



**CITY OF ROCKPORT**  
**CITY COUNCIL REGULAR MEETING AGENDA**  
**TUESDAY, SEPTEMBER 24, 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) Matt Anderson  
Councilmember (Ward 3) Brad Brundrett  
Vanessa Shrauner, City Manager

Notice is hereby given that Rockport City Council will hold a regular meeting on the above-mentioned date, time, and location. The meeting will be held in person at the location mentioned above. 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 3:00 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:** 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 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](mailto:sgoodwin@rockporttx.gov) for further information. Braille is not available.

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**I. CALL TO ORDER AND ROLL CALL**

**II. PLEDGE OF ALLEGIANCE**

**III. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION**

- i. Proclamation - proclaim Monday, September 30, 2024, as Mike Probst Day in Rockport, Texas,

#### **IV. 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.

#### **V. 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 August 6, 2024, City Council Special Meeting (Shelley Goodwin, City Secretary)
2. Consider the approval of the City Council Minutes for the September 10, 2024, City Council Regular Meeting (Shelley Goodwin, City Secretary)

#### **VI. ORDINANCES, RESOLUTIONS AND PUBLIC HEARING**

3. Request to amend the Official Zoning Map by rezoning 1306 Smokehouse Rd (Carey Dietrich-Asst. Director Building & Development/ Community Planner)
  - i. Hold a public hearing to receive comments for or against the request
  - ii. Consider the approval on first of two readings on Ordinance 1956 amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) for property located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, 1.879 acres, to R-2M (Manufactured Housing District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.
4. Consider the approval of Resolution 2024-22R appointing the Mayor as the Chief Executive Officer and Authorized Representative to act in all matters in connection with the Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant (HMGP) project and committing the City to provide matching funds to secure and complete the TDEM Hazard Mitigation Grant (Kimberly Henry, Assistant to the City Manager)
5. Consider the approval of Resolution 2024-23R authorizing the Rockport Police Department to take possession of Police Apprehension and Detection K9 (Roscoe) from the Lavaca River Ranch and formerly of the Seadrift Police Department (Nathan Anderson, Police Chief)

#### **VII. OTHER ACTION ITEMS AND UPDATES**

6. Consider the presentation and acceptance of Annual Comprehensive Financial Report for the City of Rockport for Fiscal Year 2022-2023 (Robbie Sorrell, Finance Director)

7. Consider the approval of Amendment No. 2 to the Standard Professional Services Agreement with Broaddus and Associates regarding the project oversight of the new City Hall Facility for an amount not to exceed \$17,000 (Kimberly Henry, Assistant to the City Manager)
8. Consider the approval of a Change Order for the GLO CDBG – DR 20-065090 – C252 City of Rockport Drainage Improvements (Change Order Number 1) (Michael S. Donoho, Public Works Director)
9. Consider the approval of the Heritage District Certificate of Appropriateness Application submitted for 99 N. Austin Street to install an electric Marquee sign – Rockport Little Theatre (Carey Dietrich- Asst. Director Building & Development/ Community Planner)
10. Consider the approval to authorize the Mayor to approve and sign the Interlocal Agreement with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) to provide Cyber Liability and Data Breach Response coverage with the Core coverage option (Kaycee Eddins, HR Manager)
11. Receive a presentation on the Texas Maritime Museum's Expansion Project (Shelley Goodwin, City Secretary)
12. Receive a presentation and provide directions regarding the Rockport Citizens University (Shelley Goodwin, City Secretary)
13. Receive a presentation on the new Agenda Management/Civic Engagement and Citizen Participation (Shelley Goodwin, City Secretary)

## **VIII. CITY MANAGER REPORT**

14. Receive the City Manager Monthly Update

## **IX. CITY COUNCIL REPORT**

The City Council will report/update on activities in respective Wards, and all committee assignments  
No formal action can be taken on these items at this time

## **X. EXECUTIVE SESSION**

The City Council will recess its open meeting and reconvene in Executive Session pursuant to:

- Note 1:** Texas Government Code § 551.071, Consultation with Attorney
- Note 2:** Texas Government Code § 551.072, Real Property
- Note 3:** Texas Government Code § 551.074, Personnel Matters
- Note 4:** Texas Government Code § 551.076, Security
- Note 5:** Texas Government Code § 551.087, Economic Development Negotiations
- Note 6:** Texas Government Code § 551.089, IT Security
- Note 7:** Texas Government Code § 551.0745, Personnel Matters Affecting County Advisory Board

*The City Council will consider the following items in Executive Session. The Council may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Council announces that the item will be considered during Executive Session.*

15. 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 City Council:

- i. City Hall construction <sup>1</sup>;
- ii. Concho Street construction <sup>1</sup>;
- iii. General Land Office (GLO) drainage projects <sup>1</sup>; and
- iv. Aransas County Navigation District Notice of Violation <sup>1</sup>.

## **XI. 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.

## **XII. ADJOURN**

### **CERTIFICATION**

This is to certify that I, Shelley Goodwin, posted this Agenda at 1:30 p.m. on September 20 , 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



## ***JOINT PROCLAMATION #JP-18-2024***

**Whereas**, Mike Probst has dedicated 40 years of exemplary service to the Rockport, Fulton and Aransas County community as the esteemed editor and publisher of the Rockport Pilot newspaper; and

**Whereas**, under his leadership, the Rockport Pilot has become a trusted source of news, information, and community stories, reflecting the heart and spirit of our community and its residents; and

**Whereas**, Mike Probst has demonstrated unwavering commitment to journalistic integrity, ensuring that the Rockport Pilot upheld the highest standards of reporting; and

**Whereas**, his visionary guidance and editorial acumen have helped the Rockport Pilot navigate the challenges of a rapidly changing media landscape, ensuring its continued relevance and impact in the digital age; and

**Whereas**, throughout his tenure, Mike Probst has not only chronicled the history and growth of Rockport, Fulton and Aransas County but has also been an active and passionate advocate for the community, contributing to its development and well-being in countless ways; and

**Whereas**, his retirement marks the conclusion of a distinguished career that has left an indelible mark on the field of journalism and on the community at large; and

**Whereas**, the citizens of Rockport, Fulton and Aransas County wish to express their deep appreciation for his years of service, leadership, and dedication, and to celebrate the legacy he leaves behind;

**Now, Therefore**, We, jointly, do hereby proclaim Monday, September 30, 2024 as **Mike Probst Day** in Rockport, Texas, and urge all citizens to join in recognizing and honoring the significant contributions of Mike Probst to our community.

**In Witness Whereof**, we have hereunto set the Seal of the City of Rockport, Town of Fulton and the County of Aransas to be affixed this month of September, 2024.

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Tim Jayroe, Mayor  
City of Rockport

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Ray A. Garza  
Aransas County Judge

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Kelli Cole, Mayor  
Town of Fulton

ATTEST:

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Shelley Goodwin,  
City Secretary

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Misty Kimbrough  
County Clerk

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Stephanie Garcia,  
Town Secretary



# **City of Rockport**

## **CITY COUNCIL SPECIAL MEETING MINUTES**

**TUESDAY, AUGUST 6, 2024 ~ 1:00 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:**

### **City Staff Present:**

Vanessa Shrauner, City Manager  
Bob Argetsinger, Director of Information Technology  
Lee Brown, Public Safety Communications Center Director  
Kimberly Henry, Assistant to the City Manager  
Nathan Anderson, Police Department Captain  
Robbie Sorrell, Director of Finance  
Shelley Goodwin, City Secretary

### **1. CALL TO ORDER**

Mayor Jayroe called the August 6, 2024, Special Meeting to order at 1:00 p.m. and announced that a quorum had been met.

### **II. CITIZENS TO BE HEARD**

Patrick Kane spoke about the debt capacity and feels it is irresponsible to take out debt for non-emergency situations.

### **III. FY 2025 BUDGET AND 2024 TAX RATE**

**The following items are for discussion, direction, consideration, and action.**

- 1. Consider the award of bids for United Health Care for Health, Dental, and Vision Insurance; and Blue Cross Blue Shield for Life Insurance for active employees and Pre-65 retired employees not eligible for Medicare; as well as, signing on Brinson Benefits as Benefits Administrator.**

Kaycee Eddins, Human Resources, introduced Nick. Stair, Branson.

Nick Stair, with Branson, reviewed the cost savings and the step program. He reviewed the 2 Health Insurance Plans (HSA and PPO), Dental and Vision Plans.

The City Council discussed the following:

- Difference between two
- Employees pay difference
- Spouse and family
- Claim report
- Survey health care needs of the employees
- Savings in health insurance

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Councilmember Rangel to award of bids for United Health Care for Health, Dental, and Vision Insurance; and Blue Cross Blue Shield for Life Insurance for active employees and Pre-65 retired employees not eligible for Medicare; as well as, signing on Brinson Benefits as Benefits Administrator. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**2. Receive a presentation from Dan Jackson with Willdan regarding Utility Rates and Fees**

This item was pulled from the Agenda to be considered at the August 13, 2024 City Council Regular Meeting.

**3. Discuss the possibility of issuing Debt**

**4. 2024 Tax Rate**

**a) Proposed 2024 Tax Rate**

**5. FY 2025 Funds**

- a) General Fund**
- b) Enterprise Fund**
- c) Interest & Sinking (I&S) Fund**

Robbie Sorrell, Finance Director provided the attached Budget PowerPoint presentation and discussed the following:

- Tax Rates and what the difference percentages would provide
- Rockport Freeze Adjusted to Tax rate (reduced rate every year, but asking for use of the unused increment of 1.8)
- Preliminary budget and priorities
- Doing nothing would result in cutting 20 positions to monetize the deficit
- Pushing replacements and repairs out means paying for it in future budgets
- M&O Funds

Vanessa Shrauner, City Manager, reviewed benefits of increasing \$.02 pennies. - \$.06 pennies. She reviewed what amount it would take to include CIP, City Hall completion, and to build up the reserves.

Patrick Kane spoke in opposition to issuing debt since that should only be done during emergency situations.

The City Council discussed the COLA, Police Officer, CIP projects and the building up the reserves. They also discussed impact fees and fee study.

Vanessa Shrauner, City Manager, stated the funds for an officer will be held and if the current opening are filed then the funds from the grant can be used to hire another officer.

**d) 4:00 p.m. Hotel Occupancy Tax Fund path forward and review of the Grant Applications**

Vanessa Shrauner, City Manager, discussed the value of bringing marketing in house. She provided two spreadsheets with the different options for Hotel Occupancy Tax Funds. She also reviewed the how the marketing would work if brought in house and hiring a specialty person. She provided the process used to make the first round of reduction to the grant funding.

The City Council discussed the following:

- The process for bringing marketing in house.
- Benefits to consolidation of marketing.
- Hold a meeting with the HOT requestor to discuss the proposal of bringing marketing in house.

Sharon Layland, Oysterfest, stated that the Oysterfest is very unique and put on by volunteers.

Karn Mella inquired to how the City would run the tourism marketing.

Luis Patron spoke regarding the funding and marketing of the Art Center.

Jennifer Day spoke regarding the unified marketing, which is similar to becoming a Destination Designation, which promotes all events within the City.

The City Council agreed by consensus to move the tourism marketing to in-house. They asked for the remaining funds to be reduced evenly (attached grant funding spreadsheet).

Vanessa Shrauner, City Manager, stated that she will schedule a meeting with the HOT requestors. She stated at the next meeting the City Council will award the funding.

**6. Next steps for the Fiscal Year 2024/2025 Budget process**

Next steps were provided under Agenda Item 7.

**7. Budget and Tax Rate Announcements**

- City Council Meeting August 13, 2024, at 6:30 p.m.
- File proposed budget with City Secretary on August 12, 2024
- City Council Meeting August 27, 2024, at 6:30 p.m.

**IV. OTHER BUSINESS**

**8. Consider the approval of a Construction Change Directive 2.1 to be negotiated with Teal Construction**

Kimberly Henry, Assistant to the City Manager, stated this directive is due to a change regarding concrete coloring.

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel to approve the Construction Change Directive 2.1 to be negotiated with Teal Construction . The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**9. Consider the approval of an award of bid to Raw Demo for an amount not to exceed \$24,050.00 for the pad site preparation located at the Main Street Visitors Kiosk and Art Installation site**

**Motion:** Upon a motion made by Councilmember Rangel and a second by Councilmember Brundrett to approve the Construction Change Directive 2.1 to be negotiated with Teal Construction. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**10. Consider the approval to award a bid to Reel Electric, LLC for an amount not to exceed \$8,095.00 for the electrical connection located at the Main Street Visitors' Kiosk and Art Installation site**

Kimberly Henry, Assistant to the City Manager, stated City staff had tried to bid the entire Main Street Visitor Kiosk project as one entire project, however the bids come in over the budget, so the bids were separated. The electrical connection work came in at \$8,095.00 and staff recommend awarding the bid to Reel Electric.

**Motion:** Upon a motion made by Councilmember Rangel and a second by Mayor Pro Tem Hattman to award a bid to Reel Electric, LLC for an amount not to exceed \$8,095.00 for the electrical connection located at the Main Street Visitors Kiosk and Art Installation site. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**11. Consider the approval to award a bid to Compass Plumbing Solutions for an amount not to exceed \$10,970.00 for the plumbing connection located at the Main Street Visitors Kiosk and Art Installation site**

Kimberly Henry, Assistant to the City Manager, explained that this was another phase of the Main Street Visitors Kiosk project. After reviewing the bids, City staff recommended awarding the project to Compass Plumbing Solutions for their services.

**Motion:** Upon a motion made by Councilmember Rangel and a second by Mayor Pro Tem Hattman to award a bid to Compass Plumbing Solutions for an amount not to exceed \$10,970.00 for the plumbing connection located at the Main Street Visitors Kiosk and Art Installation site The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**12. Consider the approval of an emergency purchase of an Electrical Control Panel and Two Submersible Pumps for the Gagon Lift Station for a total of \$14,242.20.**

This item was pulled from the Agenda to be considered at the August 13, 2024, City Council Regular Meeting.

**V. ADJOURN**

Without any additional business Mayor Jayroe closed the August 6, 2024, Special Meeting at 4:45 p.m.

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Tim Jayroe  
Mayor

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Shelley Goodwin, TRMC/CMC  
City Secretary



# **City of Rockport**

## **CITY COUNCIL REGULAR MEETING AGENDA**

**TUESDAY, SEPTEMBER 10, 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 via Zoom  
Councilmember (Ward 3) Brad Brundrett

### **City Councilmembers Absent:**

None

### **City Staff Present:**

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

### **I. CALL TO ORDER**

Mayor Jayroe called the September 10, 2024, Regular Meeting to order at 6:30 p.m. and announced that a quorum had been met.

### **II. PLEDGE OF ALLEGIANCE**

Mayor Jayroe led the Pledge of Allegiance to the United States flag.

### **III. CEREMONIAL MATTERS/EMPLOYEE RECOGNITION**

Mayor Jayroe announced he did not have any ceremonial matters or recognitions.

### **IV. CITIZENS TO BE HEARD**

Andrew Kane addressed the City Council, reading his statement from the online "Say No TIRZ" petition. He outlined his reasons for initiating the petition and expressed concerns about the Tax Increment Reinvestment Zone (TIRZ) process. Kane urged the City Council to pause the implementation of TIRZ and to further investigate and ask critical questions before moving forward

### **V. CONSENT**

**1. Consider the approval of the City Council Minutes for the August 27, 2024, City Council Regular Meeting**

Councilmember Brundrett pulled the Agenda Item #1 off the Consent the Agenda to be considered separately.

**Motion:** A motion was made by Councilmember Brundrett and seconded by Councilmember Rangel to amend the City Council Minutes for the August 27, 2024, City Council Regular Meeting to include the written comments that were received online. The City Council took the following vote:

Mayor Jayroe	aye
Mayor Pro Tem Hattman	aye
Councilmember Rangel	aye
Councilmember Anderson	aye
Councilmember Brundrett	aye

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**VI. BUDGET AND TAX RATE-RELATED ITEMS**

**2. Fiscal Year 2024-2025 City of Rockport Budget**

**i. Hold a public hearing to receive comments for or against the proposed FY 2025 Budget**

Mayor Jayroe opened the public hearing at 6:45 p.m. regarding the Budget and Tax Rate.

Terry Settabote, a retired teacher, expressed that she relies on her rental property income to avoid falling into poverty. She urged the City Council to vote no on the proposed Budget and Tax Rate.

Brett Christine voiced concerns over rising taxes, stating that his taxes have increased annually. He criticized the use of tax funds for projects such as the Courthouse, Art Center, and drainage, questioning the need for these projects amid tax increases.

Mayor Jayroe responded, affirming that the City Council is aware of the burden on taxpayers and takes their responsibilities seriously. He warned that without a tax increase, the City would face service reductions and potential employee layoffs. He also clarified that the Art Center was not funded by taxpayer money.

Councilmember Brundrett added that despite property value increases, taxes have been reduced over the past three years. However, the City has been drawing from reserves, which are now below the desired levels needed for emergencies.

Mayor Jayroe closed the public hearing at 6:56 p.m.

**ii. Consider the approval of a single reading of Ordinance 1948 adopting a budget and appropriating resources for Fiscal Year 2024-2025, beginning October 1, 2024, and ending September 30, 2025; in accordance with existing statutory requirements; repealing all conflicting Ordinances; containing severability clause; and providing for an effective date**

Robbie Sorrell, Finance Director, noted that Ordinance 1948 does not require two readings for approval. He also confirmed that the FY2025 Budget includes only the amounts that have been previously discussed by the City Council.

Mayor Pro Tem Hattman emphasized that both City Staff and the City Council worked diligently to maintain a lean budget, allowing for only one new employee, a police officer. She pointed out that budget information had been made accessible to the public through multiple meetings, the City's website, and social media platforms. Hattman stressed that failure to manage finances responsibly could result in employee layoffs and even lead the City towards bankruptcy.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Councilmember Anderson to approve a single reading of Ordinance 1948 adopting a budget and appropriating resources for Fiscal Year 2424-2025, beginning October 1, 2024, and ending September 30, 2025; in accordance with existing statutory requirements; repealing all conflicting Ordinances; containing severability clause; and providing for an effective date. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**3. Consider the approval of second and final reading of Ordinance 1949 approving the assessment and renditions for the 2024 taxable property as submitted by the Appraisal District; levying a Tax Rate for \$100.00 valuation for the City of Rockport, Aransas County, Texas for the Tax Year 2024 of \$0.235544 for the purpose of Maintenance and Operation, \$0.169750 for the payment of Principal and Interest on Debt of the City for a Total Tax Rate of \$0.405294; providing for a Lien on all Real and Personal Property to secure payment of taxes due thereon; containing a severability clause; repealing all Ordinances and parts thereof in conflict herewith; and providing an effective date.**

**This Tax Rate will raise more taxes for Maintenance and Operations than last year's Tax Rate.**

**The Tax Rate will effectively be raised by 14.57 percent and will raise taxes for Maintenance and Operations on a \$100,000 home by approximately \$21.96**

Robbie Sorrell, Finance Director, stated there has been no changes since the September 3, 2024 Special Meeting.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Mayor Pro Tem Hattman to approve on second and final reading of Ordinance 1949 approving the assessment and renditions for the 2024 taxable property as submitted by the Appraisal District; levying a Tax Rate for \$100.00 valuation for the City of Rockport, Aransas County, Texas for the Tax Year 2024 of \$0.235544 for the purpose of Maintenance and Operation, \$0.169750 for the payment of Principal and Interest on Debt of the City for a Total Tax Rate of \$0.405294; providing for a Lien on all Real and Personal Property to secure payment of taxes due thereon; containing a severability clause; repealing all Ordinances and parts thereof in conflict herewith; and providing an effective date. This Tax Rate will raise more taxes for Maintenance and Operations than last year's Tax Rate. The Tax Rate will effectively be raised by 14.57 percent and will raise taxes for Maintenance and Operations on a \$100,000 home by approximately \$21.96. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**4. Consider the approval to ratify the 2024-2025 property tax increase to support the 2024-2025 Annual Budget and Capital Improvement Plan.**

Robbie Sorrell, Finance Director, stated that the Tax Code requires the City ratify the rate because the tax increase.

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel to approve the ratification of the 2024-2025 property tax increase to support the 2024-2025 Annual Budget and Capital Improvement Plan. The City Council voted by roll call:

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

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

**5. Consider the approval of a single reading of Ordinance 1954 authorizing the issuance of \$\_\_\_\_\_ in principal amount of City of Rockport, Texas Tax Note, Series 2024; securing the payment thereof by authorizing the levy of an annual Ad Valorem Tax; and approving and authorizing the execution of a Paying Agent/Registrar Agreement, a purchase letter, and all other instruments and procedures related thereto (amount will be provided after the sale and at the meeting)**

Vanessa Shrauner, City Manager, mentioned that the City Council received the updated Ordinance and supporting documents following the bond sale.

Robbie Sorrell, Finance Director, reported that the City secured a 3.7% interest rate and that the principal amount of around \$3,040,000 aligns with the estimated two-cent increase on the Interest and Sinking side of the tax rate, which will support a seven-year tax note.

Councilmember Brundrett also read a written statement from Patrick Kane, urging the City Council to vote against the proposal.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Councilmember Anderson to approve a single reading of Ordinance 1954 authorizing the issuance of **\$3,075,000** in principal amount of City of Rockport, Texas Tax Note, Series 2024; securing the payment thereof by authorizing the levy of an annual Ad Valorem Tax; and approving and authorizing the execution of a Paying Agent/Registrar Agreement, a purchase letter, and all other instruments and procedures related thereto. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

## **VII. ORDINANCES, RESOLUTIONS AND PUBLIC HEARING**

### **6. A request from JWTC to change the zoning of land located at 1117 N. Live Oak**

- 1. Hold a public hearing to receive comments for or against the request**

Don Von Velzer, developer, stated he requesting to build up scaled 6 duplexes total of 4 units. He reviewed the design and amenities which includes garages and meets all other codes and including infrastructure. He noted they are working to save all the trees they can.

Mayor Jayroe opened the public hearing at 7:07p.m.

Sue Pasch spoke against the request and noted most home on this street are single-family homes. She noted that the City received 29 letters in opposition.

Mayor Jayroe closed the public hearing at 7:10 p.m.

Carey Dietrich, Asst. Director Building & Development/Community Planner, stated the Planning and Zoning Commission approved the request. She stated they did receive 29 letters in oppositions but only 3 live within 200'. She noted most the oppositions were regarding loosing trees and the development is not a single-family home.

The City Council discussed the following:

- The 29 letters of oppositions and their concerns
- Zoning change in this area of town.
- Other duplexes and apartments in the area
- Single-Family development instead since the market is in need of affordable housing

Don Von Velzer stated the duplexes will arrange from \$400.00 and will blend in the neighborhood. He stated they love trees and the project will benefit the area and the tax base. He stated duplexes are more cost efficient to build, than a single-family home.

