



City of Rockport

AMENDED CITY COUNCIL REGULAR MEETING AGENDA

TUESDAY, APRIL 23, 2024 ~ 6:30 p.m.

ROCKPORT SERVICE CENTER

2751 STATE HIGHWAY 35 BYPASS

ROCKPORT, TEXAS 78382

Mayor Tim Jayroe

Mayor Pro Tem (Ward 4) Andrea Hattman

Councilmember (Ward 1) Stephanie Rangel

Councilmember (Ward 2) Danielle Hale

Councilmember (Ward 3) Brad Brundrett

Vanessa Shrauner, City Manager

Notice is hereby given that the Rockport City Council will hold a regular meeting on Tuesday, April 23, 2024, at 6:30 p.m. The meeting will be held in person at the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas. The live stream link to view the meeting is: <https://www.youtube.com/@rockporttxgov>.

Public participation is valued and citizens wishing to express their views on any topic or agenda item can electronically submit a citizen participation form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code to the right, or if attending the meeting in person register before the meeting begins. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The comments will be read at the meeting.



NOTE: The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for discussion. An announcement will be made on the basis of the Executive Session discussion. The City Council may also publicly discuss any item listed on the agenda for the Executive Session.

Notice is hereby given that attendance by other elected or appointed officials may attend the City Council Meeting at the date and time above in numbers that may constitute a quorum. No action or minutes will be taken by such in attendance.

This facility is wheelchair-accessible and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (361) 729-2213, ext. 225 or FAX (361) 790-5966 or email citysecretary@rockporttx.gov for further information. Braille is not available. The City of Rockport reserves the right to convene into executive session under Government Code §§ 551.071-551.074 and 551.086.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

- A. Presentation to Friends of Aransas National Wildlife Refuge – Whooping Crane Strut

4. CITIZENS TO BE HEARD

At this time, comments limited to three (3) minutes will be taken from the audience from persons who have signed the speaker's card located on the table in the back of the Training Room of the Service Center and delivered to the City Secretary before the meeting begins, or written comments received by 4:00 p.m. on the day of the meeting, on any **Agenda** item or any subject matter, will be read at the meeting. Persons wishing to address the Council and who have registered using the Citizen Participation Form will have up to three minutes to speak. In accordance with the Open Meetings Act, the Council may not discuss or take action on any item that has not been posted on the agenda. While civil public criticism is not prohibited; disorderly conduct or disturbance of the peace as prohibited by law shall be cause for the chair to terminate the offender's time to speak.

5. CONSENT

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless pulled at the request of a member of the City Council.

- A.** Consider the approval of the April 9, 2024, City Council Regular Meeting Minutes. (Shelley Goodwin, City Secretary)
- B.** Consider the approval of the April 15, 2024, City Council Special Meeting Minutes. (Shelley Goodwin, City Secretary)
- C.** Consider the approval of the Hotel Occupancy Tax Second Quarterly Report from the Rockport Center for the Arts and approve the payment of One Hundred and Five Thousand dollars (\$105,000). (Shelley Goodwin, City Secretary)
- D.** Consider the approval of the Hotel Occupancy Tax Second Quarterly Report from the Friends of the Fulton Mansion State Historical Site and approve the payment of Twelve thousand five hundred dollars (\$12,500.00). (Shelley Goodwin, City Secretary)
- E.** Consider the approval of the Hotel Occupancy Tax Report from the Aransas County Council on Aging for the Bountiful Bowl Pottery Fair and approve the payment of Three Thousand Five Hundred and Seventeen dollars and Twenty Five cents (\$3,517.25). (Shelley Goodwin, City Secretary)

6. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

- A.** Consider the approval on the second and final reading of Ordinance 1932 of the City of Rockport, Texas amending Ordinance No. 1929 which amended the 2023-2024 budget beginning October 1, 2023, and ending September 30, 2024; repealing all prior ordinances in conflict herewith; providing for publication; and providing for an effective date. (Robbie Sorrell, Director of Finance)

