



City of Rockport
CITY COUNCIL REGULAR MEETING AGENDA
TUESDAY, JUNE 11, 2024 ~ 4:00 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) Matt Anderson
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, June 11, 2024, at 4:00 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 City Council welcomes citizen participation and comments at all City Council Meetings on any Agenda item or any subject matter.



Written comments submitted by 3:30 p.m. on the day of the meeting.

- i. Complete the Speaker Card – locate the card by scanning the QR Code or online at <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation>
- ii. Written Comments received by the deadline will be read.

Sign up in person.

- i. Speaker's cards are located at the entrance of the meeting room and must be delivered to the City Secretary before the meeting begins.
- ii. Any citizen with handouts should provide them to the City Secretary before the meeting. If you wish the City Council to receive your handouts for the meeting, please provide 8 copies; if not, the City Council will receive your handouts the following day.

Rules for Citizen Participation

- i. Speakers will be limited to three minutes.
- ii. 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.

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 based on 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 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 before this meeting. Please get in touch with the City Secretary's office at (361) 729-2213, ext. 225, or FAX (361) 790-5966 or email sgoodwin@rockporttx.gov for further information. Braille is not available.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. CITIZENS TO BE HEARD

Speaker participation instructions are provided in writing at the beginning of the agenda. **NOTE:** The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting, and any response to a question posed to the City Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042 has not been posted on the agenda.

IV. 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.

1. Consider the approval of the City Council Minutes for the May 28, 2024, City Council Regular Meeting (Shelley Goodwin, City Secretary)
2. Consider the approval of the City Council Minutes for the May 29, 2024, City Council Special Meeting (Shelley Goodwin, City Secretary)

V. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

3. Consider the approval on the second and final reading of Ordinance 1935 amending Code of Ordinances Chapter 94 "Taxation", Article IV "Hotel Occupancy Tax"; to add two additional; Texas Tax Code uses categories repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date (Shelley Goodwin, City Secretary)
4. Consider the approval on the second and final reading for Ordinance 1936 amending Ordinance No. 1932 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 (\$2,322.65 Police Department training account) (Robbie Sorrell, Finance Director)
5. Consider the approval of Resolution 2024-11R finding that AEP Texas Inc.'s requested increase to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring reimbursement of Cities' Rate Case Expenses; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel (Robbie Sorrell, Finance Director)

VI. OTHER ACTION ITEMS AND UPDATES

6. Consider a request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account for the lease of billboards to educate citizens as to the tree ordinances of the City of Rockport, Town of Fulton, and Aransas County (expenditure for \$12,300.00) (Carey Dietrich, Asst Director Building & Development / Community Planner)

7. Consider a request for expenditure from the Tree Mitigation Fund for \$856.00 to purchase two (2) Haglof Mantax Black 950 mm Calipers and two DBH tapes for Code Enforcement to measure trees more accurately (Carey Dietrich, Asst Director Building & Development / Community Planner)

VII. CITY MANAGER'S UPDATE

8. Announcement of the future City Manager Update created through Microsoft Teams

VIII. 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.

IX. 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)

9. 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; 2) Concho Street & General Land Office (GLO) drainage projects; and 3) Data Pros Settlement.

X. 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.

XI. ADJOURN

CERTIFICATION

This is to certify that I, Shelley Goodwin, posted this Agenda at 10:45 a.m. on June 7, 2024, on the bulletin board of the City of Rockport Service Center, 2751 S. H. 35 Bypass, Rockport, Texas 78382.


Shelley Goodwin, TRMC/CMC
City Secretary



City of Rockport
CITY COUNCIL REGULAR MEETING MINUTES
TUESDAY, MAY 28, 2024 ~ 6:30 p.m.
ROCKPORT SERVICE CENTER
2751 STATE HIGHWAY 35 BYPASS
ROCKPORT, TEXAS 78382

City Councilmembers Present:

Mayor Tim Jayroe
Mayor Pro Tem (Ward 4) Andrea Hattman
Councilmember (Ward 1) Stephanie Rangel
Councilmember (Ward 2) Matt Anderson
Councilmember (Ward 3) Brad Brundrett

City Councilmembers Absent:

None

City Staff Present:

Vanessa Shrauner, City Manager
Art Rodriguez, City Attorney
Bob Argetsinger, Director of Information Technology
Lee Brown, Public Safety Communications Center Director
Mike Donoho, Public Works Director
Kimberly Henry, Assistant to the City Manager
Nathan Anderson, Police Chief
Robbie Sorrell, Director of Finance
Shelley Goodwin, City Secretary

I. CALL TO ORDER

Mayor Jayroe called the May 28, 2024, Regular Meeting to order at 6:30 p.m. and announced that a quorum had been met.

II. PLEDGE OF ALLEGIANCE

Councilmember Rangel led the Pledge of Allegiance to the United States flag.

III. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

1. Promotion of Lieutenant Dennis Paine to Captain

2. Promotion of Officer Jason Mikeska to Lieutenant

Nathan Anderson, Police Chief, introduced both officers. He announced Captain Paine would oversee the CID and Lieutenant Mikeska would oversee a patrol shift.

IV. CITIZENS TO BE HEARD

Malcolm Dieckow, Chairman of the ACND, read the attached letter regarding Agenda Item XI. 13.

Shilow Mitchell stated she wanted to just thank the City Council for their service and all they do for the community.

Doug Webb read a letter regarding the weak fishery. He stated this would hurt tourism and the residents if something is not done to help rebuild the fishery. He recommended each

Councilmember contact your Congressman regarding these issues and the need to build new hatcheries.

V. CONSENT

3. Consider the approval of the City Council Minutes for the May 14, 2024, City Council Regular Meeting

4. Consider the approval of the Hotel Occupancy Tax Second Quarterly Report from the Rockport-Fulton Chamber of Commerce for Ninety-Six Thousand One Hundred Ninety-Seven Dollars and Eighty-Five Cents (\$96,197.85)

Motion: Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel, to approve the Consent Agenda Items VI. 3. and 4. The City Council voted on roll:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against. The motion passed unanimously.

VI. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

5. Consider the adoption on the second and final reading of Ordinance 1934 amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R2 (2nd Single Family Dwelling District) for property located at 424 Eloise; also known as Lot 14, Civiletto Subdivision; to R5 (2nd Multi-Family Dwelling District), repealing all ordinances in conflict therewith; providing for severability; and providing an effective date

Carey Dietrich, Asst. Director Building & Development Community Planner | Building Official, stated there were no changes since the first reading.

The City Council discussed the zoning change and the effects it would have in the future.

Carey Dietrich, Asst. Director Building & Development Community Planner | Building Official, reviewed the zoning lot size requirements. She stated currently this property has been using R5 zoning and this change will bring this property into compliance. She reviewed the save guards in place.

Motion: Upon a motion made by Councilmember Brundrett, and a second by Councilmember Rangel, to approve on the second and final reading of Ordinance 1934 amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of the land from R2 (2nd Single Family Dwelling District) for property located at 424 Eloise; also known as Lot 14, Civiletto Subdivision; to R5 (2nd Multi Family Dwelling District), repealing all ordinances in conflict therewith; providing for severability; and providing an effective date. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye

Mayor Pro Tem (Ward 4) Hattman aye
The motion to approve passed unanimously; five (5) for and none (0) against.

6. Consider the adoption on the second and final reading of Ordinance 1933 amending Chapter 98 Traffic and Vehicles Article VI Golf Carts and Off-Highway Vehicles Section 98-134 Authorized Inspection Facility and Entity Requirements: providing a savings clause, severability clause, and an effective date

Nathan Anderson, Police Chief, stated there have been no changes since the first reading.

Motion: Upon a motion made by Councilmember Brundrett, and a second by Mayor Pro Tem Hattman to approve the second and final reading of Ordinance 1933 amending Chapter 98 Traffic and Vehicles Article VI Golf Carts and Off-Highway Vehicles Section 98-134 Authorized Inspection Facility And Entity Requirements: providing a savings clause, severability clause, and an effective date. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

7. Consider the approval on the first reading of Ordinance 1935 amending Code of Ordinances Chapter 94 "Taxation", Article IV "Hotel Occupancy Tax"; to add two additional; Texas Tax Code uses categories repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date

Shelley Goodwin, City Secretary, stated this change arrived from the Hotel Occupancy Tax discussion at the May 14, 2024, Regular Meeting. She stated the City currently has an Ordinance setting the use of HOT Funds for five of the nine allowable categories set by statute, this amendment will add two additional categories that the City qualifies for.

Motion: Upon a motion made by Councilmember Brundrett, and a second by Mayor Pro Tem Hattman, to approve the first reading of Ordinance 1935 amending Code of Ordinances Chapter 94 "Taxation", Article IV "Hotel Occupancy Tax"; to add two additional; Texas Tax Code uses categories repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

8. Consider the approval on the first reading for Ordinance 1936 amending Ordinance No. 1932 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 (\$2,322.65 Police Department training account)

Robbie Sorrell, Finance Director, stated the City receives Texas Enforcement Officer Standards and Education (LEOSE) funds once a year; however, the 88th Legislative session increased the contribution,

and a second payment has been received. He noted the Police Department would like to appropriate the additional \$2,322.65 of restricted funds received into a separate budget training account this year.

The City Council discussed the Police Department using the funds for training.

Motion: Upon a motion made by Mayor Pro Tem Hattman, and a second by Councilmember Rangel, to approve the first reading of Ordinance 1936 amending Ordinance No. 1932 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 (\$2,322.65 Police Department training account) The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

9. Consider the approval of Resolution 2024-10R declaring certain City property surplus and authorizing the sale of said property to further a public purpose, and establishing an effective date

Dale Martinets, Fleet Manager, stated this Resolution allows for the City to be transparent with the surplus property. He noted the property listed has been kept longer than their useful life and will be auctioned off using a third party.