- 2. Consider approval on first of two readings of Ordinance 1955 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 R1 (1st Single Family Dwelling District) for property located at 1117 N Live Oak St.; also known as lots 5 – 12, Block 245, Smith & Wood Subdivision; to R3 (Duplex Dwelling District); repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.**

**Motion:** A motion was made by Mayor Pro Tem Hattman and seconded by Councilmember Rangel to deny the approval of Ordinance 1955 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 R1 (1st Single Family Dwelling District) for property located at 1117 N Live Oak St.; also known as lots 5 – 12, Block 245, Smith & Wood Subdivision; to R3 (Duplex Dwelling District); repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date. The City Council took the following vote:

Mayor Jayroe	aye
Mayor Pro Tem Hattman	aye
Councilmember Rangel	aye
Councilmember Anderson	aye
Councilmember Brundrett	aye

The City Council voted five (5) aye and none (0) nays to deny. The motion passed unanimously.

7. Consider the approval of the second and final reading of Ordinance 1946 designating a geographic area located within the City of Rockport as a Reinvestment Zone for Tax Increment Financing purposes pursuant to Chapter 311 of the Texas Tax Code to be known as Rockport Tax Increment Reinvestment Zone No. 1; describing the boundaries of the zone; establishing a Tax Increment Fund for the Zone; creating a Board of Directors for such Zone; providing a date for termination of the Zone; containing findings and provisions related to the foregoing subject; and providing a severability clause; establishing an effective date; and providing for related matters

Vanessa Shrauner reviewed an error on page 276, which the corrected version was emailed to the City Council earlier today. She noted that all the changes made at the first reading of the Ordinance were made.

Andrew Kane spoke in opposition to the TIRZ and regarding over 485 signatures that have been collected online in opposition to the TIRZ. He encouraged the City Council to slow down and hold a Town Hall so questions can be answered.

Kathy Kane stated she served as a Councilmembers in a small town. She spoke in opposition to the TIRZ and encourage the City Council to slow down and put out better information.

Brad Goebel, spoke in support of TIRZ. He encouraged the City Council to focus on the facts and the benefits the TIRZ will bring to the area and the City.

Karen Mella spoke in support of TIRZ. She stated she is extremely proud of community to push through and stay strong. She noted tonight's vote is for the creation of the TIRZ and all the potential benefits the creation of a TIRZ will bring to downtown and resident.

Donnie Garcia spoke in support of TIRZ. He reviewed the development projects that he has assisted with. He also reviewed the benefits of the creation of a TIRZ and what it can do for the downtown is the heart town.

Kevin Baker stated he has heard and read comments about the TIRZ and he feels the City Council knows the truth.

Scott Himes read the attached written comments.

Mark Haggin spoke in opposition to the TIRZ. He stated the feelings within the community are not good. He also noted the people invest within the community without tax dollars.

Miracle Jimerez provided handouts regarding good TIRZ projects and bad TIRZ projects.

Bonnie Carile spoke in support of TIRZ. She relocated to Rockport because of a bright future. She has invested in the downtown area but there needs to be more improvements to attract people to make all the businesses downtown successful.

Jack Wright spoke regarding the legislature capped City taxes a few years ago and now cities are trying to find other legal avenues to provide infrastructure and develop cities. He noted there are over 460 TIRZ approved and active within Texas, which should be an easy vote to make.

Dave Reed spoke in support of TIRZ. He reviewed the benefits the creation of a TIRZ will bring.

Nole Byrne spoke in support of TIRZ and saw firsthand to benefits of TIRZ projects. Important opportunity and not going to increase any taxes. He noted he is a former banker for public funds and is available to help.

John Jackson read the attached letter in support of the TIRZ.

Scarlett Embrey spoke regarding the six different meetings and work sessions the TIRZ was discussed by the City Council. She explained how a TIRZ works and anyone who is interested in learning more can find that information on the Comptroller's page. She noted that she and her husband are the developers that are willing to do the project downtown and they will not be receiving funds, taxpayers money or increase taxes. She encouraged the City Council to stay strong and support.

Mayor Jayroe read Jon Heffron written comments (attached), he requested be read.

Councilmember Anderson read Bill Beaker written comments (attached), he requested be read.

Steve Lzvy spoke in support of TIRZ. He noted he was born and raised in Rockport and loves this community. He also stated his graduate thesis paper was on TIRZ. He feels a TIRZ will help cultivate the area which can sustain a TIRZ.

Mayor read Brode Miller comments.

Councilmember Brundrett read Phil Salemi comments, he requested be read.

Jeff Sjostrom spoke regarding the time spent on the TIRZ subject. He reviewed the TIRZ

procedural steps and noted the City is currently in Step 1 or 4. He also stated he is excited about the future and for being in Rockport with all the opportunities a Reinvestment Zone can bring

Mayor Jayroe stated all online comments that were submitted will be placed on the City website under Agendas and Minutes, he then read the following names of those who submitted online comments.

McKenzie Vaught  
Susanne Patterson  
Bradley Vaught  
Jon Heffron  
Paige Stott  
Andrew Hernandez  
Lisa Hernandez  
PJ Harkins  
Barbara Smyth  
Patrick Rios  
Rebecca Reed  
Staci Gray  
Brad Hawkins  
Robert Cavazos  
Jordan Pilgrim  
Betty Pepau  
Shana Brader  
Lindsay Stanford  
Stephen Levy  
Tommy Nelms  
Bret Holmes  
Cora Thomas-Kmiec  
Bobby Pepau  
Alexa Wall  
Debra Stephens  
Janice Halderman  
Michelle Simmons  
Phil Salemi  
Emalee Loudermilk  
Jerry Brundrett  
Bill Boecker  
Laura Denham  
Mark Ladd  
Cole Kendall

The City Council discussed the following:

- The first TIRZ increment will occur in 2025 but are not due until January 2026
- The realistic figure for 2031
- Concerns with the affordability of downtown area
- The other two entities support for the TIRZ

- The number of times the TIRZ was discussed, notices in the paper, social media and on the website.
- Next steps, establishing a Board of Directors and the Board makeup.

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Brundrett to approve on second and final reading of Ordinance 1946 designating a geographic area located within the City of Rockport as a Reinvestment Zone for Tax Increment Financing purposes pursuant to Chapter 311 of the Texas Tax Code to be known as Rockport Tax Increment Reinvestment Zone No. 1; describing the boundaries of the zone; establishing a Tax Increment Fund for the Zone; creating a Board of Directors for such Zone; providing a date for termination of the Zone; containing findings and provisions related to the foregoing subject; and providing a severability clause; establishing an effective date; and providing for related matters.. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**8. Consider the approval of the second and final readings of Ordinance 1947 amending Ordinance No. 1911 which adopted 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 (Budget amendment #6)**

Robbie Sorrell, Finance Director, stated there has been no changes since the August 27, 2024, 2024 Special Meeting.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Mayor Pro Tem Hattman to approve on second and final reading of Ordinance 1947 amending Ordinance No. 1911 which adopted 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 (Budget amendment #6). The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**9. Consider the approval of the second and final reading of Ordinance 1950 amending the Code of Ordinances, Chapter 102 “Utilities” Article II. “Water Service”, Division 3. “Service Charges” by amending water rates and fees for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith: and providing for an effective date**

Kathy Kane spoke against the amending water rates for out of City customers without justification. She stated if there is no justification then the PUC will be petitioned again.

Robbie Sorrell, Finance Director, stated there has been no changes since the August 27, 2024, Regular Meeting.

**Motion:** Upon a motion made by Councilmember Anderson and a second by Councilmember Brundrett to approve on second and final reading of Ordinance 1950 amending the Code of Ordinances, Chapter 102 “Utilities” Article II. “Water Service”, Division 3. “Service Charges” by amending water rates and fees for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**10. Consider the approval of the second and final reading of Ordinance 1951 amending the Code of Ordinances Chapter 102, ‘Utilities’, Article IV. ‘Surcharge Revenue Account’, by amending Section 102-401 “Surcharge”, to increase surcharge fee repealing all ordinances in conflict herewith; providing for severability; and providing an effective date**

Robbie Sorrell, Finance Director, stated there has been no changes since the August 27, 2024, Regular Meeting.

Councilmember Brundrett stated he spoke with the Volunteer Fire Department who expressed their gratitude to the City Council for this increase,

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Councilmember Rangel to approve on second and final reading of Ordinance 1951 amending the Code of Ordinances Chapter 102, ‘Utilities’, Article IV. ‘Surcharge Revenue Account’, by amending Section 102-401 “Surcharge”, to increase surcharge fee repealing all ordinances in conflict herewith; providing for severability; and providing an effective date. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**11. Consider the approval of the second and final reading of Ordinance 1952 amending the Code of Ordinances, Chapter 102 “Utilities” Article I. “In General,” sections 102-1, 102-3, 102-7 and 102-9 and Article II. “Water Service,” Section 102-28 and adding section 102-15 regarding amending fees and adopting additional fees for utility services, including meter tampering fees; providing for**

**the validity of said ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date**

Robbie Sorrell, Finance Director, stated there has been no changes since the August 27, 2024, Regular Meeting.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Mayor Pro Tem Hattman to approve on second and final reading of Ordinance 1952 amending the Code of Ordinances, Chapter 102 “Utilities” Article I. “In General,” sections 102-1, 102-3, 102-7 and 102-9 and Article II. “Water Service,” Section 102-28 and adding section 102-15 regarding amending fees and adopting additional fees for utility services, including meter tampering fees; providing for the validity of said ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**12. Consider the approval of the second and final reading of Ordinance 1953 amending the Code of Ordinances, Chapter 102 “Utilities” Article III. “Wastewater Service”, Division 4. “Service Charges” by amending wastewater rates for all inside city customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for effective date(s)**

Robbie Sorrell, Finance Director, stated there has been no changes since the August 27, 2024, Regular Meeting.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Mayor Pro Tem Hattman to approve on second and final reading of Ordinance 1953 amending the Code of Ordinances, Chapter 102 “Utilities” Article III. “Wastewater Service”, Division 4. “Service Charges” by amending wastewater rates for all inside city customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for effective date(s). The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

**13. Consider the approval of the second and final reading of Ordinance 1942 granting a Conditional Use Permit for the purpose of allowing the use of a Park Model RV as an office on the property located at 2562 FM 3036; also known as a 76 Joseph Hollis Survey, 2.131 acres, City of Rockport, Aransas County, Texas;**

**subject to compliance with the conditions stated within this Ordinance, as well as those stipulated in the City of Rockport Code of Ordinances; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date (postponed from the August 27, 2024 Regular Meeting)**

Carey Dietrich, Asst. Director Building & Development/ Community Planner, provided the information regarding Conditional Use Permits and provision in the Ordinances regarding Park Model RV. She encouraged the City Council to not approve the request and feels this will set a precedent for more requests.

The City Council discussed the request and the discussion from the August 27, 2024, Regular Meeting. They also discussed possibly have the Planning and Zoning Commission review the Ordinance.

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel to deny on second and final reading of Ordinance 1942 granting a Conditional Use Permit for the purpose of allowing the use of a Park Model RV as an office on the property located at 2562 FM 3036; also known as a 76 Joseph Hollis Survey, 2.131 acres, City of Rockport, Aransas County, Texas; subject to compliance with the conditions stated within this Ordinance, as well as those stipulated in the City of Rockport Code of Ordinances; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date (postponed from the August 27, 2024 Regular Meeting). The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays to deny. The motion passed unanimously.

**14. Consider the approval of Resolution 2024-21R appointing members to the Convention and Visitor Bureau and establishing terms of office**

Shelley Goodwin, City Secretary, reviewed the applications the City received. She also reviewed the composition of the Board makeup.

The City Council discussed the applications and asked that the applicants provide a resume or bio and to attend the meeting in case the City Council has questions of them.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Councilmember Rangel to postpone the Resolution 2024-21R appointing members to the Convention and Visitor Bureau and establishing terms of office until September 24, 2024 Regular Meeting. The City Council voted by roll call:

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

Mayor Jayroe aye  
The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

### **VIII. OTHER ACTION ITEMS AND UPDATES**

#### **15. Consider the approval of a Construction Change Directive #3 related to the new City Hall project**

Kimberly Henry, Assistant to the City Manager, reviewed the directive. She noted that the City is now using Construction Change Directives instead of Change Orders to continue the work while we are negotiating the related expenses. This Directive is for an addition door on the utility building and the moving of a wall in the Fire Pump Room

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel to approve a Construction Change Directive #3 related to the new City Hall project. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

#### **16. Consider the request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account in the amount is \$2,270.00 for the purpose of covering the overage of the original funding approved by City Council for the lease of Billboards (total cost \$13,320.00)**

Carey Dietrich, Asst. Director Building & Development/ Community Planner stated the Tree Committee switch billboard location for a better visibility with a difference of cost of \$2,270.00

**Motion:** Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel to approve the request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account in the amount is \$2,270.00 for the purpose of covering the overage of the original funding approved by City Council for the lease of Billboards (total cost \$13,320.00). The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

#### **17. Consider the request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account in the amount of \$9,800.00 for the purpose of removing dead wood from the trees at Wandering Oaks Park.**

Carey Dietrich, Asst. Director Building & Development/ Community Planner, stated the has

requested some assistance in removing the dead wood from the Live Oak Trees in the neighborhood park. The park was deeded to the City with an agreement that the Wandering Oaks Property Owners Association would maintain the park, unfortunately funds are not available for the removal of the dead wood and since the trees belong to the City, they are requesting the City Council approves \$9,800.00 be spent from the Tree Preservation and Mitigation account.

**Motion:** Upon a motion made by Councilmember Brundrett and a second by Mayor Pro Tem Hattman to approve the request from the Tree & Landscape Committee to utilize funds from the Tree Preservation and Mitigation Account in the amount of \$9,800.00 for the purpose of removing dead wood from the trees at Wandering Oaks Park. The City Council voted by roll call:

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

The City Council voted five (5) aye and none (0) nays. The motion passed unanimously.

## **IX. CITY COUNCIL REPORT**

Councilmember Anderson stated he attended the Humane Society event on Friday, September 6th. He stated there was a record of funds raised and the attendance.

Mayor Pro Tem Hattman reminded everyone that the City will hold a Q&A for the Special Event Ordinance on Thursday, September 12<sup>th</sup> at 2:30.

## **X. EXECUTIVE SESSION**

The City Council will recess its open meeting and reconvene in Executive Session pursuant to:

- Note 1:** Texas Government Code § 551.071, Consultation with Attorney
- Note 2:** Texas Government Code § 551.072, Real Property
- Note 3:** Texas Government Code § 551.074, Personnel Matters
- Note 4:** Texas Government Code § 551.076, Security
- Note 5:** Texas Government Code § 551.087, Economic Development Negotiations
- Note 6:** Texas Government Code § 551.089, IT Security
- Note 7:** Texas Government Code § 551.0745, Personnel Matters Affecting County Advisory Board

*The City Council will consider the following items in Executive Session. The Council may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Council announces that the item will be considered during Executive Session.*

18. Consider a legal briefing and take appropriate action regarding the Concho Street Project<sup>1</sup>
19. Consider a legal briefing and take appropriate action regarding the General Land Office (GLO) Drainage Projects<sup>1</sup>

## **XI. 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.

## **XII. ADJOURN**

**Motion:** Upon a motion made by Councilmember Rangel and a second Councilmember Brundrett to adjourn the Tuesday, September 10, 2024, City Council Regular Meeting at 9:18 p.m. The City Council voted by roll call:

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

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

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Tim Jayroe  
Mayor

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Shelley Goodwin, TRMC/CMC  
City Secretary

John P. Jackson

First, let me say this. Tonight's vote is not about the Embrey's proposed harborfront development . But many have turned it in to that, and have even gotten personal and have stooped to new lows. Tonight is only about establishing a TIRZ which will provide much needed infrastructure for the downtown area and the harborfront area is just a catalyst make it happen. And it will transform Rockport and all of Aransas County. It will be game changing for not only the downtown area but also the extra revenues being made available for other parts of the City's general fund, but also a significant rise in sales taxes, which now makes up 25% of the general revenue, and then HOT taxes because of enhanced tourism and commercial activity. A TIRZ is a very effective economic tool which will have the effect of providing more commercial based revenue as opposed to our local residential property owners carrying a vast majority of the local tax base.

And if the harborfront development does not succeed and it never happens as proposed, I can pretty much guarantee that the next developer who comes along will likely not have the same genuine caring attitude toward Rockport.

The Embreys have a history here that goes back generations and they are local tax paying citizens. Their plans are to give back to the public, access to the downtown waterfront that has been private for over 100 years. They plan a 2 acre park in the middle of the development, a boardwalk around the entire waterfront and their plans include family activities , music and art, and a quality of life enhancement in so many ways. Of course it will also include streetscapes, splash pads, drainage, and all of this with low density residential .

The next developer who comes along will probably not have that attitude and it will most likely be high density residential like so many developments on the Texas coast and beyond.

So yes, tonight is solely about whether or not to establish a TIRZ. My firm belief is that none of this can or will happen without a TIRZ.

So what I am saying is that we might never have another developer who has a true interest in Rockport like the current proposal has. So I say, don't look a gift horse in the mouth because I'm betting the next one who comes along will be much more profit oriented rather than being a good and truly caring citizen . And I strongly believe that attitude is why the Bass family has chosen them because, as many in our community already knows, the Bass family has been quite generous for decades in this community in so many ways.

John P. Jackson

312 Olympic Drive



## Citizen Participation Form

### Rockport City Council

Citizens are encouraged to watch City Council meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens wishing to address the City Council may submit comments on any topic or agenda item electronically by utilizing this Citizen Participation Form. All forms must be received by 4:00 p.m. on the date of the meeting and will be read at the meeting.

Date of meeting:

First Name:

Last Name:

Address:

City:

State:

Zip:

If you wish to be contacted, please provide the following:

Phone Number:

Email Address:

Company/Organization represented, if any:

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**Citizens to be heard:** (All speakers are limited to no more than three (3) minutes.)

Agenda Item(s) to be addressed:  Other Topic:

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**Public Hearing(s):** (All speakers are limited to no more than three (3) minutes per Public Hearing.)

Public Hearing Agenda Item(s) to be addressed:

**Statement to be read into record:**

As a Rockport resident, taxpayer, and small business owner, I respectfully request that my city councilman make a motion to table this particular item to provide more time to educate taxpayers on the subject if that is one of the options available.

(Statements are limited to 2,000 Characters.)

**Receive an email copy of this form.**

**Email Address:**

This field is not part of the form submission.

Revised 05/04/2023

## Public Statement on Agenda Item #7

Jon Heffron

Mon 9/9/2024 2:20 PM

To:Shelley Goodwin <sgoodwin@rockporttx.gov>

REDACTED. This email is from an external source. Do not click it. An open attachment and/or suspicious email verification of purpose. Never enter information, Password or sensitive information on this message from this email. If you have issues about this message, please forward and go to staff - City of Rockport TX for assistance.

I request that Mayor Tim Jayroe read my statement into the record as I am unable to attend tonight's meeting.

Dear Council Members,

ME

The Council should reject the anti-TIRZ petition. This non-binding petition is laced with flawed and charged language that might trigger many taxpayer residents to sign it. To wit:

- “Public taxpayer dollars should not fund private development”
- “Taxpayers living outside the TIRZ would have a higher tax burden”
- “Hard-earned money will enrich private developers rather than supporting public services that enhance our lives”
- “Aransas County is not a ticket for private developers to profit from our tax dollars”
- “Public money should fund our public needs, not private pockets”

The petition's underlying premises are misleading or reflect a basic misunderstanding of a TIRZ.

- Under a TIRZ, the developer does not pocket one penny of taxpayer money. The developer fronts all the public infrastructure costs and is reimbursed only after the infrastructure has been put in place in compliance with a development agreement with the city. The developer receives no profit or mark up on the construction of the public infrastructure.
- Because of the public infrastructure and subsequent development, the tax value of the property increases. A portion of the increased incremental taxes repays the developer for fronting the infrastructure costs, and the taxing entities pocket the difference. In other words, more tax dollars become available for public needs and services – not less.
- Taxpayers who live outside the TIRZ boundaries do not see any increase in their tax burden. If anything, they see a reduction.
- The TIRZ is a no lose situation for the city and taxpayers. If the developer fails or does not complete the public infrastructure per city requirements, it will not be reimbursed. If the development is successful, the public infrastructure is paid for with a portion of the incrementally increased property taxes on the property, and the remaining increased tax revenue benefits the city and taxpayers.

The council should reject the petition and approve the TIRZ.



*Brad*

## Citizen Participation Form

### Boards and Commissions

Citizens are encouraged to watch City Council meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens wishing to address the City Council may submit comments on any topic or agenda item electronically by utilizing this Citizen Participation Form. All forms must be received by 4:00 p.m. on the date of the meeting and will be read at the meeting.

Date of meeting:  *8-9-10-24*

First Name:

Last Name:

Address:

City:

State:

Zip:

If you wish to be contacted, please provide the following:

Phone Number:

Email Address:

Company/Organization represented, if any:

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**Citizens to be heard:** (All speakers are limited to no more than three (3) minutes.)

Agenda Item(s) to be addressed:

Other Topic:

---

**Public Hearing(s):** (All speakers are limited to no more than three (3) minutes per Public Hearing.)

Public Hearing Agenda Item(s) to be addressed:

*Asked to read at 8-9-10-24 meeting. 88*

Statement to be read into record:

I wish I was writing to congratulate everyone on landing an Nvidia chip plant here in Aransas County but that is not the case. Sadly, whether it is location, proximity, politics or some unknown force we have not been attractive to industry that creates higher paying jobs. Our community has to scratch our head a little harder, dig a little deeper and be willing to entertain creative ideas to attract healthy development.

Let me give warning to those who are deciding on this proposal first. The nattering nabobs of negativism I refer to as the consortium of KRH & Co. are the trumpets of NO! They remind me of Churchill's thoughts on socialism that it is a philosophy of failure, the creed of ignorance and the gospel of envy, its only inherent virtue is the equal sharing of misery. These people prosper on fear mongering and would have our community frozen in time. They are a Shakespearean tragedy akin to King Lear. It is imperative that they be heard but ignored.

Communities are growing or dying; there is no middle ground.

This proposal utilizes a tested means of public/private financing that is the only way to make such projects economically feasible. It puts no burden on the taxpayer and the only possible outcome is a wider tax base benefiting all in the community.

The plans for the area are truly awe inspiring with my only fear being the magnitude of the project. However, that can be said of many things in the past and we have to look no further than our own state where the 7th wonder of the modern world, the Astrodome was built. That too had naysayers that have been forever silenced. I believe this project will succeed and be a catalyst for more great things to come; the catalyst we need to ultimately land higher paying jobs that will reduce the number of children living in poverty locally, this should be our primary goal.

