
CITY COUNCIL AGENDA

Notice is hereby given that the Rockport City Council will hold a regular meeting on Tuesday, May 23, 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>.

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.



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

Opening Agenda

1. Call meeting to order.
2. Pledge of Allegiance.
3. Presentation of Certificate of Election to newly-elected official for Ward 1.
(Presentación del certificado de elección al funcionario recién elegido para el Barrio 1).
4. Administration of Oath of Office to newly-elected official for Ward 1.
(Administración del juramento del cargo al funcionario recién elegido para el Barrio 1.)
5. Presentation of Certificate of Election to re-elected official for Ward 3.
(Presentación del certificado de elección al funcionario reelecto del Barrio 3).
6. Administration of Oath of Office to re-elected official for Ward 3.
(Administración del juramento del cargo al funcionario reelegido para el Barrio 3.)
7. Deliberate and act on election by Council of Mayor Pro-Tem.

8. 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, 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.

Consent Agenda

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

9. Deliberate and act on approval of City Council Regular Meeting Minutes of May 9, 2023, and Special Meeting Minutes of May 17, 2023.
10. Deliberate and act on 2nd quarter report from the Texas Marine Science Institute/Mission Aransas National Estuarine Research Reserve for Fiscal Year 2022-2023 Bay Education expenditures.
11. Deliberate and act on 2nd quarter report from the Texas Maritime Museum for Fiscal Year 2022-2023 marketing expenditures.
12. Deliberate and act on 2nd quarter report from Rockport Cultural Arts District for Fiscal Year 2022-2023 marketing expenditures.
13. Deliberate and act on 1st and 2nd quarter report from Friends of the Fulton Mansion State Historic Site for Fiscal Year 2022-2023 marketing expenditures.
14. Deliberate and act to appoint member to the Zoning Board of Adjustment & Building Standards Commission.
15. Deliberate and act on second & final reading of an Ordinance of the City Council of the City of Rockport, Texas authorizing the acceptance of credit cards for payment of fees, fines, court costs and other charges; providing for a processing fee for payment of fees, fines, court costs and other charges by credit card; providing for a service charge if a payment is not honored; providing for severability; providing a repealer clause; finding and determining that the meeting at which this Ordinance is passed is open to the public as required by law; and establishing an effective date.

Regular Agenda

16. ***Postponed – May 9, 2023:*** Deliberate and act on first reading of an Ordinance authorizing the closing, vacating and abandonment of a portion of Sweet Bay Avenue, lying between Lot No. 32, Block No. 4, Denver Heights Subdivision, and Lot No. 17, Block No. 7, Denver Heights Subdivision, City of Rockport, Aransas County, Texas, according to the plat recorded in Volume 1, Page 9, Real Public Records of Aransas County, Texas; providing for the terms and conditions of such vacation and abandonment; authorizing the Mayor to execute a quitclaim deeds for the 0.193 acre or 8419 square feet to be closed, vacated and abandoned; and providing for an effective date.
17. Deliberate and act on first reading of an Ordinance amending Chapter 22 “Buildings and Building Regulations” Article IX “Permit and License Fees” of the Code of Ordinances, City of Rockport, Texas; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

18. Deliberate and act on first reading of an Ordinance of the City Council of the City of Rockport, Texas adopting an Order declaring certain Charter Amendments adopted pursuant to a Special Election held on Saturday, May 6, 2023; adopting 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 for severability; finding and determining that the meeting at which this Ordinance is passed is open to the public as required by law; and establishing an effective date.
19. Deliberate and act on acceptance of Rockport Harvey Housing, LLC (Pearl Point) annual report and approval of rebate for property taxes paid in 2022 per 2018 Chapter 380 Economic Development Agreement with Rockport Harvey Housing, LLC.
20. Deliberate and act on acceptance of Gulf Coast Hardware, LLC (Ace Hardware) annual report and approval of payment for increase in sales and use tax paid in 2022 per 2016 Chapter 380 Economic Development Agreement with Gulf Coast Hardware, LLC.
21. Deliberate and act on approval of emergency purchase order for equipment to replace a failed rake system in the “Clarifier” at the Wastewater Treatment Plan (WWTP).
22. City Manager Report:
 - A. Projects.
23. Reports from Council.

At this time, 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.

Executive Session

City Council will hold an executive session pursuant to the provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in:

24. Section 551.071 Consultations with Attorney seeking the advice of 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: Concho Street & General Land Office (GLO) drainage projects.
25. Section 551.072 Deliberations about Real Property - to deliberate the purchase, exchange, lease, or value of real property: Portion of Sweet Bay Avenue, lying between Lot No. 32, Block No. 4, Denver Heights Subdivision, and Lot No. 17, Block No. 7, Denver Heights Subdivision, City of Rockport, Aransas County, Texas, according to the plat recorded in

Open Session

City Council will reconvene into open session pursuant to the provisions of Chapter 551 of the Texas Government Code to take any actions necessary related to the executive sessions noted herein, or regular agenda items, noted above, and/or related items.

26. 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 bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas on Friday, May 19, 2023, at 11:45 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