7. OTHER ACTION ITEMS AND UPDATES

- A. Consider the approval of awarding a contract to EDR Architects for Interior design and engineering improvements to the Gagon Fire Station. (Michael Donoho, Public Works Director)
- B. Consider the approval of a street closure request from Augie Garcia, SR Boil House, for May 4, 2024, from 6:00 p.m. to 10:00 p.m. for St. Mary Street from Austin Street and eastward about 100 feet toward Magnolia. (Shelley Goodwin, City Secretary)
- C. Consider the approval of an Engagement Agreement with P. Andrew Hall for professional services related to the 2023 audit. (Robbie Sorrell, Finance Director)
- D. Consider the approval of the Heritage District Certificate of Appropriateness Application submitted for 722 Navigation Circle to rebuild the Aquarium at Rockport Harbor that was destroyed by Hurricane Harvey. (Carey Dietrich, Community Planner)
- E. Presentation of the Monthly Urban Engineering update. (Michael Donoho, Public Works Director)

8. CITY MANAGER'S UPDATE

9. CITY COUNCIL REPORT

The City Council will report/update on activities in respective Wards, and all committee assignments, which may include the following: Aransas County Alliance Local Government Corporation; Aransas Pathways Steering Committee; Building and Standards Commission; Coastal Bend Bays and Estuaries Program; Coastal Bend Council of Government; Coastal Bend Mayors Group; Park & Leisure Services Advisory Board; Planning & Zoning Commission; Rockport-Fulton Chamber of Commerce; Aransas County Storm Water Management Advisory Committee; Swimming Pool Operations Advisory Committee; Tourism Development Council; Tree & Landscape Committee; Texas Maritime Museum, Fulton Mansion, Rockport Center for the Arts, Aransas County, Aransas County Independent School District, Aransas County Navigation District, Town of Fulton, and Texas Municipal League. No formal action can be taken on these items at this time.

10. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section - (551.071 Consultations with Attorney)

- A. Seek the advice of an attorney about pending or contemplated litigation, or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: 1) City Hall; and 2) Concho Street & General Land Office (GLO) drainage projects

11. BUSINESS ITEM

The City Council will reconvene into Regular Session upon the conclusion of the Executive Session; the City Council may take action on any item posted in the Executive Session as necessary.

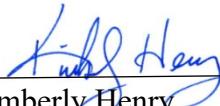
- A. Consider the approval on the use of eminent domain to condemn property, to wit: Resolution 2024-07R of the City Council of the City of Rockport, Texas

finding and reaffirming that a public necessity exists to acquire a drainage easement and/or fee simple for municipal purposes to upgrade and install drainage facilities for the purpose of drainage collection, disposal, emptying, and such appurtenant facilities as may be necessary, and other public uses in real property as portions or whole of tracts of land crossing Veteran's Memorial Park on a portion of the waterfront east of Austin/Broadway Streets, in the Smith and Wood Addition, to the City of Rockport, according to the map recorded in volume "E", pages 272-273, deed records of Aransas County, Texas, and generally described as a portion of the approximately 102.5 acre tract conveyed to the Aransas County Navigation District No. 1 by deed dated October 15, 1936, and recorded in volume Q-2, page 270, deed records of Aransas County, Texas, and revised and amended on August 15, 1953, and recorded in volume M-3, page 499, deed records of Aransas County, Texas, said property owned wholly or partially by Aransas County Navigation District No. 1; providing and reaffirming notice of an official determination to acquire real property for a drainage easement and/or fee simple for municipal purposes; providing and reaffirming authorization for the City Manager to obtain the necessary appraisal report and the making of bona fide offers of just compensation for the easement and/or fee simple; ratifying prior documents and acts made for acquisition of the easement and/or fee simple; authorizing and/or reaffirming the authority of legal counsel to institute eminent domain proceedings on behalf of the City for the acquisition of the easements and/or fee simple on said tracts if negotiations are unsuccessful; authorizing and reaffirming seeking all legal means necessary to enter upon said property for work necessary to effectuate the need or ability to seek eminent domain proceedings and studies incident thereto; authorizing and reaffirming appropriation of funds from a lawful source; and providing for an effective date. (Art Rodrigues, City Attorney)

12. ADJOURN

CERTIFICATION

This is to certify that I, Kimberly Herny, posted this Amended Agenda at 2:00 p.m. on April 19, 2024, on the bulletin board of the City of Rockport Service Center, 2751 S. H. 35 Bypass, Rockport, Texas 78382.



Kimberly Henry
Assistant to the City Manager