Let me be clear that I support this project and TIRZ financing proposal 100% and ask you to vote in for the project.

(Statements are limited to 2,000 Characters.)

Receive an email copy of this form.

Email Address:

This field is not part of the form submission.

Revised 05/04/2023



## Citizen Participation Form

### Rockport City Council

Citizens are encouraged to watch City Council meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens wishing to address the City Council may submit comments on any topic or agenda item electronically by utilizing this Citizen Participation Form. All forms must be received by 4:00 p.m. on the date of the meeting and will be read at the meeting.

Date of meeting:

First Name:

Last Name:

Address:

City:

State:

Zip:

If you wish to be contacted, please provide the following:

Phone Number:

Email Address:

Company/Organization represented, if any:

---

**Citizens to be heard:** (All speakers are limited to no more than three (3) minutes.)

Agenda Item(s) to be addressed:

Other Topic:

---

**Public Hearing(s):** (All speakers are limited to no more than three (3) minutes per Public Hearing.)

Public Hearing Agenda Item(s) to be addressed:

Statement to be read into record:

Yet again, the city is misrepresenting information. The "fiscal analysis" states "the approximately \$3,040,000 principal dollar amount is roughly what two cents added to the Interest and Sinking side of the tax rate will support in the form of a seven-year tax note."

What you should have been told is the 2 cent increase was due to rising debt payments associated with 8 loans the city took out between 2012 and 2022.

The tax rate was calculated by the Tax Assessor and does not include this loan. If you recall, you were told during the budget workshop that the debt had to be in place before it could be included in the tax rate calculation, so this proposed loan clearly wasn't part of the equation for the 2 cent increase.

Unless the city is retiring a lot of debt this year, our tax rate will go up again next year. Isn't a 52.2% increase over the last three years enough already?

It is ridiculous to approve any debt on a first and only reading. This is a change to past practice, and it denies the citizens an opportunity to engage in the process. Do you really think four days, two of which are over the weekend, is enough time for citizens to understand the issue and to provide input?

I also find it comical the city staff highlighted part of the Local Government Code showing "a resolution, order, or ordinance CALLING AN ELECTION to authorize" debt as justification for not needing a 2nd reading. If the city is proposing to put this loan on the ballot, I am all for it; however, that clearly isn't happening.

Please vote no on this agenda item and require staff to resubmit the request as two readings. Also ask them to show scheduled principal and interest payments for all outstanding loans so you know the impact of adding \$3MM in debt. This information should have already been included in the the agenda packet; however, they have no reason to provide it if you're not going to demand this information.

(Statements are limited to 2,000 Characters.)

Receive an email copy of this form.

Email Address:

This field is not part of the form submission.

Revised 05/04/2023

## CITY COUNCIL AGENDA

### Regular Meeting: Tuesday, September 24, 2024

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#### **AGENDA ITEM: 3**

Hold a Public Hearing and Deliberate and act on first reading of an Ordinance amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Ordinance Number 1027 by changing the zoning of land from R-1 (1<sup>st</sup> Single Family Dwelling District) for property located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, 1.879 acres, to R-2M (Manufactured Housing District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.

---

**SUBMITTED BY:** Carey Dietrich- Asst. Director Building & Development/ Community Planner  
**APPROVED FOR AGENDA:** VRS

---

**BACKGROUND:** Property owner, is requesting to rezone to R2M in order to have a manufactured home placed on the property. The majority of the surrounding properties are all zoned R2M as well.

A public notice regarding this item was published in The Rockport Pilot in the Thursday, August 29, 2024 edition and mailed out to thirteen (13) property owners within a 200-foot radius of the property. One letter For and No letters Against the request have been received at this time.

Please see the accompanying zoning change request application and Section 118-9 of the Code of Ordinances for detail information.

---

**RECOMMENDATION:** Planning & Zoning Commission, by a unanimous vote, recommends approval of the request and approval of the first reading of an Ordinance granting a request to rezone property to R-2M (Manufactured Housing District), located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, 1.879 acres, currently zoned R-1 (1<sup>st</sup> Single Family Dwelling District); subject to compliance with the conditions stated within this Ordinance, as well as those stipulated in the City of Rockport Code of Ordinances; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.



---

## PUBLIC HEARING

Planning & Zoning Commission  
and City Council

**NOTICE** is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, September 16, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, September 24, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request to rezone the property located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, 1.879 acres, to R-2M (Manufactured Housing District), currently zoned R-1 (1<sup>st</sup> Single Family Dwelling District).

Members of the public can view the meeting remotely via live stream at the address that will be provided on the Planning & Zoning Commission Agenda of September 16, 2024, and the City Council Agenda of September 24, 2024, and posted on the City's website [www.cityofrockport.com](http://www.cityofrockport.com).

Public participation is valued and citizens wishing to express their views during the Public Hearing can electronically submit a Citizen Participation Form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation>, or if attending the meeting in person register at the meeting before the meeting begins. Using the same form, citizens can also provide written comments to the City Planner by 3:00 p.m. on the day of the Planning & Zoning Commission meeting or to the City Secretary by 4:00 p.m. on the day of the City Council meeting. The comments will be read and summarized in the minutes of the meeting.

The City encourages citizens to participate and make their views known at the Public Hearings. For further information on this request, please contact the Building Department at (361) 790-1125.

**POSTED** the 30th day of August, 2024 on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, and on the website [www.cityofrockport.com](http://www.cityofrockport.com).

**PUBLISHED** in *The Rockport Pilot* in the Thursday, August 29, 2024, Edition, in accordance with the City of Rockport Code of Ordinances.

### CITY OF ROCKPORT, TEXAS

Carey Dietrich  
Carey Dietrich, Asst. Director Building & Development

## **ORDINANCE NO. 1956**

**AN ORDINANCE 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 R1 (1ST SINGLE FAMILY DWELLING DISTRICT) FOR PROPERTY LOCATED AT 1306 SMOKEHOUSE RD.; ALSO KNOWN AS LOT 3, OAK BAY SUBDIVISION; TO 2M (MANUFACTURED HOUSING DISTRICT); REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS** a request to re-zone property was received in the office of the Building Department, Rockport, Texas; and

**WHEREAS**, On August 30, 2024, notice was posted on the bulletin boards at the City of Rockport Service Center, 2751 State Highway 35 Bypass, and on the City's webpage [www.cityofrockport.com](http://www.cityofrockport.com); and

**WHEREAS**, on September 3, 2024, notice was mailed to affected property owners within 200' of subject property; and

**WHEREAS**, on August 29, 2024, the City caused to be published "Notice of Public Hearing" in the official newspaper of the City notifying area residents and the public in general to participate and make their views known regarding this request; and

**WHEREAS**, on September 16, 2024, at 5:30 p.m., the Planning & Zoning Commission did hold a Public Hearing; and

**WHEREAS**, on September 16, 2024, the Planning & Zoning Commission did meet and said Commission voted to recommend to the City Council to Approve this request to re-zone property, located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, to R-2M (Manufactured Housing District), from R1 (1st Single Family Dwelling District); and

**WHEREAS**, on September 24, 2024, at 6:30 p.m., the Rockport City Council did hold a Public Hearing; and

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

### **SECTION 1 – AMENDMENT**

That, pursuant to Article 4 of the City of Rockport Zoning Ordinance Number 1027, the current zoning of land located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, City of Rockport, Aransas County, Texas; be changed from R1 (1st Single Family Dwelling District) to R-2M (Manufactured Housing District).

### **SECTION 2 - REPEALER**

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

### **SECTION 3 - SEVERABILITY**

It is the intention of the City Council of the City of Rockport that if any phrase, sentence, section, or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

### **SECTION 4 - EFFECTIVE DATE**

This ordinance shall become effective immediately upon adoption by second and final reading.

**APPROVED** on first reading this the 24<sup>th</sup> day of September, 2024.

**CITY OF ROCKPORT, TEXAS**

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Tim Jayroe, Mayor

**ATTEST:**

---

Shelley Goodwin, City Secretary

**APPROVED, PASSED** and **ADOPTED** on second and final reading, this \_\_\_\_\_ day of 2024.

**CITY OF ROCKPORT, TEXAS**

---

Tim Jayroe, Mayor

**ATTEST:**

---

Shelley Goodwin, City Secretary

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Ordinance No. \_\_\_\_\_

Page 2 of 2

**STAFF REPORT**

Building & Development Services | Carey Dietrich, Community Planner  
 2751 SH 35 Bypass, Rockport, TX 78362  
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com

**PROPERTY ADDRESS/LOCATION**

1306 Smokehouse Rd

**APPLICANT/PROPERTY OWNER**

Bettie Little Hearn - Owner

**PUBLIC HEARING DATE**

P&Z – Monday, September 16, 2024  
 CC – Tuesday, September 24, 2024

**P&Z DATE**

P&Z – Monday, September 16, 2024

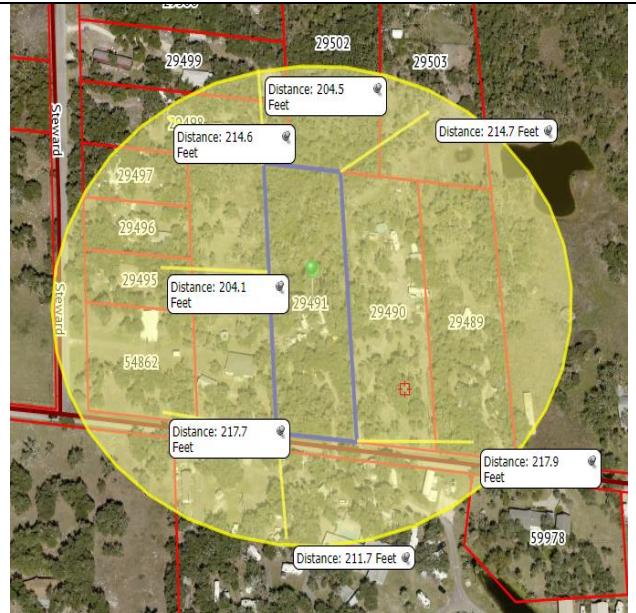
**CITY COUNCIL DATE(S)**

1<sup>st</sup> Reading – Tuesday, September 24, 2024  
 2<sup>nd</sup> Reading – Tuesday, October 8, 2024

**BRIEF SUMMARY OF REQUEST**

Property owner, Bettie Little Hearn, is requesting to rezone to R2M in order to have a manufactured home placed on the property so that her daughter, Margarite Little, can be close to her elderly parents who need assistance daily. The majority of the surrounding properties are all zoned R2M as well.

A public notice regarding this item was published in The Rockport Pilot in the Thursday, August 29, 2024 edition and mailed out to fourteen (14) property owners within a 200-foot radius of the property. One letter For and No letters Against the request have been received at this time.



MAP SOURCE: Pictometry

EXISTING ZONING	EXISTING LAND USE	SURROUNDING ZONING & LAND USE	SITE IMPROVEMENTS	SIZE OF PROPERTY
R1 – 1 <sup>st</sup> Single Family Dwelling District	Single Family Dwelling	<b>N</b> – R2M – Manufactured Housing District <b>S</b> – CUP – RV Park <b>E</b> – R2M – Manufactured Housing District <b>W</b> – R1 – 1 <sup>st</sup> Single Family Dwelling District	Single Family Dwelling	1.879 acres

**STAFF RECOMMENDATION**

**APPROVE**

**APPROVE WITH CONDITIONS**

**DENY**

<b>COMPATIBILITY</b> with the ZONING ORDINANCE  The Current Future Land Use Map suggests Residential Use	<b>PROPERTY HISTORY</b>  Ms. Hearn has owned the property since 1990 and resided there since 1991. She is requesting to install a home for her daughter to be close to her. The R2M zoning also allows for more than one residence per property.
--	--

**ATTACHMENTS**  
(CIRCLE)

**SUBMITTED PLANS**

**PUBLIC HEARING PETITION/  
APPLICATION FORM**

**LEGAL NOTICE**

**LEGAL DESCRIPTION**

**PUBLIC COMMENTS**

**AGENCY COMMENTS**

**RESPONSE TO STANDARDS**

**OTHER** (DESCRIBE)



RECEIVE  
AUG 16 2024  
BY: *PLB*

**CITY OF ROCKPORT  
ZONING AND LAND DEVELOPMENT APPLICATION**

INSTRUCTION: Please fill out completely. If more space is needed, attach additional pages. Please print or use typewriter.

A. REQUESTING: Rezoning  Conditional Permit   
Planned Unit Development (P.U.D.) by Conditional Permit

B. ADDRESS AND LOCATION OF PROPERTY 1305 Smokehouse Rd  
Rockport TX 78382

C. CURRENT ZONING OF PROPERTY: \_\_\_\_\_

D. PRESENT USE OF PROPERTY: \_\_\_\_\_

E. ZONING DISTRICT REQUESTED: \_\_\_\_\_

F. CONDITIONAL USE REQUESTED: \_\_\_\_\_

G. LEGAL DESCRIPTION: (Fill in the one that applies) Block 300 Oak Bay Sub.  
• Lot or Tract 3 Block \_\_\_\_\_  
• Tract \_\_\_\_\_ of the \_\_\_\_\_  
Survey as per metes and bounds (field notes attached)  
• If other, attach copy of survey or legal description from the Records of  
Aransas County or Appraisal District.

H. NAME OF PROPOSED DEVELOPMENT (if applicable) \_\_\_\_\_

I. TOTAL ACREAGE OR SQ. FT. OF SITE(S): \_\_\_\_\_

J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:  
(Please be specific)  
put a mobile home next to my elderly parents as they can no longer stand to themselves and need help with daily items & care

K. OWNER'S NAME: (Please print) Bettie Hearn (Little)  
ADDRESS: 1306 Smokehouse Rd  
CITY, STATE, ZIP CODE: Rockport TX 78382  
PHONE NO (361) 249-6147  
(361) 450-0006

L. REPRESENTATIVE: (If Other Than Owner) Margarette Little  
ADDRESS: 1306 Smokehouse Rd  
CITY, STATE ZIP CODE: Rockport TX 78382  
PHONE NO (361) 249-6147

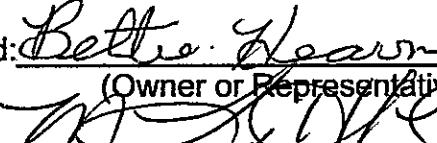
**NOTE:** Do you have property owner's permission for this request?  
YES        NO       

M. FILING FEE:

REZONING	\$150.00 + \$10.00 PER ACRE
PLANNED UNIT DEVELOPMENT	\$200.00 + \$10.00 PER ACRE
P.U.D. REVISION	\$200.00 + \$10.00 PER ACRE
CONDITIONAL PERMIT	\$150.00 + \$10.00 PER ACRE

**(Make check payable to the City of Rockport)**

- Submit application and filing fee to the Department of Building & Development, City of Rockport; 2751 S.H. 35 Bypass, Rockport, Texas 78382.

Signed: Bettie Hearn  
(Owner or Representative)  
  
(FOR CITY USE)

Received by: \_\_\_\_\_ Date: \_\_\_\_\_ Fees Paid: \$ \_\_\_\_\_

Submitted Information (        accepted) (        rejected) by: \_\_\_\_\_

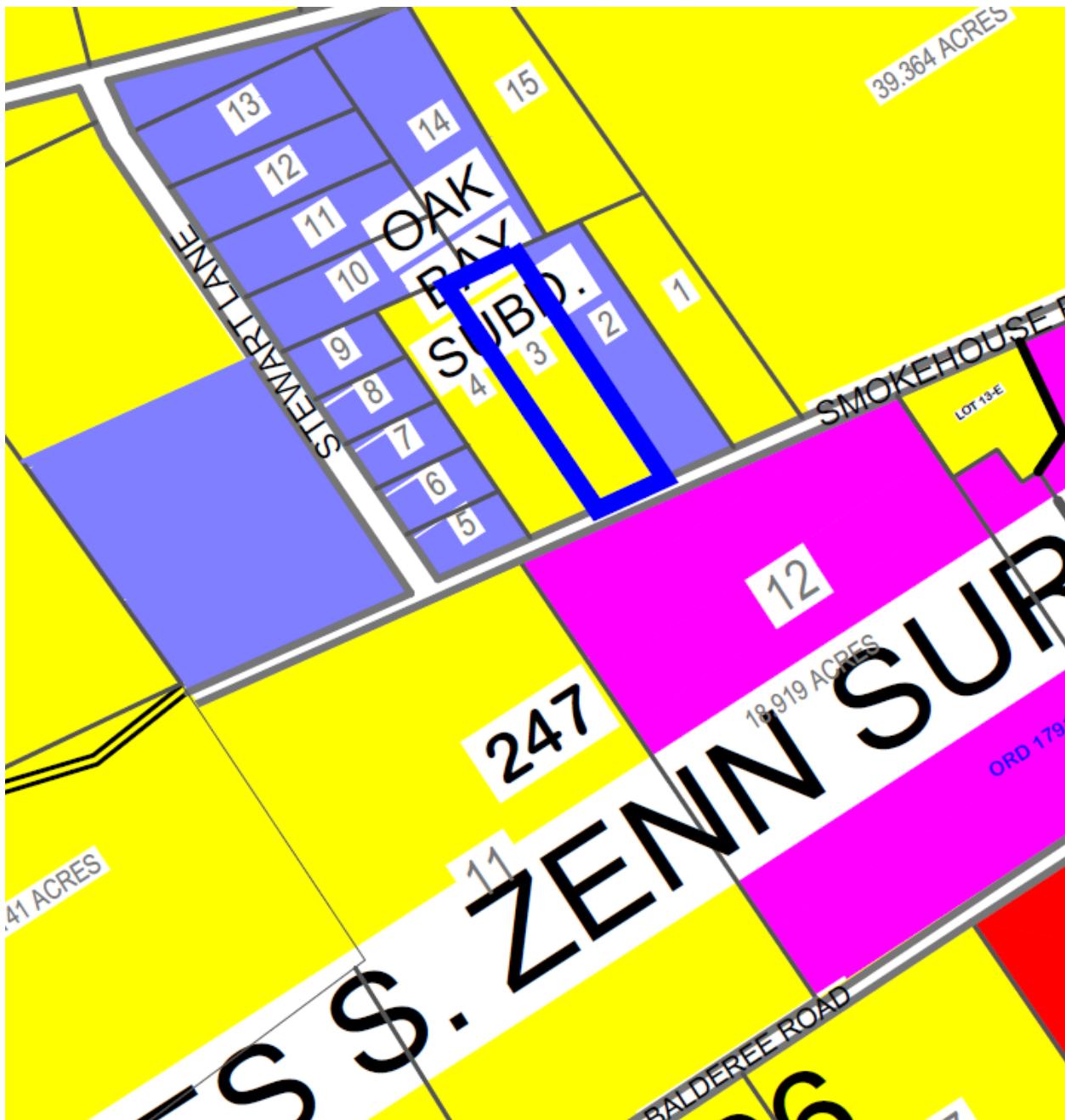
If rejected, reasons why: \_\_\_\_\_

Receipt No. \_\_\_\_\_



<b>Property ID</b>	<b>Property Owner</b>	<b>Situs Address</b>	<b>Mailing Address</b>	<b>City</b>	<b>State</b>	<b>ZIP</b>
29491	Bettie Little Hearn	1306 Jim's Smokehouse Rd.	1306 Jim's Smokehouse Rd.#865	Rockport	TX	78382
29502	M/M James Ballou	1403 Eighteenth St.	1403 18th St.	Rockport	TX	78382
29503	Jess & Shaleen Parker	1401 Eighteenth St.	1401 18th St.	Rockport	TX	78382
29490	Nancy Richmond	1304 Jim's Smokehouse Rd.	1304 Jim's Smokehouse Rd.	Rockport	TX	78382
29489	Trudy J. Wright	1302 Jim's Smokehouse Rd.	1302 Jim's Smokehouse Rd.	Rockport	TX	78382
59977	Sampatti LLC	1301 Jim's Smokehouse Rd.	409 Palmer Dr.	Portland	TX	78374
29492	Javier Lopez	1308 Jim's Smokehouse Rd.	1308 Jim's Smokehouse Rd.	Rockport	TX	78382
54862	Lawrence E. Williams	106 Steward Ln.	106 Steward Ln.	Rockport	TX	78382
29495	Jeff Jackson	110 Steward Ln.	110 Steward Ln.	Rockport	TX	78382
29496	Robert & Debbie Jackson	114 Steward Ln.	6 Spoonbill Ln.	Rockport	TX	78382
29497	Weaver Squared LLC	118 Steward Ln.	118 Steward Ln.	Rockport	TX	78382
29498	Harry Boyd Jr.	122 Steward Ln.	337 S. Commercial St.	Rockport	TX	78382
29499	Larry A. & Anna Maria Flores	124 Steward Ln.	124 Steward Ln.	Rockport	TX	78382
	Josh Dowling	Planning and Zoning Commi	102 N Santa Clara Drive	Rockport	TX	78382
	Rocky Gudim	Planning and Zoning Commi	1016 S. Magnolia St.	Rockport	TX	78382
	Ruth Davis	Planning and Zoning Commi	P.O. Box 706	Fulton	TX	78358
	Ric Young	Planning and Zoning Commi	123 Royal Oaks Dr	Rockport	TX	78382
	Kim Hesley	Planning and Zoning Commi	2003 Tule Park Drive	Rockport	TX	78382
	Warren Hassinger	Planning and Zoning Commi	2517 Turkey Neck Circle	Rockport	TX	78382
	Thomas Blazek	Planning and Zoning Commi	102 St Andrews St	Rockport	TX	78382

# ZONING MAP



# FUTURE LAND USE MAP





- owner

**PUBLIC HEARING**  
Planning & Zoning Commission  
and City Council

**NOTICE** is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, September 16, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, September 24, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request to rezone the property located at 1306 Smokehouse Rd.; also known as Lot 3, Oak Bay Subdivision, 1.879 acres, to R-2M (Manufactured Housing District), currently zoned R-1 (1<sup>st</sup> Single Family Dwelling District).

Members of the public can view the meeting remotely via live stream at the address that will be provided on the Planning & Zoning Commission Agenda of September 16, 2024, and the City Council Agenda of September 24, 2024, and posted on the City's website [www.cityofrockport.com](http://www.cityofrockport.com).

Public participation is valued and citizens wishing to express their views during the Public Hearing can electronically submit a Citizen Participation Form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation>, or if attending the meeting in person register at the meeting before the meeting begins. Using the same form, citizens can also provide written comments to the City Planner by 3:00 p.m. on the day of the Planning & Zoning Commission meeting or to the City Secretary by 4:00 p.m. on the day of the City Council meeting. The comments will be read and summarized in the minutes of the meeting.

The City encourages citizens to participate and make their views known at the Public Hearings. For further information on this request, please contact the Building Department at (361) 790-1125.

**CITY OF ROCKPORT, TEXAS**

/s/ Shelley Goodwin, City Secretary

TO BE ON RECORD, THIS FORM MUST BE FILLED OUT, SIGNED BY THE CURRENT PROPERTY OWNER(S) AND MAILED IN ITS ENTIRETY TO THE BUILDING & DEVELOPMENT SERVICES DEPARTMENT, 2751 STATE HIGHWAY 35 BYPASS, ROCKPORT, TX 78382. ANY INFORMATION PROVIDED BELOW BECOMES PUBLIC RECORD.

NOTE: In accordance with the Open Meetings Act and Public Information Act, no discussion shall be held by a member or members of this Commission, either at home or office, or in person, by telephone call or by letter.

Printed Name: Bettie HEARN

Address: 1306 Jim's Smoke House Rd.

City/State: Rockport TX

IN FAVOR  IN OPPOSITION

Phone: 361-534-0473

REASON: Only way to have Affordable

Housing in Rockport

we have owned this  
property for 45 years

Bettie Hearn  
Signature

9-16-24

*See map on reverse side.*

## CITY COUNCIL AGENDA

### Regular Meeting: Tuesday, September 24, 2024

---

#### **AGENDA ITEM: 4**

Deliberate and act on a Resolution of the City of Rockport, Texas appointing the Mayor as the Chief Executive Officer and Authorized Representative to act in all matters in connection with the Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant (HMGP) project and committing the City to provide matching funds to secure and complete the TDEM Hazard Mitigation Grant.

**SUBMITTED BY:** Kimberly Henry, Assistant to the City Manager

#### **APPROVED FOR AGENDA: VRS**

---

**BACKGROUND:** In July of 2022, the City of Rockport applied for grants funds relating to climate-controlled issues. The city applied for four (4) stationary generators at specific water pump stations and two (2) mobile generators to be connected to docking stations at ten (10) wastewater lift stations. August 29, 2024 we were notified that we have been approved for two (2) of the stationary generators to be located at 1130 TX-188 and 221 Gagon Street.

The total award of \$213,385.00 will be required to be paid by the City of Rockport and Texas Department of Emergency Management (TDEM) will reimburse the city \$192,467.70 (90%) of that cost. The City's local share of 10% is \$21,385.30.

The Administrative Management costs of \$10,692.65 will be paid directly from FEMA/TDEM to the Grant Administrator.

It is unknown at this time if/when we will receive confirmation regarding the other requested generators.

---

**FISCAL ANALYSIS:** Because this was a grant project we have been working on for two years, no funds have been committed. If this agenda item is approved for the 10% match of \$21,385.30 there will be a future agenda item to request for transfer of funds from Utility Fund Reserves for this project.

---

**RECOMMENDATION:** Staff recommend approval of the Resolution of the City of Rockport, Texas appointing the Mayor as the Chief Executive Officer and Authorized Representative to act in all matters in connection with the Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant (HMGP) project and committing the City to provide matching funds to secure and complete the TDEM Hazard Mitigation Grant.



August 29, 2024

The Honorable Tim Jayroe  
Mayor, City of Rockport  
2751 SH 35 Bypass  
Rockport, TX, 78382

Subject: Sub-Grant Award

Dear Mayor Jayroe:

The Texas Division of Emergency Management (TDEM) has issued a sub-grant for the Hazard Mitigation Grant Program (HMGP), DR-4485, Texas COVID-19 Pandemic. The following is the information related to this award:

**Sub-Recipient Information:**

UEI Number: D33QE53A2V54  
TINS Number: 74-6002000  
FIPS Number: 007-62804-00

**Award Information:**

Catalog of Federal Domestic Assistance: 97.039  
FEMA Project Number: 0134  
Project Title: City of Rockport Fire Station & TX-188 Pump Station Generators  
Period of Performance (POP): August 2, 2024 to January 22, 2027.

PROJECT FUNDS OBLIGATIONS						
Version/ Amendment	Date	Total Subgrant Amount	Federal Share %	Federal Share Amount	Local Share %	Local Share Amount
0	8/2/2024	\$213,853.00	90%	\$192,467.70	10%	\$21,385.30

*Please Note: This award is not for research or development as defined in 2 Code of Federal Regulations (C.F.R.) § 200.87.*

The eligible management costs for a reimbursement request are calculated by multiplying the eligible direct project costs submitted by the percentage of obligated management costs (up to 5%) for the project. In some cases, the management costs submitted for a reimbursement

2883 Highway 71 E

PO Box 285

Del Valle, TX 78617-9998

will exceed the eligible management cost amount. In this instance, the management costs will be trapped until additional eligible direct project costs are submitted for reimbursement.

MANAGEMENT COSTS OBLIGATIONS						
Version/ Amendment	Date	Total Management Costs	Federal Share %	Federal Share Amount	Local Share %	Local Share Amount
0	8/2/2024	\$10,692.65	100%	\$10,692.65	0%	\$0

The approved Scope of Work (SOW) follows, and the terms and conditions of this award are attached. It is important that the sub-recipient read, understand and comply with the SOW and all terms and conditions. It is also vital that this information be disseminated to sub-recipient's staff and contractors involved in work related to this project.

Utilizing HMGP funding, the City of Rockport proposes to replace generators at two City of Rockport locations. The proposed improvements include new automatic transfer switches, diesel powered fixed emergency generators, and other associated appurtenances. The existing generators will be removed, and the new generators will be installed in place, requiring minimal setup. This will ensure that the City of Rockport Water Pump Station and Volunteer Fire Department remain operational in a power outage situation.

Generators that have been approved as components in this project's SOW are listed below.

Generator Site Name	Generator Street Address	Generator Size	Portable/ Permanent	Latitude	Longitude
Water Pump	1130 TX-188 Rockport, Texas 78382	250kW	Permanent	27.967750	-97.122990
City of Rockport Volunteer Fire Department	221 Gagon Street, Rockport, TX	150kW	Permanent	28.025018	-97.056100

In accordance with FEMA Instruction 108-1-1 and DHS Instruction 023-01-001-01; this project has been determined to be Categorically Excluded (CATEX N18. FEMA concludes that the project is categorically excluded from the National Environmental Policy Act (NEPA)

2883 Highway 71 E

PO Box 285

Del Valle, TX 78617-9998

requirement to prepare further environmental documentation. No extraordinary conditions in accordance with DHS Instruction 023-01-001-01 exist involving this project.

Signing and returning this award letter indicates sub-recipient's acceptance of the SOW of the sub-award, the ability to pay the local cost share, and all grant terms and conditions outlined in the attached documents.

The sub-recipient must ensure that:

1. The initial quarterly progress report for the project is submitted at the end of the approving quarter. Please include the project number (provided above) in your future quarterly reports. Note that 44 C.F.R. § 206.438(c) indicates the state must provide a quarterly progress report to FEMA indicating the status and completion date for each project funded. The report must include any problems or circumstances affecting completion dates, SOW, or project cost that may result in non-compliance with the approved grant conditions.
2. In accordance with HMGP rules and policy, TDEM requires the submittal of all closeout documentation within 90 days of the project completion not to exceed the POP. The Governor's Authorized Representative (GAR) "shall certify that reported costs were incurred in the performance of eligible work, that the approved work was completed, and that the mitigation measure is in compliance with the provisions of the FEMA-State Agreement" in accordance with 44 C.F.R. § 206.438(d).

If changes are needed to the SOW for the sub-award, period of performance or costs associated with the sub-award, the sub-recipient should immediately contact TDEM. No change to the sub-award will be considered approved until the sub-recipient is notified in writing by TDEM.

This signed and dated award letter and attached grant terms and conditions must be returned to TDEM before payment on the sub-award can be processed. Your signature is required on this award letter and on the last page of the attached grant terms and conditions. You must also initial each exhibit on the last page of the grant terms and conditions. Please sign, date, and return both the award letter and the attached grant terms and conditions acknowledging acceptance of this sub-award via email to the assigned Mitigation Coordinator, Yolanda Cardona at [yolanda.cardona@tdem.texas.gov](mailto:yolanda.cardona@tdem.texas.gov).

2883 Highway 71 E

PO Box 285

Del Valle, TX 78617-9998

---

Tim Jayroe, Mayor

Date

Should you wish to appeal any determination related to this sub-award you must do so within 60 days of receipt of the notice of the action. You will need to provide your appeal with any documentation supporting your position to your assigned TDEM Mitigation Coordinator within the allotted time.

If you have any questions please contact your Mitigation Coordinator, Yolanda Cardona, at 956-414-9167 or [yolanda.cardona@tdem.texas.gov](mailto:yolanda.cardona@tdem.texas.gov).

Respectfully,



**W. Nim Kidd, MPA, CEM®**

Chief - Texas Division of Emergency Management  
Vice Chancellor for Disaster and Emergency Services  
The Texas A&M University System

ATTACHMENTS: FEMA Approval Letter

Grant Terms and Conditions  
Record of Environmental Considerations  
Technical Recommendations

Copy: Candace Brannan, Administrative Assistant - Public Works

[publicworks6@cityofrockport.com](mailto:publicworks6@cityofrockport.com)

Kimberly Henry, Assistant to City Manager

[khenry@cityofrockport.com](mailto:khenry@cityofrockport.com)

2883 Highway 71 E

PO Box 285

Del Valle, TX 78617-9998



August 2, 2024

W. Nim Kidd, MPA, CEM  
Chief, Texas Division of Emergency Management  
Vice Chancellor - The Texas A&M University System  
2883 Highway 71 East  
P.O. Box 285  
Del Valle, TX 78617-9998

Attn: Mr. Josh Davies, State Hazard Mitigation Officer

RE: DR-4485-0134-TX  
City of Rockport – City of Rockport Fire Station & TX-188 Pump Station Generators  
Assistance Listing 97.039 Hazard Mitigation Grant Program

Dear Chief Kidd:

This letter provides official notification that the Federal Emergency Management Agency (FEMA) approves the application submitted by the City of Rockport for the City of Rockport Fire Station & TX-188 Pump Station Generators project. The total project cost is \$213,853.00. The Federal share in the amount of \$192,467.70, is available through the Hazard Mitigation Grant Program (HMGP) under FEMA-DR-4485-0134-TX. The non-federal match requirement of \$21,385.30 will be provided by City of Rockport.

Pursuant to Section 1215 of the Disaster Recovery Reform Act of 2018, which amended Section 324 of the Robert T. Stafford Disaster Relief and Assistance Act, subrecipient Management Costs (MC) in the amount of \$10,692.65 are available to the City of Rockport at a Federal Cost Share of 100%.

The following is the approved Scope of Work (SOW) for the above-referenced project:

Utilizing HMGP funding, the City of Rockport proposes to replace generators at two City of Rockport locations. The proposed improvements include new automatic transfer switches, diesel-powered fixed emergency generators, and other associated appurtenances. The existing generators will be removed, and the new generators will be installed in place, requiring minimal setup. This will ensure that the City of Rockport Water Pump Station and Volunteer Fire Department remain operational in a power outage situation.

Generators that have been approved as components in this project's SOW are listed below.

Generator Site Name	Generator Street Address	Generator Size	Portable/ Permanent	Latitude	Longitude
Water Pump Station	1130 TX-188 Rockport, Texas 78382	250kW	Permanent	27.967750	-97.122990
City of Rockport Volunteer Fire Department	221 Gagon Street, Rockport, TX	150kW	Permanent	28.025018	-97.056100

This project has been determined to be Categorically Excluded (CATEX) in accordance with FEMA Instruction 108-1-1 and Department of Homeland Security (DHS) Instruction 023-01-001-01; CATEX N18 from the need to prepare either an Environmental Impact Statement or Environmental Assessment. No extraordinary circumstances in accordance with DHS Instruction 023-01-001-01 have been identified regarding this action. The applicant must comply with all conditions set forth in the attached Record of Environmental Consideration (REC). Failure to comply with these conditions may jeopardize federal assistance including funding.

Environmental Conditions applied to this project are as follows:

- Unusable equipment, debris and material shall be disposed of in an approved manner and location. In the event significant items (or evidence thereof) are discovered during implementation of the project, applicant shall handle, manage, and dispose of petroleum products, hazardous materials and toxic waste in accordance to the requirements and to the satisfaction of the governing local, state and federal agencies.

Technical Conditions applies to this project are as follows:

- Subrecipient must coordinate with the local floodplain administrator to obtain required permits. The subrecipient must comply with any conditions of the permit(s) prior to initiating work. All permits and coordination pertaining to these activities must be retained by the subrecipient. Submit permits and documentation of coordination to FEMA at closeout.
- Subrecipient must acquire all applicable federal, state, tribal and/or local permits.

FEMA will not establish activity completion timeframes for individual sub awards. The Period of Performance (POP) for DR-4485-TX is set to expire on February 1, 2027. It is the responsibility of the Recipient and subrecipient to ensure all approved activities associated with this sub-award are completed by the end of the POP. Any costs incurred prior to the date of this approval or after the POP will be disallowed.

A change to the approved SOW requires prior approval from FEMA. The National Environmental Policy Act (NEPA) stipulates that additions or amendments to a HMGP SOW shall be reviewed by all state and federal agencies participating in the NEPA process. NEPA sign-off for all SOW additions or amendments is essential before the revised SOW can be approved by FEMA or implemented by the HMGP subrecipient.

In accordance with FEMA Policy #104-11-1 Interim, Hazard Mitigation Grant Program Management Costs, any MC provided will be obligated in increments sufficient to cover recipient and subrecipient needs for no more than one year unless contractual agreements require additional funding. Actual subrecipient MC are to be reconciled quarterly during the review of expenditures submitted by the subrecipient through quarterly report process. Subrecipient MC can be expended for a maximum time of 180 days after work is completed for the subaward or the end of the POP, whichever is sooner.

The initial quarterly progress reports for the HMGP project is due at the end of the approving quarter. Please include this HMGP project in your future quarterly reports. Title 44 of the Code of Federal Regulations (44 C.F.R.) § 206.438(c) indicates the State must provide a quarterly progress report to FEMA indicating the status and completion date for each project funded. The report will include any problems or circumstances affecting completion dates, SOW, or project cost that may result in non-compliance with the approved grant conditions.

Pursuant to 2 C.F.R. 200.400 et seq. costs must be adequately documented, necessary and reasonable for the performance of the Federal award and be allocable thereto under these principles except where otherwise authorized by statute. The non-Federal entity is responsible for the efficient and effective administration of the Federal award through the application of sound management practices. The non-Federal entity assumes responsibility for administering Federal funds in a manner consistent with underlying agreements, program objectives, and the terms and conditions of the Federal award. FEMA approval of budget estimates are not determination of the allowability of costs.

In accordance with HMGP rules and policy, we require the submittal of all closeout documentation within 120 days of the project completion, not to exceed POP. Section 206.438(d) of 44 C.F.R. requires the Governors Authority Representative to “certify that reported costs were incurred in the performance of eligible work, that the approved work was completed, and that the mitigation measure is in compliance with the provisions of the FEMA-State Agreement.”

The Obligation Report, REC, and Technical Recommendation Report are included for your records.

Chief Kidd  
August 2, 2024  
Page 4

If you have any questions regarding the information, please contact Amanda Adaire, Management Analyst, Hazard Mitigation Assistance (HMA), at (940) 235-5661 or [Amanda.Adaire@fema.dhs.gov](mailto:Amanda.Adaire@fema.dhs.gov).

Sincerely,

 Digitally signed by  
BRIANNE M SCHMIDTKE  
Date: 2024.08.19  
23:08:33 -05'00'

Brianne Schmidtke  
HMA Disaster Branch Chief

Enclosures:    Obligation Report  
                  REC  
                  Technical Recommendation Report

## **CITY COUNCIL AGENDA**

### **Regular Meeting: Tuesday, September 24, 2024**

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#### **AGENDA ITEM: 5**

Deliberate and act on a Resolution of the City of Rockport, Texas, authorizing the Rockport Police Department to take possession of police apprehension and detection trained K9 (Roscoe) from the Lavaca River Rancho and formerly of the Seadrift Police Department. Roscoe was originally obtained from and trained by the Hill Country Dog Center in January of 2023.

**SUBMITTED BY:** Chief Nathan Anderson

**APPROVED FOR AGENDA:** VRS

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**BACKGROUND:** The Rockport Police Department was contacted by a council member of the City of Seadrift, Texas, about taking possession of their former police K9 (Roscoe). Roscoe is a 2-year-old black German Shepherd who was purchased and trained in police K9 apprehension and detection from the Hill Country Dog Center in 2023, a well-known and respected police K9 training center. The transfer of Roscoe is at no cost to the City of Rockport.

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**FISCAL ANALYSIS:** The Rockport Police Department's requirements for taking possession of a police K9 include initial 4-week joint handler/K9 training (\$7400), veterinarian costs, police K9 vehicle outfitting and safety requirements (\$5000), food costs, and kennel construction costs (\$2000). The Rockport Police Department has contacted local charitable organizations who have agreed to assist with these initial costs. Any additional costs not covered will be covered by an available balance in our asset forfeiture fund, and recurring costs (food and veterinarian bills) will be absorbed in our current 2024-25 budget.

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**STAFF RECOMMENDATION:** Staff recommends City Council approve the Resolution authorizing the Rockport Police Department to take possession of the police K9 (Roscoe) from the Lavaca River Ranch.

## RESOLUTION NO. 2024-23R

### **A RESOLUTION OF THE CITY OF ROCKPORT, TEXAS, AUTHORIZING THE ROCKPORT POLICE DEPARTMENT TO TAKE POSSESSION OF POLICE APPREHENSION AND DETECTION K9 (ROSCOE) FROM THE LAVACA RIVER RANCH AND FORMERLY OF THE SEADRIFT POLICE DEPARTMENT**

**WHEREAS**, the objective of having a police K9 greatly enhances the police department's ability to locate and seize illegal and dangerous narcotics in our community as well as locate and apprehend violent criminals. Additionally, the mere presence of a police K9 contributes to de-escalation in hazardous situations as well and can be used in community engagement functions; and

**WHEREAS**, Police K9 (Roscoe) was purchased from and trained at the Hill Country Dog Club by the City of Seadrift in January of 2023 for \$15,000 and an additional \$4000 for handler training; and

**WHEREAS**, the City of Rockport agrees to take possession of K9 (Roscoe) at no cost and provide for the K9 (Roscoe) by obtaining high-quality training and veterinary care, outfitting an existing police vehicle to be police K9 compliant, providing food, and constructing a kennel.

### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ROCKPORT, TEXAS:**

That the Rockport Police Department is hereby authorized to take possession of police K9 (Roscoe) from the Lavaca River Ranch, and the to-be-selected handler is entrusted with the care, control, and custody of Roscoe;

**PASSED and APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_.

**CITY OF ROCKPORT, TEXAS**

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**Mayor Lowell T. Jayroe**

**ATTEST:**

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**Shelley Goodwin, City Secretary**





**CITY COUNCIL AGENDA**  
**Regular Meeting: Tuesday, September 24, 2024**

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**AGENDA ITEM: 6**

Consider and act on presentation and acceptance of Annual Comprehensive Financial Report for the City of Rockport for fiscal year 2022-2023.

**SUBMITTED BY:** Robbie Sorrell, Director of Finance

**APPROVED FOR AGENDA:** VRS

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**BACKGROUND:**

The City of Rockport's external auditor, P. Andrew Hall completed their independent audit of the City financial records for fiscal year 2022-2023. A copy of the audit accompanies this agenda item. Mr. Patrick Hall, principal of P. Andrew Hall, will present this audit for Council for consideration and acceptance.

---

**FISCAL ANALYSIS:**

Not accepting this independent audit report would jeopardize current funding agreements and severely restrict future funding sources, curtailing or eliminating city services.

---

**RECOMMENDED ACTION:**

Staff recommends acceptance of the 2022-2023 Annual Comprehensive Financial Report as presented.

## CITY COUNCIL AGENDA

### Regular Meeting: Tuesday, September 24, 2024

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#### **AGENDA ITEM: 7**

Deliberate and act on Amendment No. 2 to the Standard Professional Services Agreement with Broaddus and Associates regarding the project oversight of the new city hall facility for an amount not to exceed \$17,000.

**SUBMITTED BY:** Kimberly Henry, Assistant to the City Manager

**APPROVED FOR AGENDA:** VRS

---

**BACKGROUND:** The New City Hall project is nearing completion. It was originally scheduled for completion in September of 2023 and is still not complete at this time. There were extenuating circumstances prior to the Notice to Proceed with Teal Construction and there have been additional circumstances that have caused delays throughout this project. We are currently one year past the original substantial completion date.

The original contract with Broaddus and Associates was for \$375,000 and Amendment 1 was approved in December of 2022 for \$100,000. Currently, Broaddus has requested Amendment 2 in the amount of \$17,000 for a total contract of \$492,000 due to the extended timelines of this project.

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#### **FISCAL ANALYSIS:**

There are sufficient funds to support this additional expenditure with the approval of the FY2024-2025 Budget.

---

**RECOMMENDATION:** Staff recommend approval of Amendment No. 2 to the Standard Professional Services Agreement with Broaddus & Associates regarding the project oversight of the new city hall facility for an amount not to exceed \$17,000.

# Capital Improvement Project

## DTAP - New City Hall

### Revenues

	Status	Notes	Source	Amount	
9%	Pending	LL working on	FEMA	\$1,683,042.73	Revised conservative estimate
4%	Rec'd		Windstorm Bldg	\$132,918.04	(\$569,869.96 rec'd already and removed from calculation)
	Rec'd		Rebuild Texas	\$0.00	(\$20,748 rec'd already and removed from calculation)
60%	Rec'd		2020 Tax Note	\$11,770,000.00	
27%	Rec'd		2022 Tax Note	\$5,385,492.00	
Pending	LL working on		Windstorm Conte	\$170,000.00	estimate
Rec'd			Court Funds	\$15,000.00	
			Transfer from Reserves	\$102,514.27	as of 4/15/24 Council Meeting

Total Revenue: **\$19,258,967.04**

Budget

Comparison

\$19,747,069.73 if we had all of the funds from above)

### Expenses

Category	Contractor	Presented to	Contract w/	Approved by	With Change	Spent/	% of Contract
		Council 1/19/22	Change Orders as of 12/1/22	Council 12/13/22	Orders/Amend ments as of 9/24/24		
82% Construction	Teal	\$16,380,000.00	\$15,480,000.00	\$15,480,000.00	\$15,861,074.25	\$14,104,549.51	88.93%
4% Professional Services	PGAL	\$1,356,706.00	\$616,179.00	\$866,179.00	\$866,179.00	\$858,382.26	99.10%
3% Broaddus			\$375,000.00	\$475,000.00	\$492,000.00	\$461,752.96	93.85%
6% A/V & Security	ACS	\$1,000,000.00	\$0.00	\$1,100,000.00	\$1,100,000.00	\$1,050,000.00	95.45%
6% Soft Costs	Misc	\$1,079,888.00	\$1,079,888.00	\$1,079,888.00	\$1,079,888.00	\$1,071,927.19	99.26%

**\$19,816,594.00 \$17,551,067.00 \$19,001,067.00 \$19,399,141.25 \$17,546,611.92 90.45%**

Presented to	Contract w/	Approved by	With Change	Spent/	% of Contract
Council 1/19/22	Change Orders as of 12/1/22	Council 12/13/22	Orders/Amend ments as of	Committed to	spent/committed to date

Delta  
-\$140,174.21

\$347,928.48 (Delta if we had the funds from above)

# Broaddus

				40-699-8020	
			Original Contract	\$375,000.00	
			Amendment 1	\$100,000.00	12/20/2022
			Amendment 2	\$17,000.00	9/24/2024 Pending
<b>Project Funded:</b>				<b>\$492,000.00</b>	
Period Covered	Date Written	Check #	Amount	Running Balance	% of Funding
May-20	6/25/2020	840899	\$15,183.49	\$15,183.49	3.09%
Jun-20	8/12/2020	841400	\$27,243.51	\$42,427.00	8.62%
Jul-20	8/27/2020	841578	\$15,959.85	\$58,386.85	11.87%
Aug-20	9/25/2020	841826	\$13,087.44	\$71,474.29	14.53%
Sep-20	10/29/2020	842347	\$19,088.48	\$90,562.77	18.41%
Oct-20	12/3/2020	842660	\$12,978.00	\$103,540.77	21.04%
Dec-20	1/27/2021	843195	\$22,047.15	\$125,587.92	25.53%
Nov-20 & Jan-21	3/25/2021	843775	\$33,681.00	\$159,268.92	32.37%
Feb-21	4/8/2021	843854	\$32,967.73	\$192,236.65	39.07%
Mar & Apr -21	6/10/2021	844803	\$44,480.55	\$236,717.20	48.11%
May-21	6/30/2021	845065	\$11,896.50	\$248,613.70	50.53%
Jun-Jul-Aug-21	10/14/2021	846190	\$41,640.33	\$290,254.03	58.99%
Sep-21	11/18/2021	846557	\$15,805.35	\$306,059.38	62.21%
Oct-21	12/9/2021	846783	\$8,455.01	\$314,514.39	63.93%
Nov-Dec-21 & Jan-	3/18/2022	847783	\$18,968.74	\$333,483.13	67.78%
Feb & Mar-22	5/19/2022	848519	\$16,554.68	\$350,037.81	71.15%
Apr-22	6/3/2022	848710	\$3,483.98	\$353,521.79	71.85%
May-22	6/23/2022	848891	\$5,013.53	\$358,535.32	72.87%
Jun & Jul-22	8/25/2022	849612	\$16,400.18	\$374,935.50	76.21%
Aug-22	1/20/2023	851180	\$5,268.45	\$380,203.95	77.28%
Sep-22			\$4,078.80	\$384,282.75	78.11%
Oct-22			\$5,183.48	\$389,466.23	79.16%
Nov-22			\$2,379.30	\$391,845.53	79.64%
Dec-22	4/11/2023	851117	\$1,869.45	\$393,714.98	80.02%
Jan-23			\$2,846.66	\$396,561.64	80.60%
Feb-23			\$3,653.93	\$400,215.57	81.34%
Mar-23			\$2,294.33	\$402,509.90	81.81%
Apr-23	6/22/2023	852980	\$2,889.15	\$405,399.05	82.40%
May-23	7/20/2023	853309	\$5,994.60	\$411,393.65	83.62%
Jun-23	8/10/2023	853554	\$2,549.25	\$413,942.90	84.13%
Jul-23	9/14/2023	853309	\$679.80	\$414,622.70	84.27%
Aug-23	10/26/2023	854327	\$2,974.13	\$417,596.83	84.88%
Sep-23	11/21/2023	854656	\$1,104.68	\$418,701.51	85.10%
Oct-23	1/12/2024	855129	\$2,889.15	\$421,590.66	85.69%
Nov-23	1/19/2024	855183	\$2,124.38	\$423,715.04	86.12%
Dec-23	1/19/2024	855183	\$2,421.79	\$426,136.83	86.61%

Jan-24	3/27/2024	855891	\$6,967.95	\$433,104.78	88.03%
Feb-24			\$3,483.98	\$436,588.76	88.74%
Mar-24	5/16/2024	856431	\$2,209.35	\$438,798.11	89.19%
Apr-24			\$3,653.93	\$442,452.04	89.93%
May-24	7/25/2024	857126	\$7,999.24	\$450,451.28	91.56%
Jun-24			\$5,013.53	\$455,464.81	92.57%
Jul-24	9/12/2024		\$6,288.15	\$461,752.96	93.85%
Aug-24				\$461,752.96	93.85%
Sep-24				\$461,752.96	93.85%
Oct-24				\$461,752.96	93.85%
Nov-24				\$461,752.96	93.85%

**\$461,752.96 Running Total**

Available Balance      \$30,247.04

# BROADDUS & ASSOCIATES

July 25, 2024

Ms. Vanessa Shrauner  
City Manager  
2751 SH 35 Bypass  
Rockport, TX 78382

Dear Ms. Shrauner:

Thank you for your continued support and active engagement in the City of Rockport City Hall project which is nearing completion. Broaddus & Associates has diligently supported this project under a professional service agreement entered into with the City of Rockport in May 2020. The current agreement for a fee not to exceed \$475,000 allowed Broaddus to act as the City's construction management representative for the reconstruction of a 28,000 square foot City Hall destroyed during Hurricane Harvey. Unfortunately, due to factors outside our control, we require a fee increase of \$17,000 to take the project to completion. The requested fee is needed to cover Mark Williams, our Senior Project Manager, and his back up, Rafael Ledezma for field supervision efforts on this project from September 2024 through the project close out, expected to be by the end of October 2024. This disaster recovery project has experienced several issues which resulted in multiple months of delay and the need to dedicate more effort than initially anticipated.

The delays and the need to dedicate additional resources can be attributed to the general contractor not having achieved contractual substantial completion as originally scheduled. It is critical to have Mark Williams and Rafael Ledezma continue to provide project management services to continue to compel the general contractor to complete the project.

They will require an average of approximately 40 hours (combined) per month from September 2024 through October to account for project close-out requirements. Additionally, the revised total Broaddus fee for this project will be \$492,000 or 3.1% of the total construction cost which is less than the 5% stipulated in the agreement.

In closing, we are determined to drive this legacy project to completion and to continue serving the City of Rockport in a role that is helping to recover from the devastating impacts of Hurricane Harvey. Our team, led by Mark Williams, has demonstrated significant commitment to delivering this project and has added value at every stage of the way. Please let me know if you have any questions regarding this fee increase request. You have my assurance that I will continue to be involved in this effort and our team will do whatever it takes to meet the City of Rockport's expectations.

Respectfully,

Michael Monreal, P.E.  
Vice President and Regional Area Manager

---

Broaddus & Associates

1301 S. Capital of Texas Hwy., Suite A-302, Austin, Texas 78746

210.845.5515 | [BroaddusLA.com](http://BroaddusLA.com)

AMENDMENT NUMBER 2  
TO THE AGREEMENT  
BETWEEN  
THE CITY OF ROCKPORT, TEXAS  
AND  
BROADDUS & ASSOCIATES

This Amendment serves to modify the Professional Services Agreement (“Agreement”) between The City of Rockport, Texas (“the City”) and Broaddus & Associates (“CM Agent”) entered into on May 14, 2020. Thus, the Agreement is hereby amended as follows:

1. Pursuant to the terms included in the CM Agent’s proposal for continued services attached herein as Exhibit 1, the not-to-exceed contracted fee shall be increased by \$17,000. This amount shall be used to cover services provided by the CM Agent on a part-time basis from September 2024 through November 2024.
2. All other terms and conditions of the Agreement are to remain unchanged.

In witness whereof, the parties hereto have executed this Amendment under their respective hands, each of which shall be deemed an original.

The City of Rockport, Texas

Broaddus & Associates

---

By:

Printed or typed name and title

Date

---

By:

Michael Monreal, Vice President

Printed or typed name and title

September 17, 2024

Date

Exhibit:

- (1) Broaddus Proposal Amendment 2
- (2) City of Rockport – B&A Agreement
- (3) Amendment 1

**CITY COUNCIL AGENDA**  
**Regular Meeting: Tuesday, September 24, 2024**

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**AGENDA ITEM: 8**

Deliberate and act on approval of a change order to the GLO CDGB – DR 20-065090-C252 City of Rockport Drainage Improvements. Change Order Number 1

**SUBMITTED BY:** Public Works Director, Michael S. Donoho, Jr

**APPROVED FOR AGENDA:** VRS

**BACKGROUND:** For Market Street Drainage - Project 5, Storm Line D, Guerra Underground discovered that a portion of the proposed storm sewer line was not installed at the intersection of Market St. and Magnolia St. by the previous Contractor. Guerra Underground excavated the area and identified items and quantities that would need to be installed. The additional items are shown on the attached Proposed Change Order No. 1. The additional items were not part of Guerra Underground's original bid since it was believed that the previous Contractor had installed them. The unit costs provided in Proposed Change Order No. 1 are the same unit costs from Guerra Underground's original bid.

We have spoken with Grant Works about the City of Rockport being reimbursed for this change order. Grant Works stated that at the end of the project, the change order would be considered for reimbursement if there are grant funds available. It is possible that the City could be reimbursed, but it is not guaranteed.

The project engineer has reviewed the quantities and unit prices and has found them to be acceptable

**FISCAL ANALYSIS:** The total amount for this change order request is \$39,336.00 if no reimbursement is available, it will be charged to City Drainage Fund 631-3015

**RECOMMENDATION:** Staff recommends approving the change order in the amount of \$36,336.00 to allow the completion of the project.

September 16, 2024

City of Rockport  
Mike Donoho | Public Works  
2751 Hwy. 35 Bypass  
Rockport, Texas 78382

TRANSMITTED VIA EMAIL

**Subject: GLO CDBG-DR 20-065-090-C252 City of Rockport Drainage Improvements  
Change Order No. 1**

Contractor: Guerra Underground

Dear Mr. Donoho:

For Project 5, Storm Line D, Guerra Underground discovered that a portion of the proposed storm sewer line was not installed at the intersection of Market St. and Magnolia St. between Sta. 6+14 and Sta. 6+86, by the previous Contractor. Guerra Underground excavated the area and identified items and quantities that would need to be installed. The additional items are shown on the attached Proposed Change Order No. 1. The additional items were not part of Guerra Underground's original bid since it was believed that the previous Contractor had installed them. The unit costs provided in Proposed Change Order No. 1 are the same unit costs from Guerra Underground's original bid.

We have spoken with Grantworks about the City of Rockport being reimbursed for this change order. Grantworks stated that at the end of the project, the change order would be considered for reimbursement if there are grant funds available. It is possible that the City could be reimbursed, but it is not guaranteed.

Please find attached Proposed Change Order No. 1 in the amount of \$39,336.00. We have reviewed the quantities and unit prices and found them to be acceptable. Please review the Proposed Change Order No. 1, and if acceptable and City funds are available, please sign and return to our office. If you have any questions, please contact me at 361-339-2085.

Sincerely,

URBAN | DCCM



Brian D. Wik, P. E.  
Project Manager  
bwik@dccm.com

bw

cc: Guerra Underground, LLC – via email  
Ryan Picarazzi w/City of Rockport – via email  
Ryan Sunvison w/Grant Works – via email



# COMMUNITY DEVELOPMENT & REVITALIZATION

## The Texas General Land Office

### *Construction Change Order Request*

NOTE: Texas Local Government Code Sec. 262.031 "CHANGES IN PLANS AND SPECIFICATIONS" regulations apply. Generally, a cumulative increase in the contract price in excess of 25% or a cumulative decrease in excess of 18% are disallowed.

Subrecipient: <b>City of Rockport</b>	GLO Contract Number: <b>CDBG-DR 20-065-090-C252</b>	Date: <b>9/16/2024</b>			
<b>Engineer Name Address &amp; Phone</b>		<b>Subrecipient Name, Address, &amp; Phone Number:</b>			
Brian Wik, P.E., Urban Engineering 2725 Swantner Dr. Corpus Christi, TX 78404 (361) 854-3101		Mike Donoho, City of Rockport 2751 SH 35 Bypass Rockport, TX 78382 (361) 790-1160			
		Albar Molina, Guerra Underground 1355 FM 665 Corpus Christi, TX 78415 (210) 302-2204			
<b>Project #:</b>	<b>N/A</b>	<b>Bid Package #:</b>	<b>N/A</b>	<b>Change Order #:</b>	<b>1</b>
<b>Contract Origination Date:</b>		<b>Project Description:</b> <b>City of Rockport Drainage Improvements</b>			

**You are hereby requested to comply with the following changes from the contract plans and specifications.**

See sheet 2 to add additional entries

### Change in Construction Contract Price

Original Contract Price:	\$6,322,339.00
Cumulative Previous Change Order(s) Total:	\$0.00
Contract Price Prior to this Change Order:	\$6,322,339.00
Net Increase/Decrease of this Change Order:	\$39,336.00

### Change in Contract Time (Calendar Days)

Original Contract Time in Days:	410
Net Change from Previous Change Order(s) in Days	0
Contract Time Prior to this Change Order in Days	410
Net Increase/Decrease of this Change Order in Days:	143



COMMUNITY DEVELOPMENT & REVITALIZATION  
The Texas General Land Office  
Construction Change Order Request

Contract Price with All Approved Change Orders:	\$6,361,675.00	Contract Time with All Approved Change Orders in Days:	553
Cumulative Percent Change in Contract Price (+/-)	0.63%	Subrecipient Contract End Date:	
Construction Contract Start Date:	10-May-23	Construction Contract End Date:	

Reimbursements of costs included in this change order are subject to review by GLO-CDR.

\*This document may be executed prior to submission for GLO-CDR review, but all parties involved will be held responsible if the change order or amendment warranted as a result of this change order is not in compliance with CDBG or HUD Requirements

Subrecipient Signature	<i>Brian D. Wik</i>	Engineer Signature	<i>Alvar Molina</i>	Contractor Signature
Subrecipient Name and Title (Printed)	<i>Brian D. Wik, P.E., Proj. Manager</i>		<i>Alvar Molina</i>	V.P.
	Engineer Name and Title (Printed)		Contractor Name and Title (Printed)	

Justification for Change Order

1. Will this change order increase or decrease the number of beneficiaries?  Increase  Decrease  No Change

If there is a change, how many beneficiaries will be affected?

Total  LMI

Increase  Decrease  No Change

2. Effect of this change on the scope of work:

Increase  Decrease  No Change

3. Effect on operation and maintenance costs:

Increase  Decrease  No Change

4. Are all prices in the change order dependent upon unit prices found in the original bid?

Yes  No

If "no", explain:

5. Has the change created new circumstances or environmental conditions which may affect the project's impact, such as concealed or unexpected conditions discovered during actual construction?

Yes  No

If "yes", is an environmental assessment required?



COMMUNITY DEVELOPMENT & REVITALIZATION  
The Texas General Land Office  
*Construction Change Order Request*

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6. Is the Texas Council on Environmental Quality (TCEQ) clearance still valid (if applicable)?  Yes  No

7. Is the CCN permit still valid? (sewer projects only)  Yes  No

8. Are the disability access requirements/approval still valid (if applicable)?  Yes  No

9. Are other Disaster Recovery contractual special condition clearances still valid?  Yes  No

If "no", explain:

**Disclaimer:** The Texas General Land Office has made every effort to ensure the information contained on this form is accurate and in compliance with the most up-to-date CDBG-DR and/or CDBG-MIT federal rules and regulations, as applicable. It should be noted that the Texas General Land Office assumes no liability or responsibility for any error or omission on this form that may result from the interim period between the publication of amended and/or revised federal rules and regulations and the Texas General Land Office's standard review and update schedule.

## CITY COUNCIL AGENDA

### Regular Meeting: Tuesday, September 24, 2024

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#### **AGENDA ITEM: 9**

Deliberate and act on the Heritage District Certificate of Appropriateness Application submitted for 99 N Austin Street to install an electronic Marquee sign – Rockport Little Theatre

**SUBMITTED BY:** Community Planner Carey Dietrich

#### **APPROVED FOR AGENDA: VRS**

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**BACKGROUND:** Warren Hassinger, representative for Rockport Little Theatre, has submitted a Certificate of Appropriateness application for installation of an electronic Marquee sign on the property located at 99 N Austin St, for the purpose of advertising for the Theatre and potentially posting local events.

The applicant would like to seek design exceptions on the following item:

**9.2** For new signs, the standards in Table 9.1 shall apply and sign permits shall be approved administratively by the City of Rockport Building Official or designee unless specifically noted in this section.

#### **Marquee Signs**

- \* Permitted for theatres, auditoriums, and other public gathering venues of 100 persons or more.
- \* Marquee signs shall be attached to the building or located above or below a canopy only.
- \* Area = 100 sq. feet maximum.
- \* Message board may be changeable copy (electronic and non-electronic). Electronic message boards shall be non-flashing.

The property is located in the Austin Street Corridor Character District.

Per the Rockport Heritage District Zoning Overlay Code (RHDZOC), the board's responsibilities include hearing Design Exceptions (RHDZOC 3.8.1ix). Because this request involves such, this is an item that requires action from the Heritage District Board.

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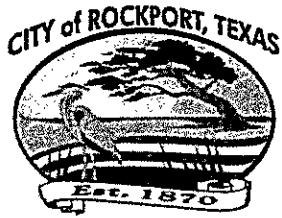
#### **FISCAL ANALYSIS: N/A**

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**RECOMMENDATION:** Staff has reviewed the application and recommends approval of the Heritage District Certificate of Appropriateness Application submitted for 99 N Austin Street to install an electronic Marquee sign — Rockport Little Theatre

# Heritage District Certificate of Appropriateness Application



## Building & Development Services Department

Chapter 118 of the City of Rockport Code of Ordinances (available at [www.cityofrockport.com/200/Ordinances-Resolutions](http://www.cityofrockport.com/200/Ordinances-Resolutions)) established the Heritage District Zoning Overlay Code with the purpose and intent of implementing the design goals of the Heritage District Master Plan, establishing specific standards within different character districts, and encouraging historic preservation and economic development. A complete certificate of appropriateness (COA) is required in order to help guide the project through the process as quickly and efficiently as possible. It is highly recommended that applicants contact the Building and Development Services Department in the beginning stages of their project before any designs are finalized and well in advance of an application deadline. The COA is required for any modifications or improvements made to property within the Heritage District and is not in lieu of a building permit.

### Property Description

Address: 99 N Austin St

ACAD Property ID: \_\_\_\_\_

Subdivision: \_\_\_\_\_ Block: \_\_\_\_\_ Lot: \_\_\_\_\_

Character District:  Austin Street Corridor  Arterial Mixed Use District  Civic Core District  
 Harbor Destination  Neighborhood Mixed Use District  Waterfront District

Street Type Designation:  A  B Current Use/Occupation: entertainment venue

### Property Owner Information

Name: Warren Hassinger

Company: Rockport Little Theater

Mailing Address: 2517 Turkey Neck Cir

Phone: 512 247-8352

Email: warren.hassinger@sbcglobal.net

Signature: W. Hassinger

Date: 8/23/2024

### Owner's Agent/Representative (if different from owner)

Name: Warren Hassinger

Company: Rockport Sand n Sea

Mailing Address: 2517 Turkey Neck Cir

512 247 8352

Phone: 361 557 1862

Email: warren.hassinger@sbcglobal.net

Signature: W. Hassinger

Date: 8/23/2024

### Project Description Summary

Project Name: Rockport Little Theater

Use Designation:  Commercial  Residential

Proposed Use/Occupation: entertainment venue

Type of Project (check all that apply):  Building Addition  Change of Use/Expansion of Use

Demolition  Expansion of Building Area  Expansion of Parking Area  Facade Changes

~~Signage, Modification~~  Signage, New  New Construction  Rehabilitation/Remodeling

Relocation

Project Synopsis: add sign at front property line as indicated on attached site plan

Timeline - permit > 6 week lead time for delivery >  
4 weeks to complete  $\pm$  75 days total

## Application Checklist

Please check the box of the materials listed below that are attached to this application. Refer to Chapter 118 Sec. 118-261 through Sec. 118-270 of the Code of Ordinances for a complete description of all requirements.

1.  Detailed description of the project and scope of work
2.  Project timeline
3.  Photo of front of the structure and additional photos of the area(s) of work
4.  Site plan, with all maps and renderings drawn to scale and including the required elements listed in Sec. 118-263 §3.7.1 as well as any other details necessary to clearly describe the project
5.  Specifications of materials to be used
6.  Samples of materials, paint colors, finishes, and/or fabrics *cut limestone rock*
7.  Elevations and architectural drawings showing exterior work and fencing
8.  Proposed signage plan
9.  Proof of ownership or authorization to act on behalf of the property owner

\*\*\*DO NOT WRITE BELOW THIS LINE – FOR STAFF USE ONLY\*\*\*

**Date Received:** **Referred to:**  **Staff**  **RHDB** **Date:** \_\_\_\_\_

**Resolution:**  Approved  Denied  Appealed Date:

**Comments:**



sign  $4' \text{ h } \times 6' \text{ w } \times 7'6'' \text{ h}$   
Setback sign edge 2' from sidewalk





**ROCKPORT LITTLE THEATRE**  
P.O. Box 1241 Rockport, Texas 78381  
99 North Austin St. Rockport, Texas  
78382  
[www.rockportlittletheatre.org](http://www.rockportlittletheatre.org)  
(361) 450-1465

September 4, 2024

Carey Dietrich  
Asst. Director of Building & Development  
City of Rockport Texas  
2751 SH 35 Bypass  
Rockport, TX 78382

RE: License Application Agent Authorization

Dear Carey,

Rockport Little Theatre (RLT) authorizes Warren Hassinger of Rockport Sand n Sea, LLC to represent RLT as an agent in the application of a license for the installation of a digital sign to be located on the theatre's property at 99 North Austin St. in the Cultural Arts & Historic District of downtown Rockport Texas. If you require any additional information or authorization, feel free to contact me at 361-230-2660 or by email at [rltrockport@gmail.com](mailto:rltrockport@gmail.com).