Motion: Upon a motion made by Mayor Pro Tem Hattman, and a second by Councilmember Rangel, to approve Resolution 2024-10R declaring certain City property surplus and authorizing the sale of said property to further a public purpose and establishing an effective date. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

VII. OTHER ACTION ITEMS AND UPDATES

10. Consider the approval of a Construction Change Directive #1 for the City Hall project in the amount not to exceed \$124,735.31

Kimberly Henry, Assistant to the City Manager, reviewed the differences between a Change Order and a Change Directive. She reviewed the Change Directive. She also reviewed the need for the Change Directive and why it should not exceed \$124,735.31.

The City Council discussed the following:

- Additional Change Directives moving forward
- Project Budget

Kimberly Henry, Assistant to the City Manager, stated she does expect to see more Change Directives moving forward. She also stated this project is still within budget.

Motion: Upon a motion made by Mayor Pro Tem Hattman, and a second by Councilmember Rangel,

to approve a Construction Change Directive #1 for the City Hall project in the amount not to exceed \$124,735.31. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

11. Consider the approval of a contract with RentalScape Platform contract for the Short Term Rental ID & Monitoring Program for the purpose of performing certain data analytics services to include the registration, management, Hotel Occupancy Tax (HOT) payments, and notifications regarding the City of Rockport Short Term Rental Program

Carey Dietrich, Asst. Director Building & Development Community Planner | Building Official, stated after searching several programs that the RentalScape Platform works best for the City. She noted that once this program is installed and running, she will hold an education session for the public.

The City Council thanked staff for researching what works best for the City and scheduling an education session.

Motion: Upon a motion made by Mayor Pro Tem Hattman, and a second by Councilmember Rangel, to approve a contract with RentalScape Platform contract for the Short Term Rental ID & Monitoring Program for the purpose of performing certain data analytics services to include the registration, management, Hotel Occupancy Tax (HOT) payments, and notifications regarding the City of Rockport Short Term Rental Program. The City Council voted by roll call:

Mayor Jayroe	aye
Councilmember (Ward 1) Rangel	aye
Councilmember (Ward 2) Anderson	aye
Councilmember (Ward 3) Brundrett	aye
Mayor Pro Tem (Ward 4) Hattman	aye

The motion to approve passed unanimously; five (5) for and none (0) against.

VIII. CITY MANAGER'S UPDATE

9. Monthly Engineer Report

Anthony Allen, Urban Engineering, provided updates on the following projects:

- GLO CDBG Drainage Improvements
 - Project 1-Traylor/Tuttle-not started
 - Project 4- S. Ann and E. Hackberry-Storm Sewer improvements installed and manhole rings have been adjusted and paving has been completed
 - Project 5- Market at Church- the majority of Storm Sewer improvements installed
 - Project 6-Sabinal, Ann, Orleans, Laurel, and Magnolia-majority of infrastructure is installed; still need outfall installed and latent defects
- FEMA-Enterprise and Maple Drainage Improvements are complete and sent to FEMA for approval
- Texas Department of Agriculture CDBG – Kluge and Holly Road Reconstruction – providing Grantworks a Contract for Engineering Services
- FEMA HMGP Replacement Generators - have been submitted to FEMA
 - Application 1 - Rockport Fire Station Generator and Highway 188 Pump Station Generator – provided clarification on the scope of work

- Application 2 – Ivy Lane Pump Station Generator and Highway 188 Pump Station Generator - provided a revision for Benefit-Cost Analysis
- Application 3 – Mobile Generator for powering the City’s lift stations - provided a revision for Benefit-Cost Analysis
- Aransas County Basin 39 Drainage Improvements- Amendment #5 is being processed and then Amendment #6 can be submitted to Grantworks (County project)

The City Council discussed the updates and requested that future presentations be presented in writing.

X. 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.

Councilmember Rangel congratulated Councilmember Anderson and welcomed him to the Council.

Councilmember Anderson stated he has an accurate map of District 2 and he is looking forward to getting out there and meeting the residents.

Mayor Pro Tem Hattman reported on the following:

- Attended the Rockport-Fulton Chamber monthly meeting, and they are doing their annual change of the gavel on June 11, 2024.
- Attended the Tree Committee meeting where an action item related to billboards will be coming to the City Council. These will be educational billboards regarding trees and plants.
- Busy Memorial Day Weekend in Rockport where several activities took place including the Wine Fest.

Mayor Jayroe reported that on Memorial Day he was part of the Veteran’s Memorial Service, which was well attended. He noted a Veteran was presented with a Purple Heart for his service in Afghanistan. He recommends that everyone should attend a Veteran’s Memorial Service of those who took an Oath to protect and serve their country.

XI. 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)

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; 2) Concho Street & General Land Office (GLO) drainage projects; and 3) Data Pros Settlement

Mayor Jayroe announced that the City Council will recess its open meeting and go into Executive Session at 8:16 p.m.

Mayor Jayroe announced that the City Council ended the Executive Session at 9:14 p.m. and reconvened the open meeting.

11. BUSINESS ITEM

The City Council took no action after the Executive Session.

12. ADJOURN

Motion: Upon a motion made by Councilmember Anderson and a second by Councilmember Rangel, to adjourn the Tuesday, May 28, 2024, City Council Regular Meeting at 9:15 p.m.

Tim Jayroe
Mayor

Shelley Goodwin, TRMC/CMC
City Secretary



City of Rockport
CITY COUNCIL SPECIAL MEETING MINUTES
WEDNESDAY, MAY 29, 2024 ~ 12:00 p.m.
ROCKPORT SERVICE CENTER
2751 STATE HIGHWAY 35 BYPASS
ROCKPORT, TEXAS 78382

City Councilmembers Present:

Mayor Tim Jayroe
Mayor Pro Tem (Ward 4) Andrea Hattman
Councilmember (Ward 1) Stephanie Rangel
Councilmember (Ward 2) Matt Anderson
Councilmember (Ward 3) Brad Brundrett

City Councilmembers Absent:

None

City Staff Present:

Vanessa Shrauner, City Manager
Brittney Aguirre, Interim Director of Parks and Recreation
Nathan Anderson, Police Chief
Bob Argetsinger, Director of Information Technology
Lee Brown, Public Safety Communications Center Director
Kaycee Eddins, Director of Human Resources
Kimberly Henry, Assistant to the City Manager
Dale Martinet, Fleet Maintenance
Ryan Picarazzi, Assistant Director of Public Works
Robbie Sorrell, Director of Finance
Shelley Goodwin, City Secretary

1. CALL TO ORDER

Mayor Jayroe called the May 29, 2024, Special Meeting to order at 12:02 p.m. and announced that a quorum had been met.

2. CITIZENS TO BE HEARD

Gerald Dean, Country Club HOA, spoke regarding drainage issues and the items that must be addressed to prevent flooding at the Country Club Golf Course. He asked the City Council for continued support with the drainage issues.

3. GOALS AND BUDGET PRIORITIES

Vanessa Shrauner, City Manager, explained the need for today's meeting and the expectations of the meeting. She reviewed the documents that the City Council was given.

Ryan Picarazzi, Assistant Director of Public Works, reviewed the Street & Drainage, Water Distribution, Wastewater, Natural Gas, Building & Development, Building Maintenance, and Fleet Maintenance budget requests. He noted the following:

- Street & Drainage priorities
 - Top priority - -Austin Street (Downtown)

- Second priority - Magnolia
- Water Distribution priorities
 - Top priority - Boalted Tank and Maintenance Plan
- Wastewater priorities –
 - Top priority - Masterlift Station and Belt press
- The status of the Natural Gas sale
- Building & Development priorities
 - Ensure that funding comes out of the correct department/line item

The City Council discussed the following:

- Pond Sediment Removal
- Upgrade substandard roads
- Focus on pedestrian walking
- New FTE for Water Crew Leader
- Drone and the requirements to fly one
- Contracting out projects vs. in-house
- Maintenance Schedule/Plan
- Rate Study
- Overtime vs. hiring an employee
- Development fees and covering cost

Vanessa Shrauner, City Manager, stated according to the rate study Public Works is nine people short. She also addressed what happens if the Bolted Water Tank is replaced. She reviewed the Impact Fee Study that is occurring. She stated a few of these projects could be paid for through Impact Fees.

Dale Martinet, Fleet Maintenance, reviewed the Fleet Maintenance budget request. He discussed the shape of the building, the benefits of clean equipment, and the need for repairs. He noted the top priority is the Fuel Tank Removal and Equipment Storage.

Vanessa Shrauner, City Manager, directed the cleaning of the fleet into the budget and charged the appropriate department for their cleaning.

Bob Argetsinger, Director of Information Technology, reviewed the budget request for the Information Technology Department.

Robbie Sorrell, Director of Finance, reviewed his budget request for outsourcing payroll.

Brittney Aguirre, Interim Director of Parks and Recreation, reviewed the Halff Park Development Study and process. She also reviewed the need for a City Parkland Dedication Program.

Lee Brown, Public Safety Communications Center Director, reviewed her budget request of a new employee to help reduce overtime.

Nathan Anderson, Police Chief, reviewed the Police Department budget request and needs for additional officers.

