
CITY COUNCIL AGENDA

Notice is hereby given that the Rockport City Council will hold a special meeting on Wednesday, May 17, 2023, 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>.**

The matters to be discussed and acted upon are as follows:

Opening Agenda

1. Call meeting to order.
2. Deliberate and act on a Resolution and Order of canvassing the returns and declaring the results of the Saturday, May 6, 2023 General and Special Elections.

(Deliberar y tomar medidas respect a la Resolución orden para hacer el escrutinio de los votos y declarar los resultados de las Elecciones Generales y Especiales a realizarse el sábado 6 de mayo de 2023.)

3. Adjournment.

Special Accommodations

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations 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 citysec@cityofrockport.com 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.

In accordance with the requirements of Texas Government Code Section 551.127, a member of the governing body may participate in this meeting from a remote location. A quorum of the governing body as well as the presiding officer shall be physically present at the above posted location, which shall be open to the public. Those participating remotely shall be visible and audible to the public for all open portions of the meeting. A member of a governmental body who participates in a meeting remotely as provided by law, shall be counted as present at the meeting for all purposes.

Certification

I certify that the above notice of meeting was posted on the front door at Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas on Friday, May 12, 2023 at 10:15 a.m. and on the City's website at www.cityofrockport.com. I further certify that the following News Media were properly notified of this meeting as stated above: *The Rockport Pilot* and *Corpus Christi Caller Times*.


Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Special Meeting: Wednesday, May 17, 2023

AGENDA ITEM: 2

Deliberate and act on a Resolution and Order of canvassing the returns and declaring the results of the Saturday, May 6, 2023, General and Special Elections.

(Deliberar y tomar medidas respecto a la Resolución y orden para hacer el escrutinio de los votos y declarar los resultados de las Elecciones Generales y Especiales a realizarse el sábado 6 de mayo de 2023.)

SUBMITTED BY: City Secretary Teresa Valdez *(Secretario de ciudad Teresa Valdez)*

APPROVED FOR AGENDA: TV

BACKGROUND: The City Council, on January 24, 2023, adopted Resolution No. 2023-05 ordering a General Election to be conducted on May 6, 2023, for the purpose of electing a Council Member to represent Ward #1 and a Council Member to represent Ward #3, and Resolution No. 2023-06 ordering a Special Election to be conducted on May 6, 2023, for the purpose of submitting to the qualified voters of the City one proposition to approve or reject giving authorization to the City Council for the City of Rockport, Texas to sell the Natural Gas Utility Distribution System owned by the City of Rockport.

The City Council, on February 14, 2023, adopted Ordinance No. 1894 ordering a Special Election to be conducted on May 6, 2023, for the purpose of submitting to the qualified voters of the City proposed Charter Amendments for their consideration.

On March 14, 2023, the Council accepted a Certification of Unopposed Candidates by the City Secretary for Council Member Ward #3. Council adopted a Resolution declaring the unopposed candidate for Ward #3 elected to office, cancelling the Ward 3 election for May 6, 2023.

The City contracted with Aransas County Elections Administrator to conduct the May 6, 2023, General and Special Elections.

The General Election for Council Member Ward 1, the Special Election for authorization to sell the Natural Gas Utility Distribution System, and the Special Election on proposed Charter Amendments was conducted on Saturday, May 6, 2023, in accordance with State Election Codes. The accompanying Resolution will be the official document Canvassing the results of the May 6, 2023, General and Special Elections. The Resolution orders that the following Home Rule Charter Amendments as proposed in Ordinance No. 1894 are hereby adopted and shall be incorporated into the City's Home Rule Charter: Propositions B, C, D, E, G, H, I, K, L, N, O, P, Q, R, S, T, and U.

FISCAL ANALYSIS: N/A

STAFF RECOMMENDATION: Staff recommends approval of the Resolution and Order of canvassing the returns and declaring the results of the Saturday, May 6, 2023, General and Special Elections.

RESOLUTION NO. 2023 - __

A RESOLUTION AND ORDER OF CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SATURDAY, MAY 6, 2023, GENERAL ELECTION FOR THE ELECTED OFFICE OF COUNCIL MEMBER WARD NO. 1, THE SPECIAL ELECTION RETURNS ON ONE PROPOSITION TO APPROVE OR REJECT GIVING AUTHORIZATION TO THE CITY COUNCIL TO SELL THE NATURAL GAS UTILITY DISTRIBUTION SYSTEM OWNED BY THE CITY OF ROCKPORT, AND THE SPECIAL ELECTION RETURNS ON PROPOSITIONS FOR PROPOSED HOME RULE CHARTER AMENDMENTS; ORDERING THE CITY SECRETARY TO PREPARE AN AUTHENTICATED COPY OF THE HOME RULE CHARTER FOR CERTIFICATION BY THE MAYOR; ORDERING THE MAILING OF SUCH AUTHENTICATED COPY OF THE AMENDED CITY OF ROCKPORT HOME RULE CHARTER SHOWING THE APPROVAL BY THE VOTERS TO THE SECRETARY OF STATE FOR FILE AND RECORDING SAID CERTIFICATION; PROVIDING OTHER MATTERS RELATING TO THE 2023 CITY OF ROCKPORT GENERAL ELECTION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS:

WHEREAS, in accordance with the general laws and Constitution of the State of Texas, and the City's Home Rule Charter at the Tuesday, January 24, 2023, Regular Meeting the City Council adopted Resolution No. 2023-05, a Resolution ordering a General Election and establishing procedures for said election to be held on Saturday, May 6, 2023. The General Election was called for the purpose of electing a Council Member to represent Ward #1, and a Council Member to represent Ward #3; and