Sincerely,

George V. Sherman III  
Board President  
Rockport Little Theatre



## ROCKPORT CULTURAL

[www.rockportculturalartsdistrict.com](http://www.rockportculturalartsdistrict.com)

July 26, 2024

Carey Dietrich, City Planner  
City of Rockport  
2751 SH 35 Bypass  
Rockport, TX 78382

Dear Carey,

I am writing to express my strong support for Rockport Little Theatre's proposed new signage in the Rockport Cultural Arts District on Austin Street. As a stakeholder in our vibrant downtown area, I believe improved signage will significantly enhance our urban landscape and benefit both residents and visitors.

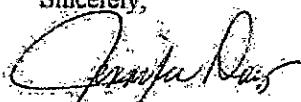
Effective signage is crucial for guiding people through our downtown, helping them discover local businesses, attractions, and events. With the increasing foot traffic in our area, particularly during festivals and community events, clear and attractive signage will improve navigation and promote a sense of place. This initiative aligns perfectly with our goals of fostering community engagement and supporting local businesses.

Moreover, the proposed signage can play a pivotal role in promoting our city's unique identity and character. Thoughtfully designed signage can highlight the rich history, culture, and diversity of our downtown, making it an inviting space for everyone. By incorporating elements that reflect our community's spirit, we can create a visually appealing environment that encourages exploration and connection.

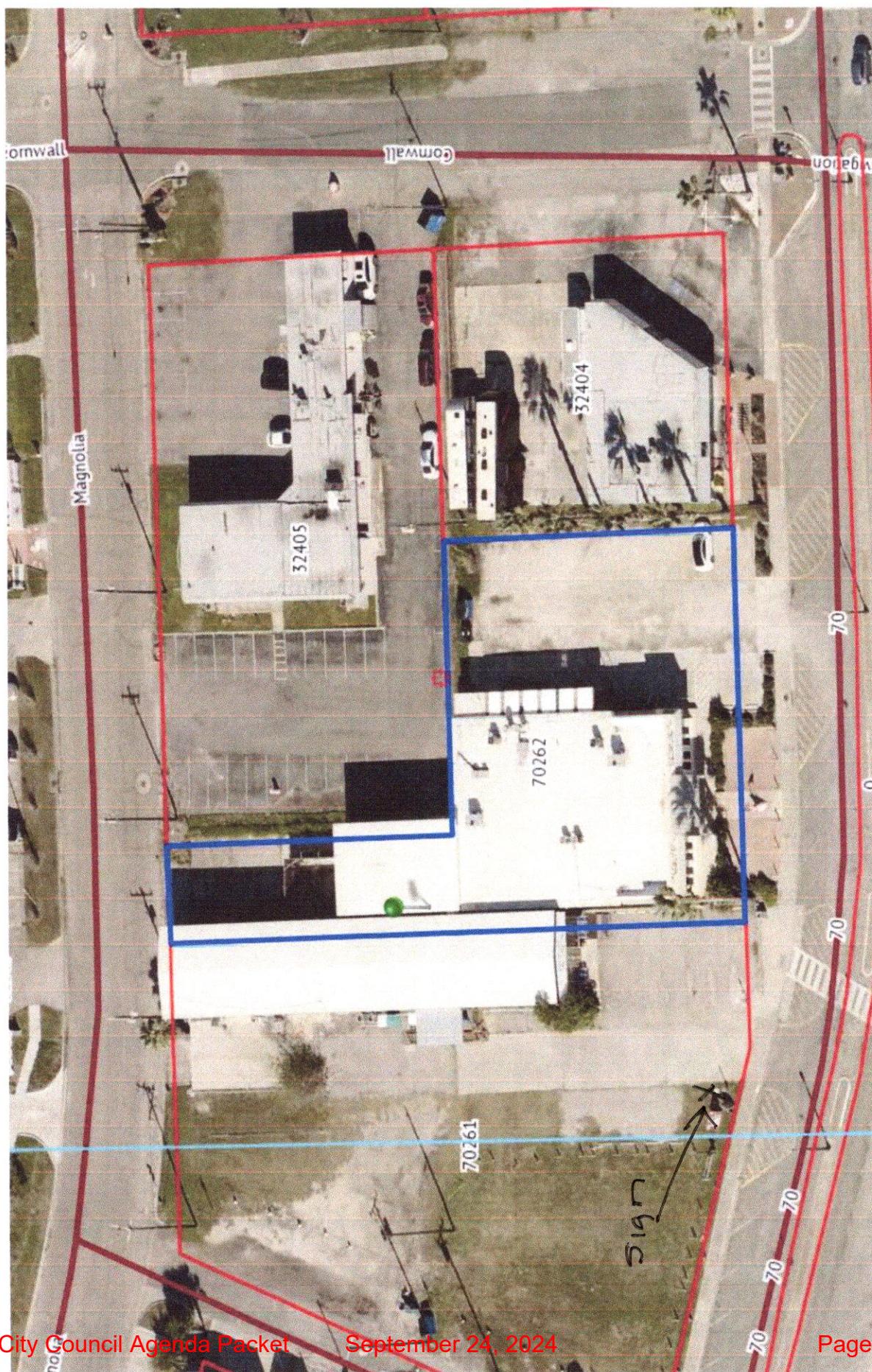
I urge you to consider the positive impact that new signage can have on our downtown area. It is an opportunity to invest in our community's growth and enhance the experience for both residents and visitors. I look forward to seeing this initiative move forward and would be happy to support it in any way I can.

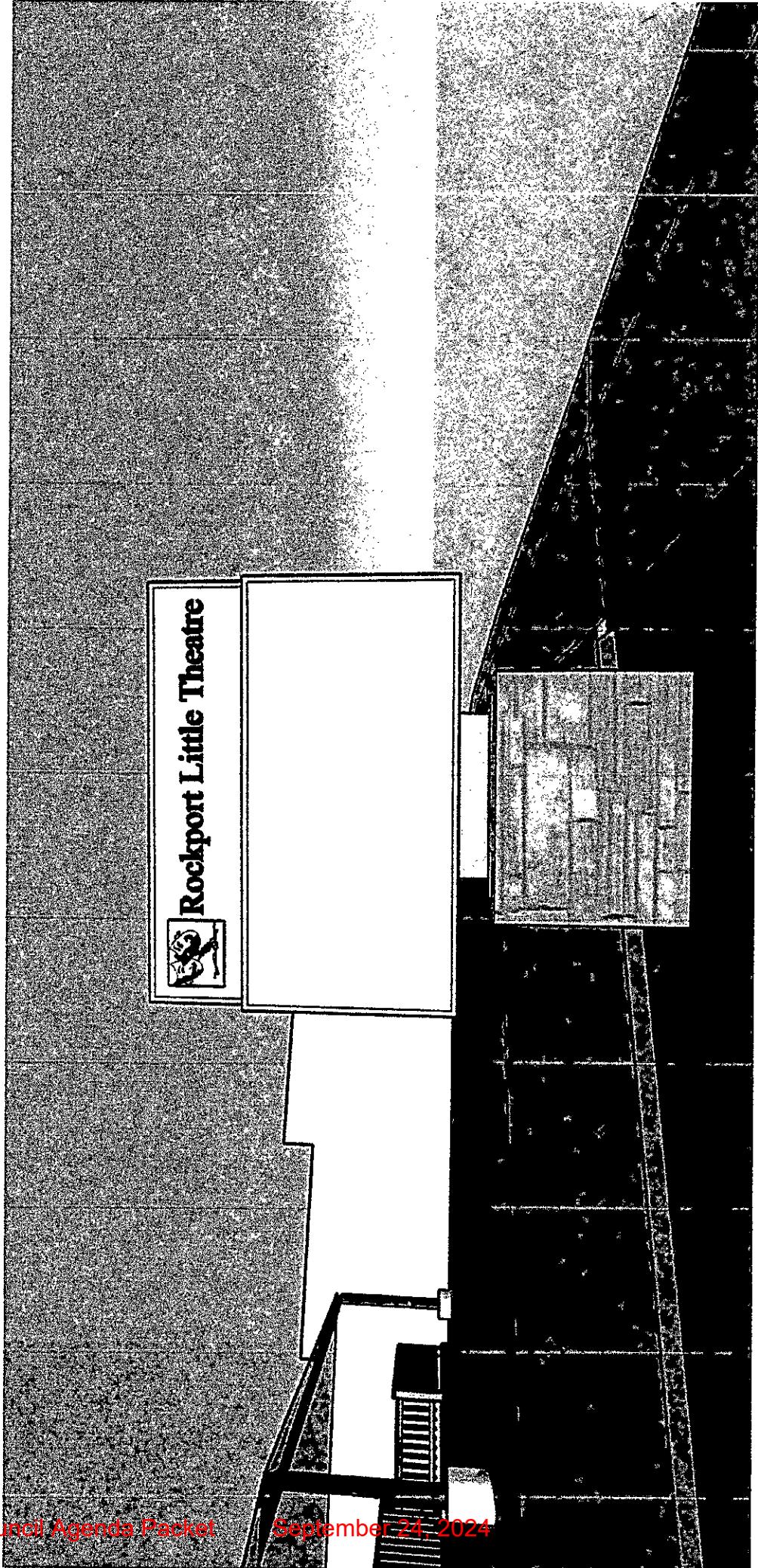
Thank you for your attention to this important matter.

Sincerely,

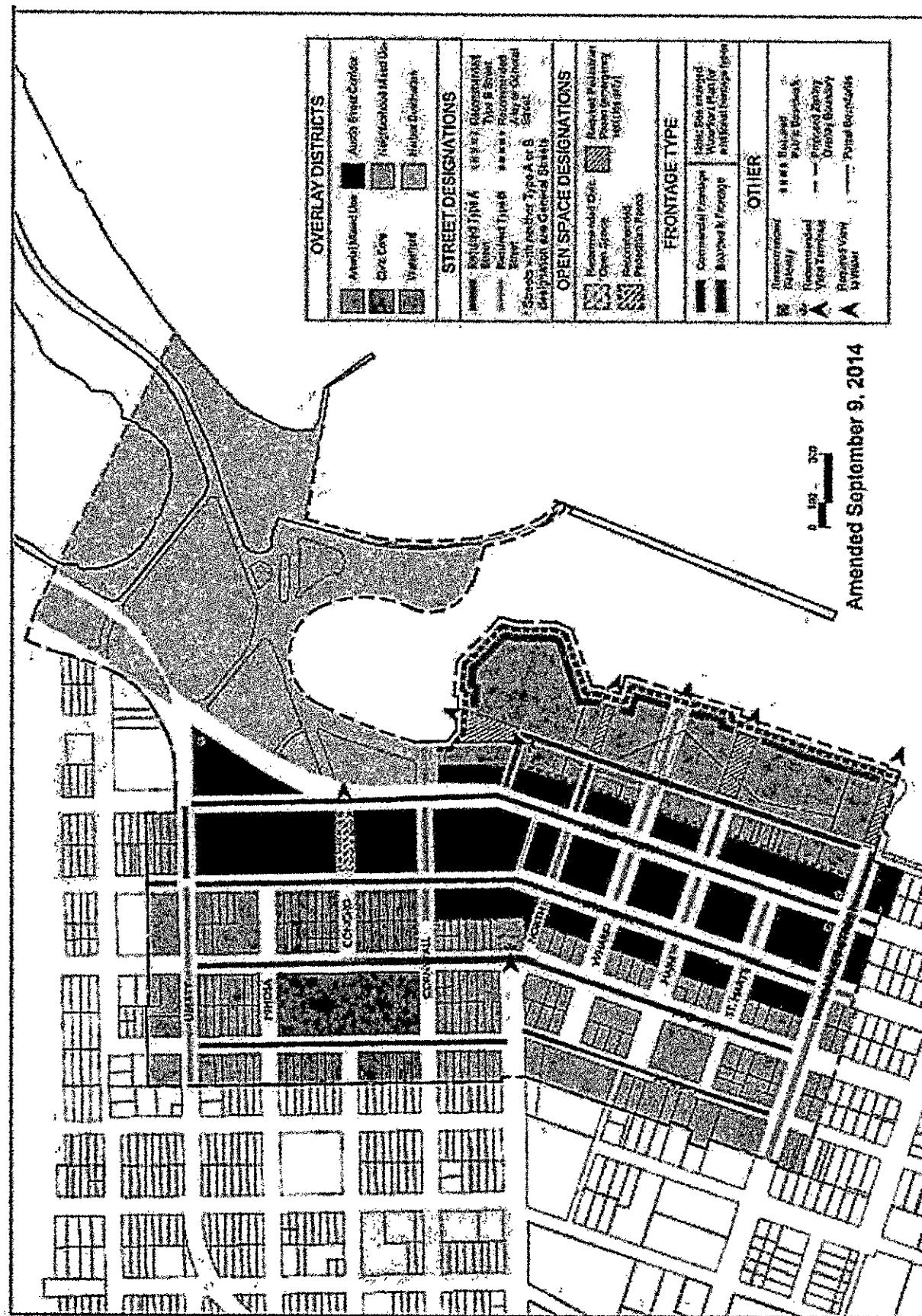


Jennifer Day, Executive Director





#### **Rockport Heritage District Zoning Overlay Map**



Amended September 9, 2014



## Capabilities for a 10.66mm 90x180 Full Color LED Display

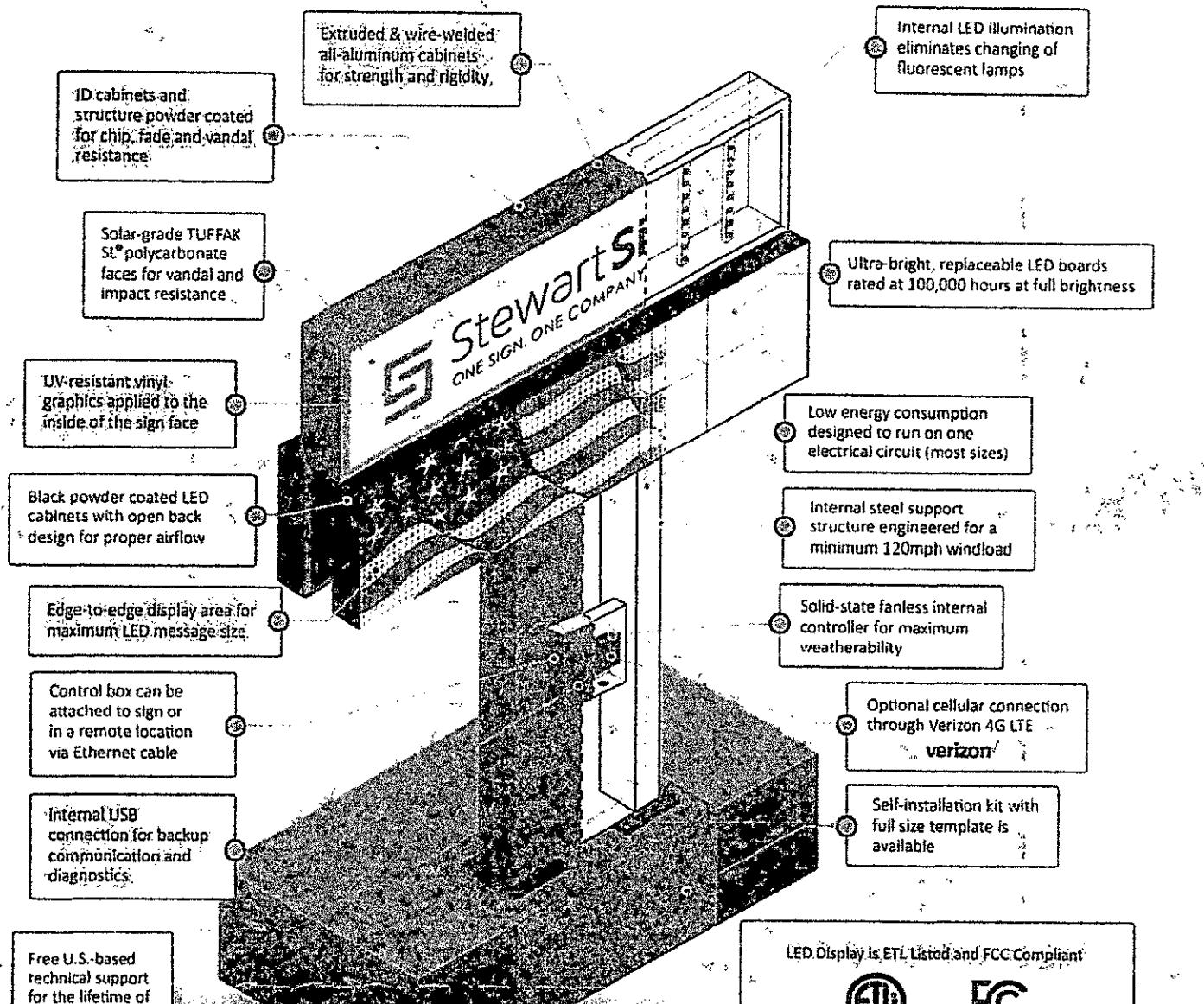
### Want More?

We make LED displays to fit every budget and need.  
Upgrade to a higher resolution display for even more amazing clarity and increased capabilities!

This Display	<u>8.80mm 108x216</u>
32,400 total pixels	46,656 total pixels
\$19,703 investment	\$21,338 investment
\$0.61 per pixel	\$0.46 per pixel
11 rows of text	13 rows of text

*44% increase in resolution.  
(14,256 more pixels) for 8%  
more investment than 10.66mm,  
90x180.  
[View this sign](#)*

# ANATOMY OF THE ATLAS LED FROM STEWART SIGNS



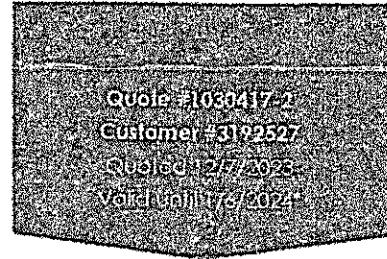
LEARN MORE AT  
[stewartsigns.com/outdoor-led-signs](http://stewartsigns.com/outdoor-led-signs)



[stewartsigns.com](http://stewartsigns.com) • 800-237-3928

AB#Anonymity 33211101





Prepared for  
Rockport Little Theatre  
99 N Austin St  
Copano Village, TX 78382

Prepared by  
Alejandro Vasquez  
avasquez@stewartsigns.com  
1.888.237.3928 x2440

## DESCRIPTION

**Double Sided Full Color Alias Outdoor LED Sign**  
Borderless and front-serviceable modular LED display.

**PRICE**

\$19,703.30

### LED display:

- 10.66mm full color at 90 pixels high by 180 pixels wide (16,200 total pixels per side)
- Active display area 3'2" x 6'4" (19.8 square feet per side)
- Double sided LED cabinet, size 3'2" x 6'4"
- 1 to 11 rows of text and use your own images and video clips
- UL Listed and FCC Part 15 compliant

See full display capabilities

### Communication method

Communication provided by cellular modem and 5-year Cell Connect data plan.  
See full specifications

### Sign structure and faces

- Double-sided 1'6" x 6'4" identification sign cabinet
- Paint color: Black
- Graphics digitally printed on 3M™ vinyl and adhered to inside of sign face
- TUFFAK® SL flat faces removable via right and left retainers
- Double, matchplate mount, matchplate hw
- Leg height: 4'; Mount on-center dimension: 25"; Overall sign height: 8'8"
- Minimum wind load rating: 120mph, exposure B
- Lifetime warranty on structure & faces, including vandalism (see warranty for info)

### Electrical specifications

- Total number of required 20 amp 120v circuits will be provided on engineer drawing. Max draw for whole sign: 12.22amps

### Software

SignCommand.com Cloud-based LED Sign Software FREE for the lifetime of the product.  
Control your sign from anywhere using any device. No monthly fees. Learn more

**Included**

### Freight:

- Shipping of sign from factory to location

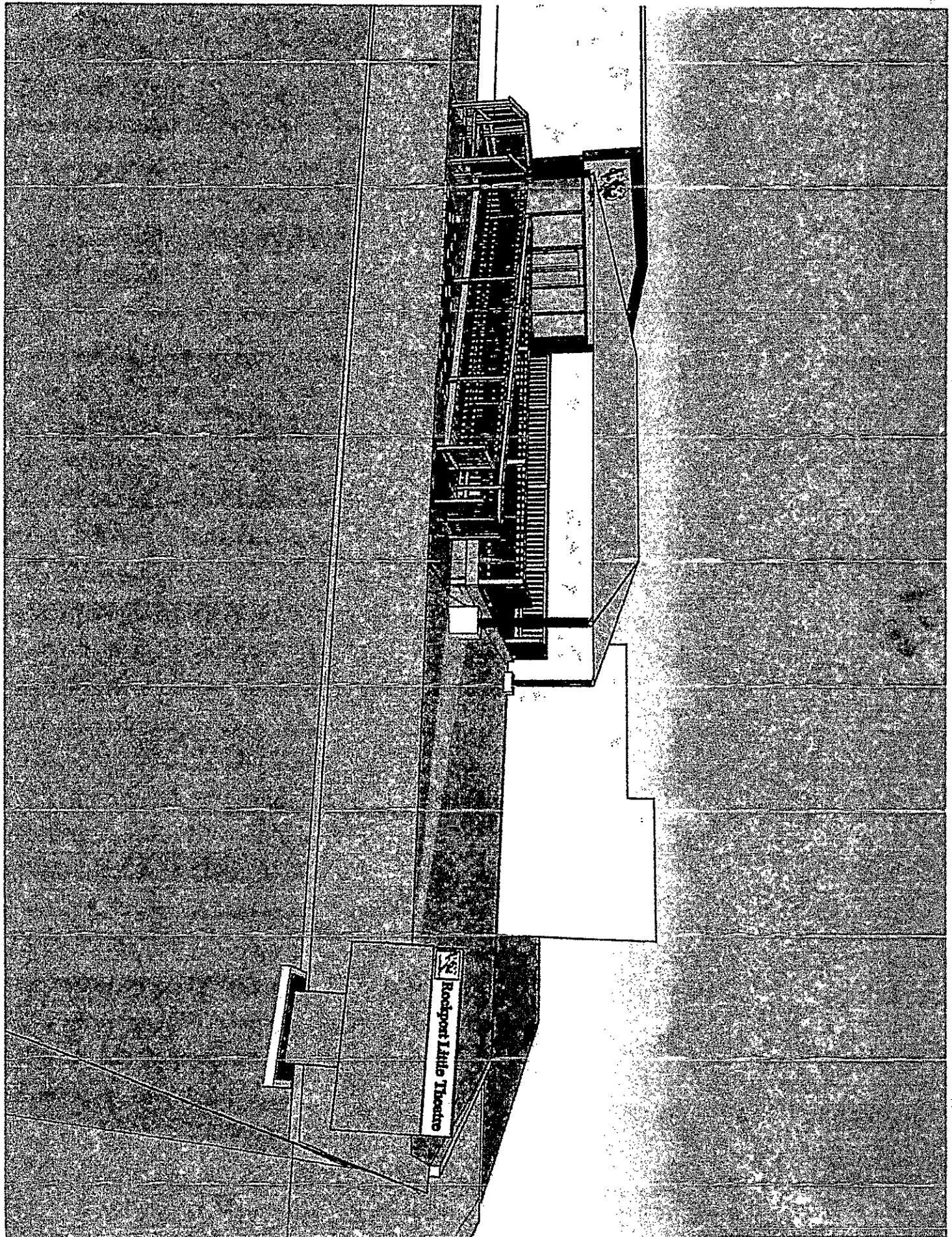
**Included**

Total: \$19,703.30  
+ any applicable sales tax  
Payment terms: 50% Down, Balance due 10 days after shipment



STEWARTSIGNS 12201 CANTON CT SUITE 215 SARASOTA, FL 34232 1.888.237.3928

Customer Support: 1.888.237.3928



## CITY COUNCIL AGENDA

### Regular Meeting: Tuesday, September 24, 2024

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#### **AGENDA ITEM: 10**

Consider the approval to authorize the Mayor to approve and sign the Interlocal Agreement with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) to provide Cyber Liability and Data Breach Response coverage with the Core+ coverage option.

**SUBMITTED BY:** HR Manager, Kaycee Eddins

**APPROVED FOR AGENDA:** VRS

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**BACKGROUND:** TMLIRP is already the carrier for our Cyber Liability and Data Breach Coverage; however, it has been a part of our Liability coverage until now. TMLIRP recognizes the increasing seriousness and frequency of Cyber-attacks, as well as the cost incurred should a city be hit, and separating the Policy from the General Liability. Since this will be a new separate policy, they are requiring an Interlocal agreement in order for them to continue to provide coverage. If we do not approve the agreement, and submit it prior to September 31<sup>st</sup>, 2024, our Cyber Liability and Data Breach Coverage will be dropped Effective October 1<sup>st</sup>, 2024

They offer two plans Core = \$1,000/year, and Core+ \$1,250/year. Core+ offers double the amount of coverage for the city for only \$250 more a year as you can see on the attached Limit page. Staff recommends electing the Core+ coverage to better provide for the City, should we be victims of a cyber attack or data breach.

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**RECOMMENDATION:** Staff recommends Council authorize the Mayor to approve and sign the Interlocal Agreement with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) to provide Cyber Liability and Data Breach Response Coverage with the Core+ coverage option.

# **Texas Municipal League**

## **Intergovernmental Risk Pool**

1821 Rutherford Lane, First Floor • Austin, Texas 78754

### **CYBER LIABILITY AND DATA BREACH RESPONSE INTERLOCAL AGREEMENT**

This Contract and Interlocal Agreement is entered into by and between political subdivisions of this state (hereinafter referred to as "Pool Members") to form a joint self-insurance pool to be named the Texas Municipal League Joint Cyber Liability and Data Breach Response Self-Insurance Fund (hereinafter referred to as the "Fund") for the purpose of providing coverages against risks which are inherent in operating a political subdivision.

WITNESSETH:

The undersigned Pool Member, in accordance with Chapter 2259, Texas Government Code, the Interlocal Cooperation Act, Tex. Gov't Code § 791.001, et seq., and the interpretation thereof by the Attorney General of the State of Texas (Opinion #MW-347, May 29, 1981), and in consideration of other political subdivisions executing like agreements, does hereby agree to become one of the Pool Members of this self-insured pool. The conditions of membership agreed upon by and between the parties are as follows:

1. Definitions of terms used in this Interlocal Agreement.
  - a. Board. Refers to the Board of Trustees of the Fund.
  - b. Fund Year. 12:01 a.m. October 1 through 12:01 a.m. the following October 1.
  - c. Manual Rates. The basic rates applicable to each cyber liability and data breach response classification promulgated by the Insurance Service Office or the Board.
  - d. Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan. The Cyber Liability and Data Breach Response Coverage Document that sets forth in exact detail the coverages provided as part of the overall plan.
  - e. Adjustments. Refers to any offsets to manual premium that may result from the Pool Member's election of deductibles, loss experience, or Fund Modifier which reflects the savings to the Pool Member by entering into this Interlocal Agreement.
  - f. Premium and Contribution. Used interchangeably in some parts of this Interlocal Agreement. Any reference at any time in this Interlocal Agreement to an insurance term not ordinarily a part of self-insurance shall be deemed for convenience only and is not construed as being contrary to the self-insurance concept except where the context clearly indicates no other possible interpretation such as but not limited to the reference to "reinsurance."
  - g. Reimbursable Deductible. The amount that was chosen by this Pool Member to be applicable to the first monies paid by the Fund to effect judgment or settlement of any claim or suit. The Pool Member, upon notification of the action taken, shall promptly reimburse the Fund for all or such part of the deductible amount as has been paid by the Fund. Further, however, the Fund's obligation to pay damages shall be subject to the limits of liability stated in the Declarations of Coverage or Endorsements to this Interlocal Agreement less the stated deductible amount.
  - h. Fund Modifier. A percentage figure that is applied to the manual rates by the Fund to reflect the savings to the Pool Member by entering into this Interlocal Agreement.
    - i. Agreement Period. The continuous period since the Pool Member first became a member of this Fund excluding, however, any period or periods of time therein that the member did not participate as a member of the Pool.
    - j. Declarations of Coverage. The specific indication of the coverages, limits, deductibles, contributions, and special provisions elected by each individual Pool Member. The Declarations of Coverages may be modified by Endorsement.
2. The Board, acting through its agents and Fund staff, is responsible for the administration of all Fund business on behalf of the Pool Members.
3. In consideration of the execution of this Interlocal Agreement by and between the Pool Member and the Fund and of the contributions of the Pool Member, the coverage elected by the Pool Member is afforded according to the terms of the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan. The affirmative declaration of contributions and limits of liability in the Declarations of Coverage and Endorsements determine the applicability of the Self-Insurance Plan.

Each Pool Member agrees to adopt and accept the coverages, provisions, terms, conditions, exclusions, and limitations as further provided for in the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan or as specifically modified by the Pool Member's Declarations of Coverage. This Interlocal Agreement shall be construed to incorporate the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan, Declarations of Coverage, and Endorsements and addenda whether or not physically attached hereto.

4. It is understood that by participating in this risk sharing mechanism to cover cyber liability and data breach response exposures, the Pool Member does not intend to waive any of the immunities that its officers or its employees now possess. The Pool Member recognizes the Texas Tort Claims Act and its limitations to certain governmental functions as well as its monetary limitations and that by executing this Interlocal Agreement does not agree to expand those limitations.
5. The term of this Interlocal Agreement and the self-insurance provided to the Pool Member shall be continuous commencing 12:01 a.m. on the date designated in this Interlocal Agreement until terminated as provided below. Although the self-insurance provided for in this Interlocal Agreement shall be continuous until terminated, the limit of liability of the Fund under the coverages that the Pool Member elects shall be limited during any Fund Year to the amount stated in the Declarations of Coverage for that Fund Year.

This Interlocal Agreement may be terminated by either party giving to the other sixty (60) days' prior written notice of intent to terminate except the Pool Member may terminate this Interlocal Agreement and its coverages thereunder without giving the sixty (60) days' notice if the reason is because of a change by the Fund in the Pool Member's contribution, coverage, or other change in the limits of liability, terms, conditions, exclusions, and limitations provided for in the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan provided that no termination by the Member shall be effective prior to the date that written notice of termination is actually received in the offices of the Fund and provided that the Pool Member agrees to and shall pay the applicable premium and contribution for those coverages it is terminating until the date the notice of termination is actually received by the Fund.

The Fund shall provide the Pool Member with Declarations of Coverage and any Endorsements that determine the applicability of the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan annually by December 1. Such Declarations of Coverage shall include, but not be limited to, the coverage period which shall be the applicable Fund Year, limits, deductibles, contributions, special provisions, and limitations. Changes made during the Fund Year, whether requested by the Pool Member or required by the Fund, will be handled by Endorsement.

It is the intention of the parties that the Pool Member's coverages under this Interlocal Agreement shall remain in full force and effect from Fund Year to Fund Year, subject to the limits of liability that the Fund can provide each Fund Year and the terms, conditions, and limitations that the Fund may require to protect its solvency and to comply with reinsurance requirements, until notice of termination is given as herein provided. Realizing that the Pool Member needs the earliest possible information concerning the Fund coverages, limits, and exclusions, and the Pool Member's contribution that will be required for any new Fund Year, the Fund will endeavor to provide this information as soon as possible before the beginning of each Fund Year. The parties recognize, however, that conditions in the reinsurance industry are such that the Fund may not be able to provide this information to the Pool Member before the beginning of a Fund Year for various reasons including the failure of the Pool Member to timely submit the appropriate exposure summary or delays on the part of reinsurers in getting information to the Fund, and so, to protect the Pool Member from gaps in its coverage and to protect the solvency of the Fund, the parties agree as follows:

*If, for any reason other than the Pool Member's failure to provide the information requested in the exposure summary, the Fund has not been able to provide the Pool Member with information concerning available coverages for a new Fund Year or advise the Pool Member of the amount of its contribution for the new Fund Year by the beginning of the Fund Year, the Fund shall nevertheless continue the Pool Member's coverages at the same limits of liability (if still available and if not, then at the highest limit of liability available for the new Fund Year) so that the Pool Member shall at all times remain covered as herein provided and the Pool Member's initial contributions for the new Fund Year shall be determined by a "tentative contribution" as determined by the Board with the Pool Member's actual annual contribution to be credited by the amount paid in accordance with the tentative contribution and adjusted during the Fund Year. In the event the Pool Member does not wish to have its coverages extended or renewed at the end of any Fund Year, the burden shall be upon the Pool Member to give written notice to the Fund as provided hereinabove and the Pool Member agrees to pay as hereinabove stated all contributions or pro rata contributions until the date such written notice is received in the offices of the Fund or the date of termination of this Interlocal Agreement, whichever is later.*

6. Commensurate with the execution of this Interlocal Agreement and annually thereafter, the Pool Member shall complete the appropriate exposure summary and deliver it or cause it to be delivered to the Fund, or, if so instructed, to a designated contractor, no later than September 1 of each year and new annual contributions shall be calculated using manual rates times exposure, less any adjustments. Intentional or reckless misstatements on the exposure summary shall be grounds for cancellation. In the event that the Pool Member fails or refuses to submit the appropriate exposure summary, the Fund reserves the right to terminate such Pool Member by giving thirty (30) days written notice and to collect any and all contributions that are earned pro rata for the period preceding termination.

The Pool Member agrees to pay the annual contribution to the Fund in four (4) equal quarterly installments, in advance, commencing at the beginning of this Interlocal Agreement with subsequent installments due the first quarter thereafter. In the event this Interlocal Agreement is terminated as herein provided, the Fund shall promptly repay to the Pool Member any such unearned annual contribution prorated as of the date of termination and the Pool Member agrees during the term of this Interlocal Agreement to promptly pay all reimbursable deductibles upon receipt of statement.

At the end of each and every Fund Year, the Fund may require the Pool Member to submit the actual data requested on the exposure summary as reflected by the books and records of the Pool Member. The Fund reserves the right to audit the records of any Pool Member and adjust contributions accordingly.

In the event that the Pool Member fails or refuses to make the payments, including accrued interest, as herein provided, the Fund reserves the right to terminate such Pool Member by giving them ten (10) days' written notice and to collect any and all amounts that are earned pro rata for the period preceding contract termination. If the amounts owed, including reimbursable deductibles, must be collected by suit, the Pool Member agrees to pay attorneys' fees and costs incurred in such suit.

7. The Fund shall maintain adequate protection from catastrophic losses to protect its financial integrity. Aggregate protection shall also be maintained. The Member's contributions shall be limited to that amount as calculated under this Interlocal Agreement. Notwithstanding anything to the contrary, the total combined aggregate limit of liability of the Fund for all Pool Members in any Fund Year, regardless of the number of occurrences or claims, shall be limited to the amount of money contained in the Fund. As to the Pool annual aggregate limits or the amount of money in the Fund, the Board of Trustees, in its sole discretion, may determine an allocation methodology among affected Pool Members should the Pool annual aggregate limit be reached, or should the money in the Fund be exhausted.
8. Notwithstanding the provisions of the foregoing paragraph, it is agreed the Board shall have the right to adjust the financial protection outlined above and/or amend coverages as it finds available or deems necessary to maintain the fiscal soundness of the Fund at the beginning of or during any Fund Year.
9. The Fund will make available loss control services to the Pool Members to assist them in following a plan of loss control that may result in reduced losses. The Pool Member agrees that it will cooperate in instituting any and all reasonable loss control recommendations. In the event that the recommendations submitted seem unreasonable, the Pool Member has a right to appeal to the Board. The Board shall hear the objections of the Pool Member at its next regularly scheduled meeting and its decisions will be final and binding on all parties. Any Pool Member who does not agree to follow the decision of the Board shall be withdrawn from the Fund immediately.
10. The Pool Member agrees that it will appoint a contact of department head rank, and the Fund shall not be required to contact any other individual except this one person. Any notice to or any agreements with the contact shall be binding upon the Pool Member. The Pool Member reserves the right to change the contact from time to time by giving written notice to the Fund.
11. The Fund agrees to handle all cyber liability and data breach response claims, and provide a defense for any and all cyber liability and data breach response claims covered under this Interlocal Agreement after prompt notice has been given. The Pool Member hereby appoints the Fund staff and Contractors as its agents to act in all matters pertaining to processing and handling of claims covered under this Interlocal Agreement and shall cooperate fully in supplying any information needed or helpful in settlement or defense of such claims. As respects cyber liability and data breach response claims, the Fund staff and Contractors shall carry on all negotiations with the claimant and his/her attorney, when applicable, and negotiate within authority previously granted by the Fund. If a personal appearance by the Pool Member or an employee is necessary, the expense of this appearance will not be the responsibility of the Fund. With the advice and consent of the Fund, the Fund staff and the Contractors will retain and supervise legal counsel for the prosecution and defense of any litigation. All decisions on individual cases shall be made by the Fund through the Fund staff and the Contractors, which include, but are not limited to, the decision to appeal or not to appeal, settlement negotiations, the decision of whether to settle, and other litigation tactics. However, any Pool Member shall have the right in any case to consult with the Fund on any decision made by the Fund staff or Contractors. The Board shall hear the objections of the Pool Member at its next regularly scheduled meeting and its decision will be final and binding on all parties. Any suit brought or defended by the Fund shall be brought or defended only in the name of the Pool Member and/or its officers or employees. There shall be supplied periodically to each Pool Member a computer printout involving a statement of claims. As respects the Texas Municipal League Cyber Liability and Data Breach Response Self-Insurance Plan, the Fund shall have priority in enforcing its subrogation claims against the claims of Pool Member.
12. The Pool Member acknowledges that it has received a copy of the Bylaws of the Fund and agrees to abide by the Bylaws and any amendments thereto.
13. The Fund agrees that all Fund transactions will be annually audited by a nationally recognized certified public accounting firm.
14. If legally required, the Fund shall cause to be filed the necessary tax form with the Internal Revenue Service.

15. As the administrators of the Fund, the Board shall primarily and consistently keep foremost in their deliberations and decisions in operating the Fund that each of the participating Pool Members is a "self-insured." At least annually, the Board shall carefully review, study, and consider the actual claims or loss experience (including reserves for future claims payments) of each of the Pool Members, the pro rata savings to the Fund resulting from overall loss experience attributed to each Pool Member, and the pro rata portion of the cost of all catastrophic loss protection and aggregate stop loss protection allocated to each Pool Member as well as the pro rata allocation, as determined by the Board of the other and necessary administrative expenses of the Pool, in order to reasonably determine the actual pro rata cost, expense, and loss experience of each Pool Member in order to maintain as nearly as possible an equitable and reasonable self-insurance administration of the Fund as applied to each Pool Member.

The Fund shall maintain case reserves and supplemental reserves computed in accordance with standard actuarial principles, taking into account historical and other data, designed to measure claims development and claims incurred but not yet reported, so that funds will be available to meet these claims as they become due, subject to paragraph 7 above. The Board has complete authority to determine all matters pertaining to the existence and dissolution of the Fund.

16. Venue of any suit or action arising out of or related to this Interlocal Agreement shall be exclusively in the state and federal courts of Travis County, Texas. The parties agree they shall assume their own expenses for attorney's fees in any suit or action arising out of or related to this Interlocal Agreement.

17. The parties agree this Interlocal Agreement may be executed by original written ink signature on paper documents, an exchange of copies showing the original written ink signature on paper documents, or electronic or digital signature technology in such a manner that the signature is unique and verifiable to the person signing. The use of any one or combination of these methods of execution shall constitute a legally binding and valid signing of this Interlocal Agreement, which may be executed in one or more counterparts, each of which, when duly executed, shall be deemed an original.

EMPLOYER MEMBERS' FUND CONTACT (See Section 10):

Member Name \_\_\_\_\_

Name of Contact \_\_\_\_\_ Title \_\_\_\_\_

Mailing Address \_\_\_\_\_ Email Address \_\_\_\_\_

Street Address (if different from above) \_\_\_\_\_

City \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_

SIGNATURE OF AUTHORIZED MEMBER OFFICIAL

Title \_\_\_\_\_ Date \_\_\_\_\_

Member's Federal Tax I.D. Number \_\_\_\_\_  
**This Information is MANDATORY**

**TO BE COMPLETED BY FUND: (OFFICE USE ONLY)**

Effective Date of This Agreement \_\_\_\_\_

Member Name \_\_\_\_\_

Contract Number \_\_\_\_\_

SIGNATURE OF AUTHORIZED FUND OFFICIAL

Title \_\_\_\_\_ Date \_\_\_\_\_

## **LIMIT PAGE**

Your entity currently has **Core** Cyber Coverage with the Pool. The following is an abbreviated description of the Core and Core+ limit structure beginning October 1, 2024. The Coverage Document can be accessed at <https://members.tmlirp.org/downloads> (this link will ask you to log into the Member Portal for access).

*A limit of \$25,000,000 is shared by all **Members** for aggregate losses occurring within the Fund Year as defined in the Cyber Liability and Data Breach Response Interlocal Agreement.*

	<b>Core</b>	<b>Core+</b>
<b>Tower 1 - Limit of Liability*</b>	\$500,000	\$1,000,000
Data & Network and Media Liability Aggregate Limit of Liability	\$500,000	\$1,000,000
Retention	\$0	\$0
<b>Tower 2 - Limit of Liability</b>	\$100,000	\$250,000
<b><u>First Party Loss</u></b>		
Business Interruption Aggregate Sublimit	\$20,000	\$50,000
Cyber Extortion Loss Aggregate Sublimit	\$25,000	\$50,000
Data Recovery Costs Aggregate Sublimit	\$20,000	\$50,000
Reputational Loss Aggregate Sublimit	\$5,000	\$10,000
Retention (other than Business Interruption)	\$0	\$5,000
Income Loss Retention under Business Interruption	\$5,000	\$5,000
<b><u>Third Party Loss</u></b>		
Regulatory Defense and Penalties Aggregate Sublimit	\$25,000	\$75,000
Payment Card Liabilities & Costs Aggregate Sublimit	\$10,000	\$25,000
Retention	\$0	\$5,000
<b><u>eCrime</u></b>		
Fraudulent Instruction Aggregate Sublimit	\$25,000	\$50,000
Funds Transfer Aggregate Sublimit	\$25,000	\$50,000
Telephone Fraud Aggregate Sublimit	\$25,000	\$50,000
Criminal Reward	\$2,500	\$2,500
Retention (other than Criminal Reward)	\$2,500	\$5,000
Retention Criminal Reward	\$0	\$0
<b>Tower 3 - Limit of Liability</b>	\$100,000	\$150,000
<b>Breach Breach Response Aggregate Limit of Liability</b>		
Beazley Response Services	\$100,000	\$150,000
Retention	\$0	\$0
<b>New 2024-25 Annual Contribution</b>	\$1,000	\$1,250
<b>Previous 2023-24 Contribution</b>	\$175	\$247.24

*\*The Tower 1 Limit of Liability changed from \$1 million to \$500,000 for Core limits and from \$2 million to \$1 million for Core+ limits. All other limits remained unchanged.*

**CITY COUNCIL AGENDA**  
**Regular Meeting: Tuesday, September 24, 2024**

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**AGENDA ITEM: 11**

Receive a presentation on the Texas Maritime Museum's new expansion project

**SUBMITTED BY:** Shelley Goodwin, City Secretary

**APPROVED FOR AGENDA:** VRS

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**BACKGROUND:**

The Texas Maritime Museum has requested you to provide you with a presentation on their new expansion project.

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**FISCAL ANALYSIS:**

**RECOMMENDED ACTION:**

Receive a presentation.