The City Council discussed the following:

- Incode reduction of modules and whether it would affect the cost
- Overtime and ways to reduce

- Public Safety Communications Center new employee request
- Certification Pay
- Leasing radio systems
- Use Sheriff's Radio System
- Lease vehicles
- Trade-in vs. auction for equipment
- Rockport University, City Manager/Coffee with a Cop, and Neighborhood Town Hall Meetings
- Contract Labor to assist with grants and comprehensive plan
- Use of salary savings
- Bond note and Bond Election
- Utility Revenue Bond
- Better communications

Vanessa Shrauner, City Manager, stated the leadership team has agreed that their top priority is a 7% Cost of Living Adjustment (COLA).

The City Council then worked on their budget priorities:

- Transparency/knowledge/Clarity
- Personnel
- Financial Stability
- Community Wellness
- Safety
- Partnership
- Honesty
- Manage Growth
- Environmental Sustainability
- Citizen Input
- Maintain the Rockport character
- Forward Thinking Innovative

The City Council also discussed a Budget Mission Statement, “Enhancing our quality of place and proactively planning for our future”.

4. ADJOURN

Motion: Upon a motion made by Councilmember Brundrett and a second by Councilmember Rangel, to adjourn the Wednesday, May 29, 2024, City Council Regular Meeting at 4:20 p.m.

Tim Jayroe
Mayor

Shelley Goodwin, TRMC/CMC
City Secretary

CITY COUNCIL AGENDA

Special Meeting: Monday, June 11, 2024

AGENDA ITEM: 3

Consider the adoption of Ordinance 1935 on the second and final reading amending Code of Ordinances Chapter 94 "Taxation", Article IV "Hotel Occupancy Tax"; to add two additional; Texas Tax Code uses categories repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.

SUBMITTED BY: Shelley Goodwin, City Secretary

APPROVED FOR AGENDA: VRS

BACKGROUND:

The proposed Ordinance comes out of directions from the May 14, 2024, City Council Regular Meeting the City Council discussed the FY2024-2025 Hotel Occupancy Tax Grant Funding to provide directions on proposed changes.

The Tax Code allows for nine Hotel Occupancy Tax categories; however, Rockport adopted an Ordinance narrowing the nine categories to five categories. The City Council discussed the five allowable funding categories and agreed by consensus to add the following two categories:

FISCAL ANALYSIS:

There would not be any financial impact to the budget, this amendment would allow for additional categories to be used for HOT.

RECOMMENDED ACTION:

Staff recommends approval of the second and final reading of this ordinance.

ORDINANCE NO. 1935

AN ORDINANCE OF THE CITY OF ROCKPORT AMENDING CODE OF ORDINANCES CHAPTER 94 "TAXATION", ARTICLE IV. "HOTEL OCCUPANCY TAX"; TO ADD TWO ADDITIONAL; TEXAS TAX CODE USES CATEGORIES REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Texas Tax Code authorizes the governing body nine categories of use of Hotel Occupancy Tax Revenue; and

WHEREAS, the City of Rockport amending the Ordinance in 1992 and 2010 amend the wording of its ordinance to provide procedures and categories for the City's Hotel Occupancy Tax Revenue Uses; and

WHEREAS, the City Council recommends amendments to allow more options for the uses of Hotel Occupancy Tax with the intent to bring more tourism to the City and benefit the economy.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS:

SECTION 1. AMENDMENT

Section 94-95 Use of Revenue by adding the following Texas Tax Code, Sections 351.101 and 351.014, uses categories:

Signage directing tourists to sights and attractions that are visited frequently by hotel guests in the municipality.

Funding certain expenses, including promotional expenses, directly related to a sporting event within counties with a population of under 1 million.

SECTION 2. REPEALER

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this Ordinance, are all hereby repealed.

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport.

PASSED AND APPROVED: First reading this day of , 2024

APPROVED and **PASSED:** Second reading this day of , 2024.

Tim Jayroe, Mayor

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM:

Art Rodriguez, Jr., City Attorney

CITY COUNCIL AGENDA
Special Meeting: Monday, June 11, 2024

AGENDA ITEM: 4

Consider the adoption of Ordinance of the City of Rockport, Texas on the second and final reading amending Ordinance No. 1932 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.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND:

The City of Rockport normally receives Texas Law Enforcement Officer Standards and Education (LEOSE) funds once a year. Per attached letter, a second payment was sent due to an increased contribution coming out of the 88th Legislative session.

FISCAL ANALYSIS:

The Police Department would like to appropriate the additional \$2,322.65 of restricted funds received into a separate budget training account this year.

RECOMMENDED ACTION:

Staff recommends approval of the ordinance on second and final reading.

ORDINANCE NO. 1936

AN ORDINANCE OF THE CITY OF ROCKPORT, TEXAS AMENDING ORDINANCE NO. 1932 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.

WHEREAS, on April 23, 2024, Council approved Ordinance No. 1932 amending the budget for 2023-2024; and

WHEREAS, the City was awarded an additional restricted Law Enforcement Officer Standards and Education (LEOSE) payment; and

WHEREAS, Rockport Police Department wants to appropriate those funds into the current year budget;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS:

SECTION 1.