WHEREAS, in accordance with the general laws and Constitution of the State of Texas, and the City's Home Rule Charter at the Tuesday, January 24, 2023, Regular Meeting the City Council adopted Resolution No. 2023-06, a Resolution ordering a Special Election and establishing procedures for said election to be held on Saturday, May 6, 2023. The Special Election was called for the purpose of submitting to the qualified voters of the City one proposition to approve or reject giving authorization to the City Council for the City of Rockport, Texas to sell the Natural Gas Utility Distribution System owned by the City of Rockport; and

WHEREAS, in accordance with the general laws and Constitution of the State of Texas, and the City's Home Rule Charter at the Tuesday, February 14, 2023, Regular Meeting the City Council adopted Ordinance No. 1894, ordering a Special Election and establishing procedures for said election to be held on Saturday, May 6, 2023. The Special Election was called for the purpose of submitting to the qualified voters of the City propositions to approve or reject proposed Home Rule Charter Amendments; and

WHEREAS, in accordance with Subchapter C, Chapter 2, Election Code, at the March 14, 2023, City Council Meeting, the City Council adopted Resolution No. 2023-12 declaring unopposed candidate in the May 6, 2023, General Election, elected to office, cancelling the Saturday, May 6, 2023 Ward 3 Election; and

WHEREAS, the City of Rockport contracted with the Elections Administrator of Aransas County to conduct the General and Special Elections on Saturday, May 6, 2023; and

WHEREAS, the Aransas County Elections Administrator, on May 6, 2023, conducted the General Election for City of Rockport Council Member Ward #1, the Special Election for one proposition to approve or reject giving authorization to the City Council for the City of Rockport, Texas to sell the Natural Gas Utility Distribution System owned by the City of Rockport, and the Special Election on propositions to approve or reject proposed Home Rule Charter Amendments; and

WHEREAS, the U.S. Census Bureau reports the total estimated population for the City of Rockport is 10,436. The Elections Administrator of Aransas County advised that the City's current voter registration list contains 7,917 total registered voters, and for Council Member Ward #1 there are 1,724 total registered voters.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS:

Section 1. That May 6, 2023, General and Special Elections were ordered in accordance with the law in accordance with State Election Code.

Section 2. The following votes were cast in the May 6, 2023 General Election:

	Ward #1
REGISTERED VOTERS	1,724
Absentee Voting	3
Early Voting	61
Election Day Voting	50
TOTAL BALLOTS CAST	114
% of Voters	7%

Section 3. Stephanie Rangel candidate for Council Member Ward #1, is hereby declared elected to said respective office, subject to the taking of the oath of office as provided by the laws of the State of Texas and the Home Rule Charter. The votes cast in the Council Member Ward #1 election are as follows:

	Absentee Voting	Early Voting	Election Day	Total
Jackson, Kathleen "Katy"	2	30	17	49
Rangel, Stephanie	1	31	33	65
Under Votes	0	0	2	2
Over Votes	0	0	0	0

Section 4. The following votes were cast in the May 6, 2023 Special Election for a proposition to approve or reject giving authorization to the City Council for the City of Rockport, Texas to sell the Natural Gas Utility Distribution System owned by the City of Rockport:

REGISTERED VOTERS	7,917
Absentee Voting	13
Early Voting	402
Election Day Voting	313
TOTAL BALLOTS CAST	728
% of Voters	9.2%

Section 5. Registered voters in the City of Rockport approved giving authorization to the City Council for the City of Rockport, Texas to sell the Natural Gas Utility Distribution System owned by the City of Rockport. The votes cast in the Special Elections are as follows:

	Absentee Voting	Early Voting	Election Day	Total
For	10	264	181	455
Against	3	138	132	273
Under Votes	0	17	18	35
Over Votes	0	0	0	0

Section 6. The following votes were cast in the May 6, 2023 Special Election submitting to the qualified voters of the City propositions to approve or reject proposed Home Rule Charter Amendments:

REGISTERED VOTERS	7917
TOTAL BALLOTS CAST	763
% of Voters	9.6%

Section 7. The Home Rule Charter Amendments as proposed by the Charter Review Commission and City Council for consideration by the City’s electorate at the May 6, 2023, were approved or rejected as follows:

PROPOSITION	VOTES FOR	VOTES AGAINST
A	298	442
B	537	190
C	417	305
D	466	256
E	420	311
F	249	485
G	418	300
H	391	312
I	581	140
J	196	527
K	576	151
L	494	226
M	298	377

N	527	173
O	456	233
P	579	139
Q	537	178
R	373	327
S	446	246
T	447	250
U	388	302
V	203	462
W	204	470

Section 8. As a result of the Special Election Results enumerated above, the City Council hereby orders that the following Home Rule Charter Amendments as proposed in Ordinance No. 1894 are hereby adopted and shall be incorporated into the City’ Home Rule Charter: Propositions B, C, D, E, G, H, I, K, L, N, O, P, Q, R, S, T, and U.

Section 9. The City Secretary is hereby ordered to prepare an authenticated copy of the Home Rule Charter for certification by the Mayor. The authenticated copy of the City of Rockport Home Rule Charter showing the approval by the voters shall be mailed to the Secretary of State. The Secretary of State shall file and record the certification.

Section 10. The Rockport City Council hereby finds, determines, and hereby declares that the meeting at which this Resolution is adopted was open to the public, that the public notice of time, place, and the subject matter of the public business to be considered was posted as required by law, including this Resolution.

PASSED and **ADOPTED** at a regular meeting of the Rockport City Council on this the 17th day of May 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary