement. The Funding Source Will Be The Insurance Settlement, And The Capital Outlay Account. (D. Smith)

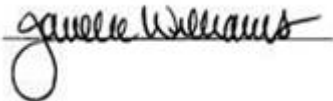
11.U. Consider For Approval An Amendment To Contract CON-COG-17-250 With ABM Texas General Services, Inc. For Janitorial Services, Removing The \$37,356.54 Cap, Authorizing The City Manager To Execute The Amended Contract (C. Kenworthy)

11.V. Receive And File The 2019 Workforce Demographic Report (K. Etienne)

12. ACTION ITEMS

13. ADJOURNMENT

**The meeting was adjourned at 2:10 p.m.**



Janelle Williams, City Secretary

Date Approved: July 25, 2019