For municipal purposes, to appropriate additional restricted LEOSE monies and amend the General Fund budget I/A/O \$2,322.65.

	FY 21-22	FY 22-23	FY 22-23	FY 23-24
	<u>Actual</u>	<u>Budget</u>	<u>Projected</u>	<u>Proposed</u>
General Fund Resources				
Property Taxes	\$ 4,015,913	\$ 4,760,916	\$ 4,705,012	\$ 5,495,959
Other Taxes	3,731,266	3,771,126	3,787,126	3,887,126
Franchise Fees	1,681,685	1,690,880	1,670,215	1,787,000
Licenses & Permits	660,740	671,000	478,525	548,175
Intergovernmental Revenues	239,336	90,500	131,846	85,500
Fines & Fees	154,895	168,000	157,300	161,600
Interest Revenue	13,730	7,500	105,000	105,000
Charges for Services	75,107	111,700	49,250	50,200
Operating Transfers	1,149,067	1,234,618	1,234,618	1,293,443
Event Revenues	3,381	5,000	5,000	5,000
Other Revenues	129,397	106,878	299,465	82,000
Other Revenues - LEOSE/Peace Officer				2,323
Use of Reserves	-	-	830,127	449,352
Use of Reserves - 1st Amendment				1,750
Use of Reserves				102,514
Total Resources	\$ 11,854,517	\$ 12,618,118	\$ 13,453,484	\$ 14,056,942

General Fund Expenditures				
Personnel	\$ 6,584,404	\$ 6,886,465	\$ 7,136,670	\$ 7,315,128
Contracts & Services	1,698,730	1,471,560	1,755,885	2,464,568
Damage to Park Fence - 1st Amendment				1,750
Supplies	1,158,628	826,795	683,125	998,155
Travel & Training	137,843	190,450	199,701	202,844
LEOSE Training				2,323
Intergovernmental Transfers	1,686,927	1,772,391	1,786,634	1,280,367
Transfer Out to Construction in Progress				102,514
Maintenance	600,602	878,226	691,855	849,263
Capital Outlay/Project	498,219	324,650	401,038	337,150
Operating Transfers	364,497	267,581	798,576	502,880
Total Expenditures	\$ 12,729,850	\$ 12,618,118	\$ 13,453,484	\$ 14,056,942

Resources Over(Under) Expenditures	\$ (875,333)	\$ (0)	\$ 0	\$ (0)
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SECTION 2.

All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein. If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 3.

If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 4.

It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 6.

This Ordinance shall become effective upon adoption by the second reading by the Rockport City Council.

APPROVED on first reading the 28th day of May 2024.

APPROVED on second reading the 11th day of June 2024.

CITY OF ROCKPORT, TEXAS

Tim Jayroe,
Mayor

ATTEST:

Shelley Goodwin, City Secretary

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, June 11, 2024

AGENDA ITEM: 5

Consider and act on a resolution of the City of Rockport Texas finding that AEP Texas Inc.'s requested increase to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the Company and legal counsel.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND:

The law firm of Lloyd Gosselink performs regulatory work on behalf of municipalities who have formed a coalition to cost effectively review and respond to electric issues affecting rates charged by AEP.

On February 29, 2024, AEP Texas Inc. (hereinafter "AEP Texas" or "Company") filed an application with cities to increase systemwide distribution rates by \$100.4 million per year (an increase of 13.1%) and increase to system-wide transmission rates by \$63.1 million per year (a decrease of 9.29%). According to AEP Texas, the impact of this approval on an average residential customer would be an increase of \$4.59 per month.

On March 12, 2024, Rockport City Council approved a Resolution to intervene and suspend the AEP rate change for 90 days. This would allow time for Tom Brocato and his team to study the new rates further and possibly negotiate a lower increase.

At this time, Tom Brocato and his team have determined that the rate change is unreasonable, and rates should not be increased.

This Resolution memorializes Rockport's position to AEP that the rate change is unreasonable, and rates should not be increased.

FISCAL ANALYSIS:

Per above notice, from Thomas Brocato of Lloyd Gosselink, there will be no direct charge to the City of Rockport.

RECOMMENDED ACTION:

Staff recommends approval of the attached resolution with the next step being to mail a copy both to Thomas Brocato with Lloyd Gosselink and Jennifer Frederick with AEP.

RESOLUTION NO. 2024-11R

A RESOLUTION OF THE CITY OF ROCKPORT TEXAS FINDING THAT AEP TEXAS INC.'S REQUESTED INCREASE TO ITS ELECTRIC TRANSMISSION AND DISTRIBUTION RATES AND CHARGES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING REIMBURSEMENT OF CITIES' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

WHEREAS, on or about February 29, 2024, AEP Texas Inc. ("AEP Texas" or "Company"), pursuant to Public Utility Regulatory Act ("PURA") §§ 33.001 and 36.001 filed with the City of Rockport a Statement of Intent to change electric delivery rates in all municipalities exercising original jurisdiction within its service area, effective April 4, 2024; and

WHEREAS, the City is an electric utility customer of AEP Texas and a regulatory authority over the rates and charges of AEP Texas within the City; and

WHEREAS, the City is a member of the Cities Served by AEP Texas ("Cities"), a membership of similarly situated cities served by AEP Texas that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in AEP Texas' service area; and

WHEREAS, Cities is an intervenor in the parallel proceeding at the Public Utility Commission of Texas to review AEP Texas' filing; and

WHEREAS, pursuant to its exclusive original jurisdiction over AEP Texas' rates and operations within city limits, the City previously suspended the effective date of the Company's requested rate increase; and

WHEREAS, PURA § 33.023 provides that costs incurred by cities in ratemaking activities are to be reimbursed by the regulated utility; and

WHEREAS, the City's attorneys and consultants recommend that the City deny the application.

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

SECTION 1. That the rates proposed by AEP Texas in an application submitted to the City by the Company on or about February 29, 2024, are hereby found to be unreasonable, and are denied.

SECTION 2. That the Company shall continue to charge its existing rates for transmission and distribution service to customers with the City.

SECTION 3. That Cities' reasonable rate case expenses shall be reimbursed by AEP Texas within 30 days of presentation of an invoice to AEP Texas.

SECTION 4. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law, and that the public notice was given of the time, place, and purpose of said meeting, as required.

SECTION 5. A copy of this Resolution shall be sent to AEP Texas, care of Jennifer Frederick, American Electric Power Company, 400 West 15th Street, Suite 1520, Austin, Texas 78701 (aepaustintx@aep.com), and to Thomas Brocato at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701 (tbrocato@lglawfirm.com).

PASSED AND APPROVED this 11th day of June, 2024.

TIM JAYROE, MAYOR

ATTEST:

SHELLEY GOODWIN, CITY SECRETARY

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 11, 2024

AGENDA ITEM: 6

Discussion, consideration, and action regarding a request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account for the lease of billboards for the purpose of educating citizens as to the tree ordinances of the City of Rockport, Town of Fulton, and Aransas County.

SUBMITTED BY: Asst Director Building & Development / Community Planner - Carey Dietrich

APPROVED FOR AGENDA:VRS

BACKGROUND:

After much discussion regarding educating the public of current tree ordinances for the City of Rockport, Town of Fulton, and Aransas County, on May 23, 2024 the Tree and Landscape Committee, by unanimous vote, approved sending a request for funding to City Council for the proposal of the expenditure in the amount of \$12,300.00 for annual rental agreements for three (3) billboards displaying notice of tree ordinances. If we are contracting three billboards with a 12 month contract, we will receive a 10% monthly discount for all locations. Each 12 month contract includes one free vinyl.

The current balance in the Tree Preservation and Mitigation Account is \$ 102,364.93

Please see the accompanying exhibits for further detail.

FISCAL ANALYSIS: N/A

RECOMMENDATION: The Tree & Landscape Committee voted unanimously to recommend to Council to approve the request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account for the lease of billboards for the purpose of educating citizens as to the tree ordinances of the City of Rockport, Town of Fulton, and Aransas County.

If you are contracting three billboards with a 12 month contract you will receive a 10% monthly discount for all locations. Each 12 month contract includes one free vinyl.

Billboard #237 is 12'x24' and is illuminated at night, and this billboard is located north of town across from Sandollar Resort, the rate is \$400 per month. Daily reach for this billboard is estimated at 6000 people.

Billboard #230 is 12'x40' and is illuminated at night, and this billboard is located at 3114 Hwy 35 N at the Rockport Bakery, the rate is \$1,100 per month. Daily reach for this billboard is estimated at 10,400 people.

Billboard #212 is 12'x24' and is NOT illuminated at night, and this billboard is located on Hwy 35 S, ¾ mile south of Loop 70, the rate is \$325 per month. Daily reach for this billboard is estimated at 6,345 people.

Billboard #764 is 12'x30' and is NOT illuminated at night, and this billboard is located on Hwy 35 Bypass, 1.2 miles south of Rockport, the rate is \$300 per month. Daily reach for this billboard is estimated at 5,550 people.

To Summarize:

#237 - \$400 X 12 months =	\$ 4,800	
#230 - \$1,100 X 12 months =	\$13,200	
#212 - \$325 X 12 months =	\$ 3,900	\$12,300 x 10% = \$1,230
#764 - \$300 X 12 months =	\$ 3,600	<u>-\$ 1,230</u>
		<u>\$11,070</u>



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LOCATION DETAILS FOR PANEL: 237

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When Available : Now

Market : Aransas

Location : Fulton N. of town by Airport

Rate : \$400

Type : Cross Read

Size (in Feet) : 12x24

Daily Effective Circulation : 6,000

Facing : S

Illuminated : Yes

Coordinates : 28.07388, -97.04082



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LOCATION DETAILS FOR PANEL: 230

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When Available : Now

Market : Aransas

Location : 3114 Hwy 35 at the Rockport Bakery

Rate : \$1100

Type : Right Read

Size (in Feet) : 12x40

Daily Effective Circulation : 10,400

Facing : S

Illuminated : Yes

Coordinates : 28.06038, -97.04085



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LOCATION DETAILS FOR PANEL: 212

[◀ RETURN TO MAP](#)



When Available : Now

Market : Aransas

Location : Rockport Hwy 35 3/4 mi. S. of Loop 70 (Left Side)

Rate : \$325

Type : Cross Read

Size (in Feet) : 12x24

Daily Effective Circulation : 6,345

Facing : S

Illuminated : No

Coordinates : 27.99715, -97.07663



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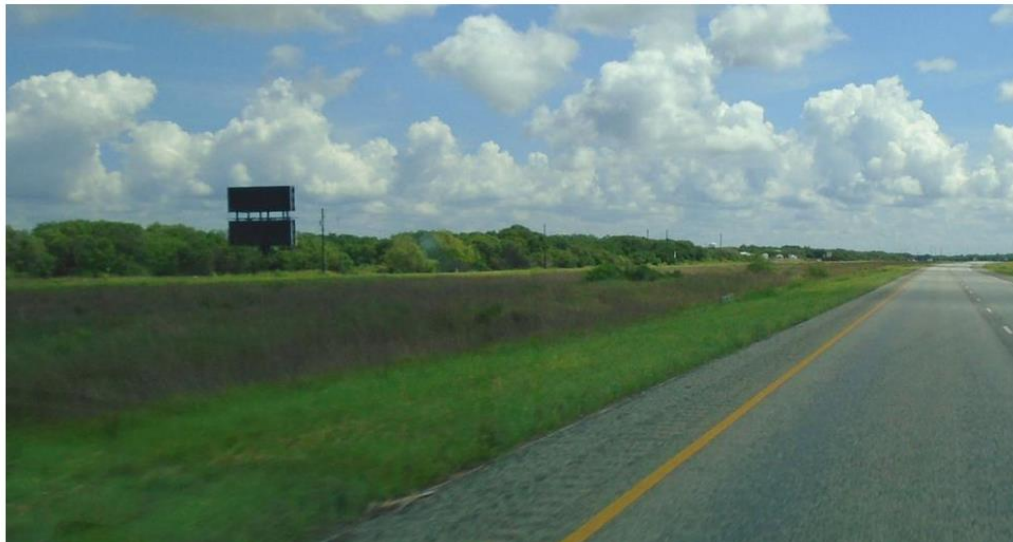
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LOCATION DETAILS FOR PANEL: 764

[RETURN TO MAP](#)



When Available : Now

Market : Aransas

Location : Hwy 35 Bypass 1.2 mi. S.of Rockport (Top)

Rate : \$300

Type : Cross Read

Size (in Feet) : 12x30

Daily Effective Circulation : 5,550

Facing : S

Illuminated : No

Coordinates : 28.00743, -97.09710



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PROPOSED ARTWORK TO INCLUDE ROCKPORT, FULTON, AND ARANSAS COUNTY LOGOS



CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 11, 2024

AGENDA ITEM: 7

Discussion, consideration, and action regarding a request for an expenditure from the Tree Mitigation Fund in the amount of \$856.00 for the purpose of purchasing two (2) Haglof Mantax Black 950 mm Calipers and two DBH tapes for Code Enforcement to measure trees more accurately.

SUBMITTED BY: Community Planner / Carey Dietrich

APPROVED FOR AGENDA: VRS

BACKGROUND: Code Enforcement is requesting to purchase two (2) Calipers for use in the measuring of trees as citizens request tree removal permits. Also, the DBH Tape is an accurate and professional means of measuring trees and Staff recommends purchasing the two calipers for \$736 and two DBH tapes at \$120 to make the total request \$856.00.

FISCAL ANALYSIS: N/A

RECOMMENDATION: The Tree & Landscape Committee voted unanimously to recommend to Council to approve the request for an expenditure from the Tree Mitigation Fund in the amount of \$856.00 for the purpose of purchasing two (2) Haglof Mantax Black 950 mm Calipers and two DBH tapes for Code Enforcement to measure trees more accurately.



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In Stock

Item #: 59763

\$368.00

SIZE:

950 mm

QUANTITY



1



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Page 31



Roll over image to zoom in



Forestry Suppliers English Fabric Diameter Tape

Brand: Jim Gem

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- Diameter in Tenths
- Woven Synthetic Fabric Tape
- Claw Hook
- PVC-Coated Steel Case

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Customer ratings by feature

Easy to read	★★★★★	5.0
Accuracy	★★★★★	5.0
Durability	★★★★☆	4.3

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