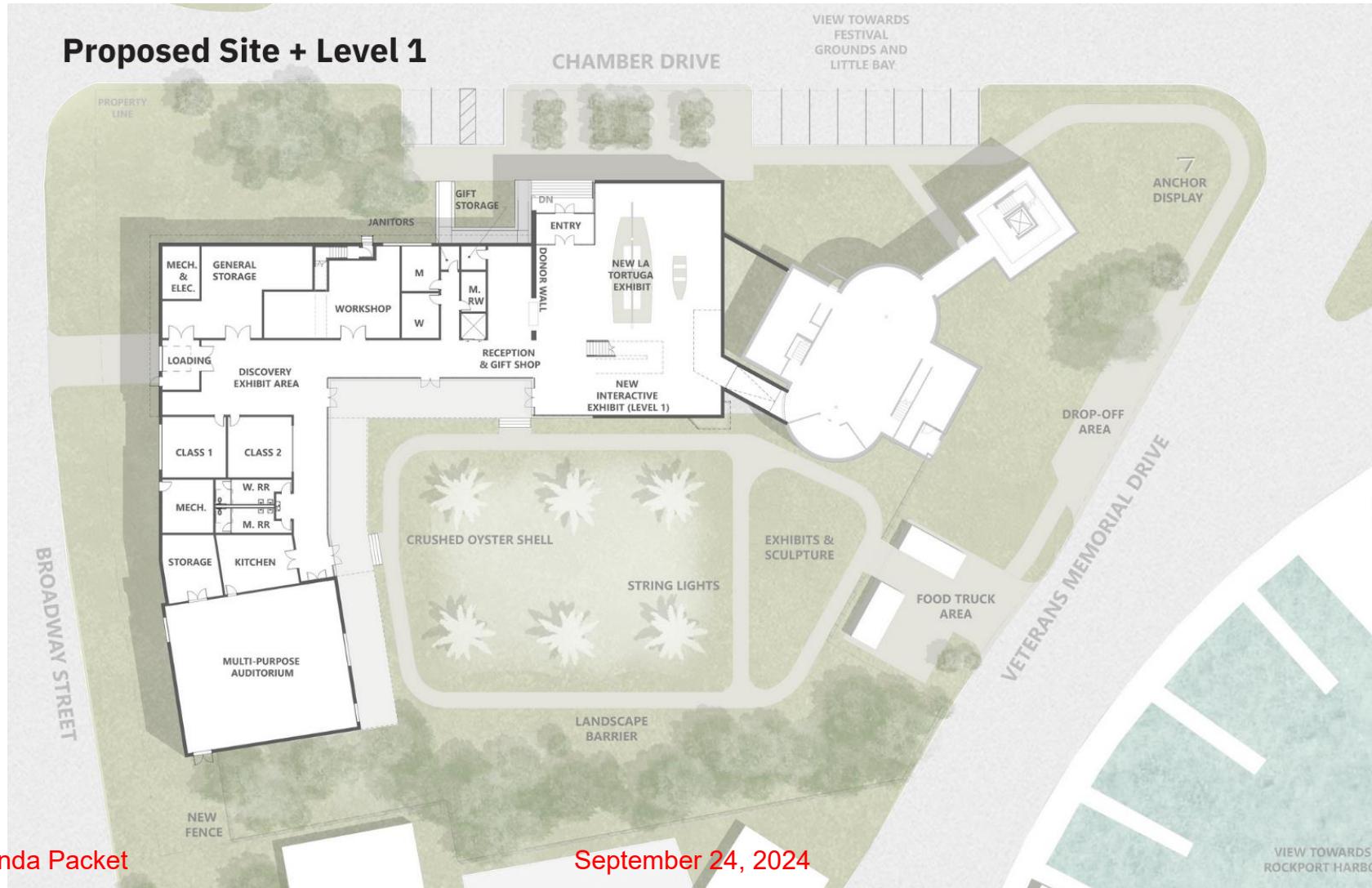


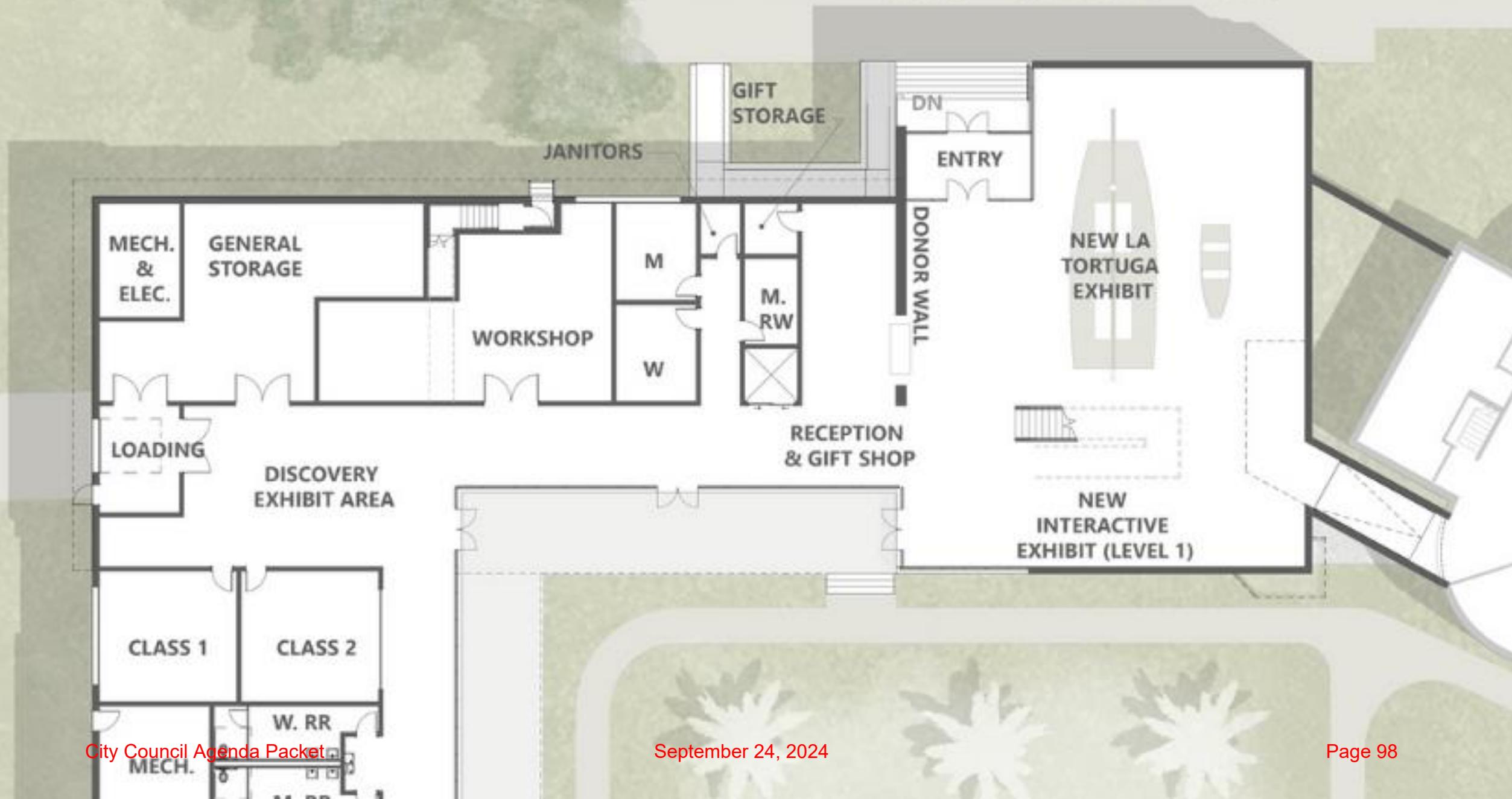
# Texas Maritime Museum

## ROCKPORT CITY COUNCIL PRESENTATION

### September 24, 2024

# Lower Floor Plan

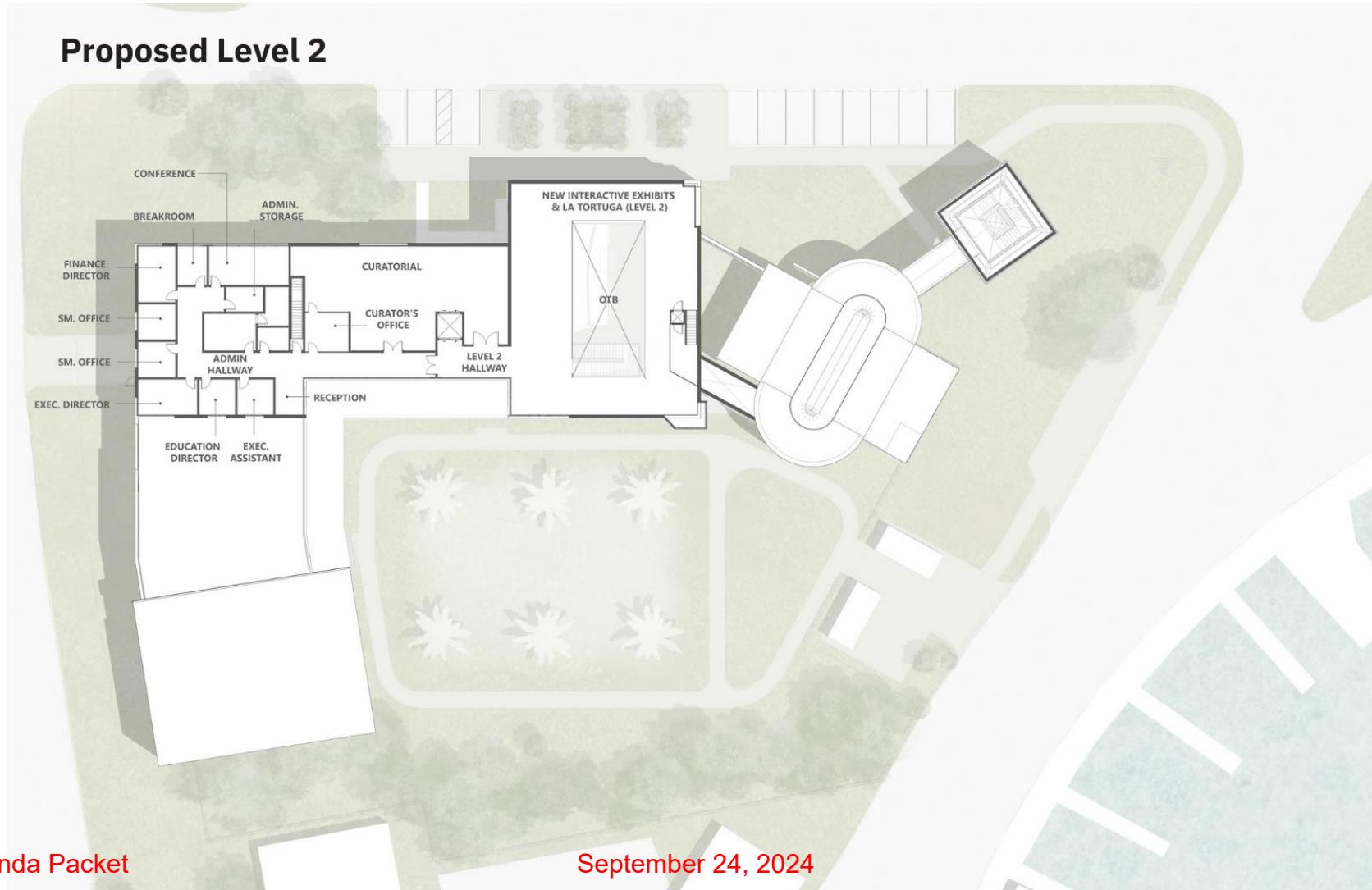


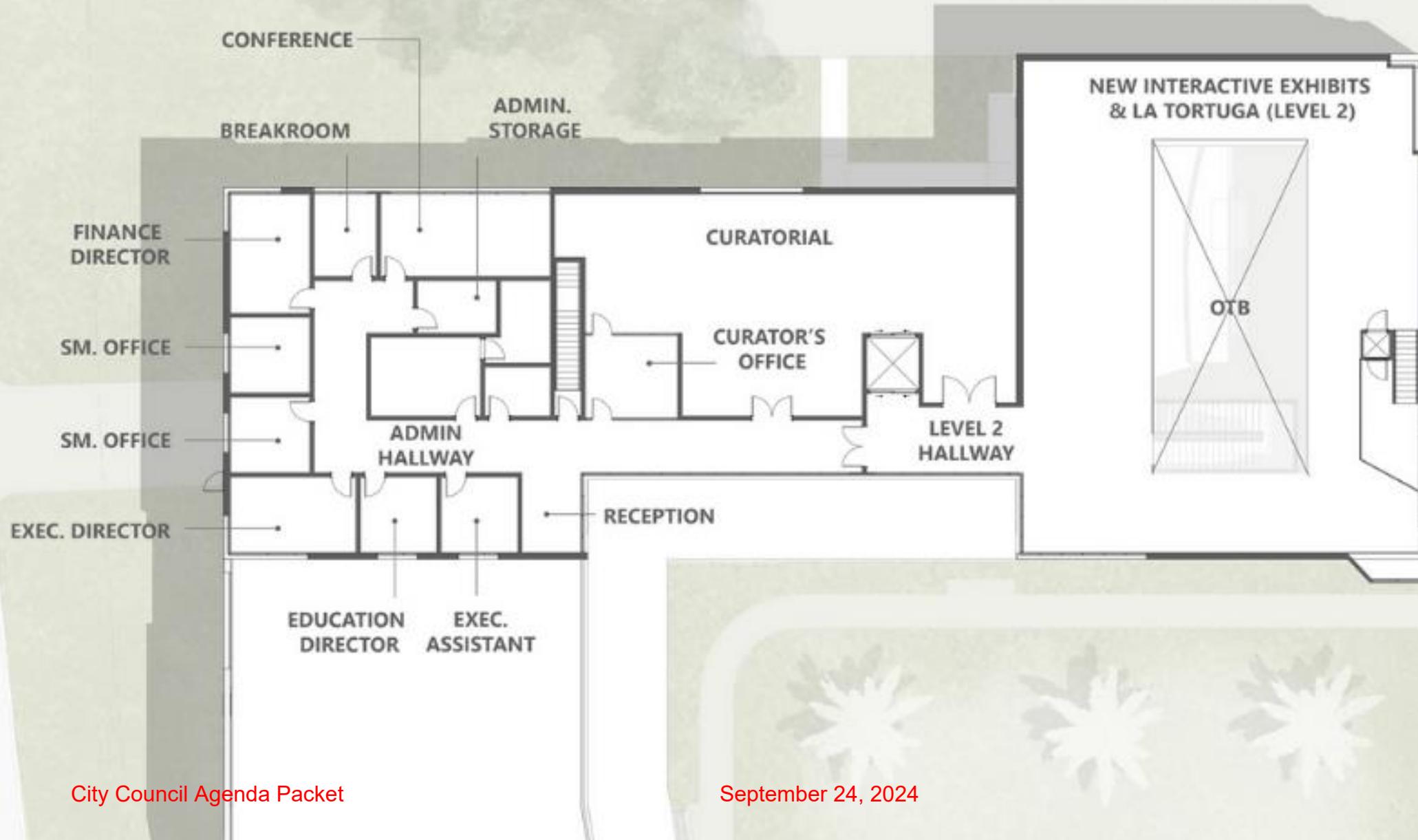


BROADWAY STREET



# Upper Floor Plan





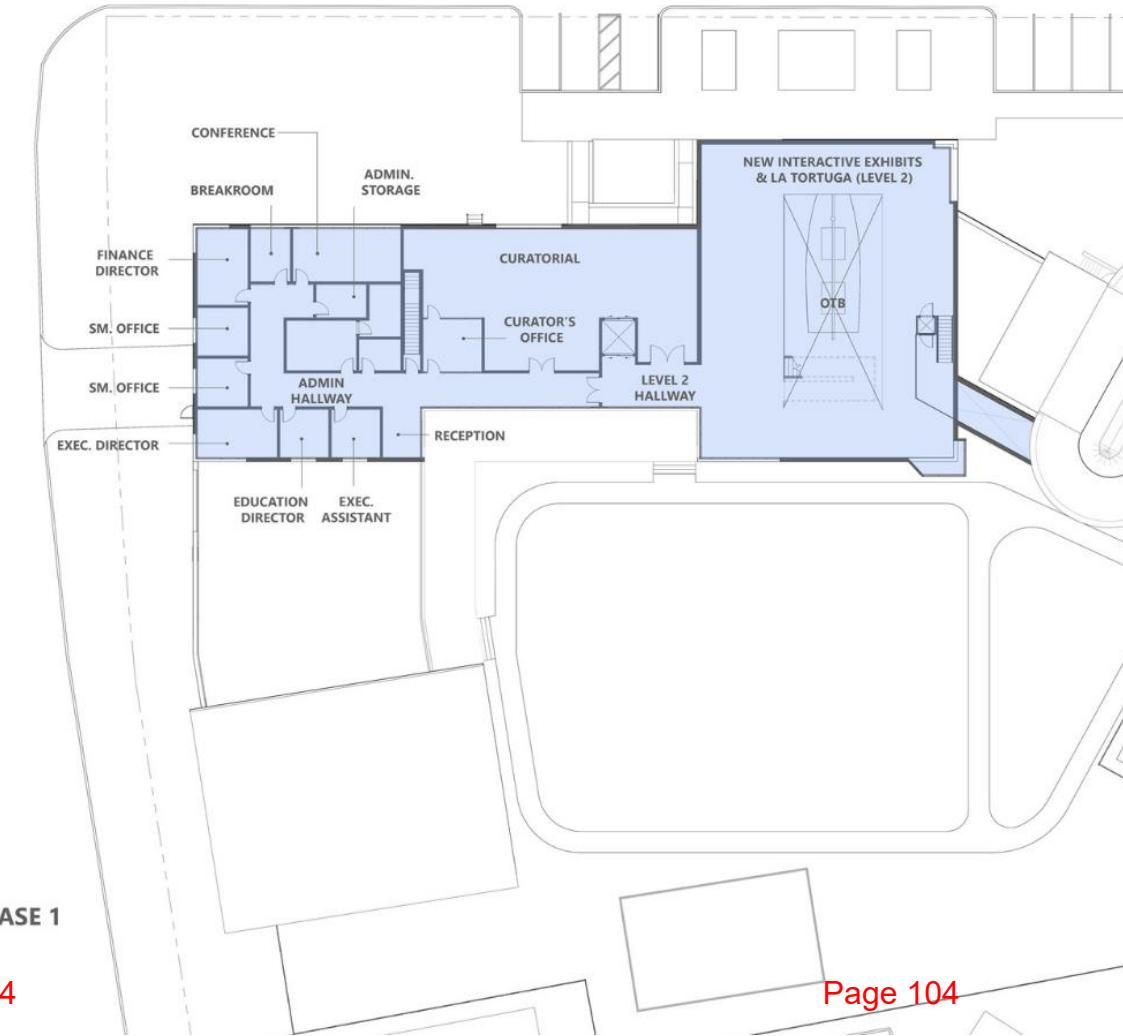
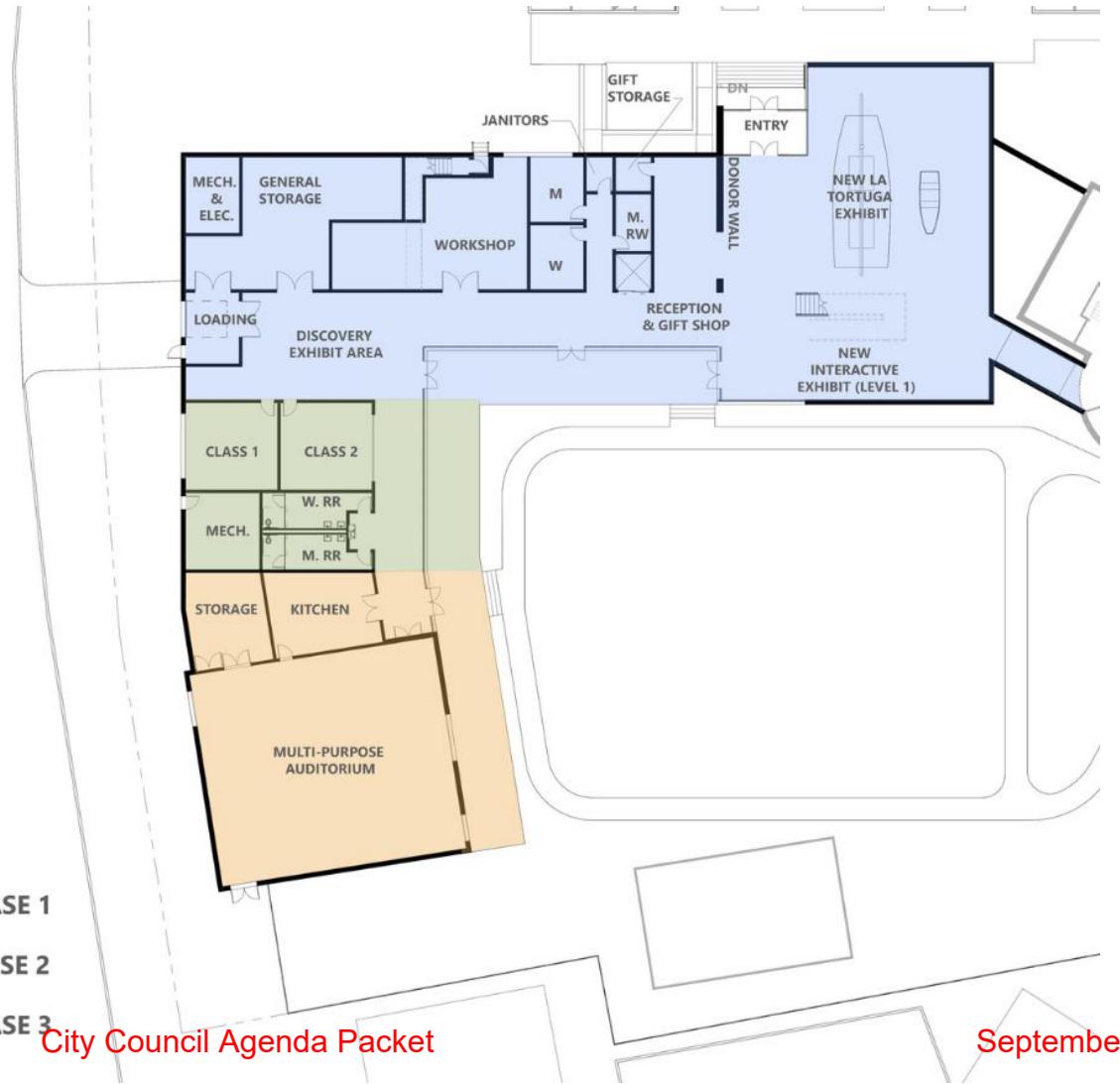
# 3-D Plan – Entrance View



# 3-D Plan- Courtyard View



# Phases



# Detail Square Footage

PROGRAM OF SPACE REQUIREMENTS	Estimated Existing Size				Proposed Size				Exterior Area	
	Room Type	Width	Length	Exist. Area	Room Type	Width	Length	Interior Area		
<b>ALL PHASES TOTAL BUILDING</b>								<b>25,740</b>		
<b>PHASE 1 Gross Area</b>								<b>19,900</b>		
<b>FIRST FLOOR GROSS AREA</b>								<b>10,240</b>		
entry / reception								<b>1,515</b>		
Reception / Entry								670		
Gift Shop								<b>435</b>		
Gift Shop Storage								60		
Men's Restroom								175		
Women's Restroom								175		
service								<b>605</b>		
Exit Stair								100		
Elevator								100		
Elevator Mach. Room								160		
Janitor								45		
Mech & Elec								200		
<b>new exhibit spaces</b>								<b>3,400</b>		
La Tortuga / New Exhibit								3200		
Monumental Stair								200		
<b>discovery space</b>								<b>850</b>		
Discovery exhibit area								850		
<b>loading and storage</b>								<b>2,020</b>		
Loading								190		
General Storage								930		
Workshop								900		

SECOND FLOOR						9,660		
admin							2,105	
Exec. Director						Exec. Office	210	
Exec. Assistant						Office	140	
Finance						Large Office	180	
Education Director						Large Office	180	
Additional Office						Office	130	
Additional Office						Office	130	
Additional Office						Office	130	
Restroom							75	
Break Room							120	
MDF Server							110	
Admin. Storage						Storage	100	
Records Storage						File Storage	180	
Conference Room						Conference	320	
Reception							100	
service							200	

	<b>service</b>				<b>200</b>		
	Exit Stair				100		
	Elevator				100		
	<b>curatorial / archive</b>				<b>2,165</b>		
	Curator's office			Large Office		165	
	Archive			Spec. Storage		2000	
	<b>new exhibit spaces</b>				<b>3,400</b>		
	2nd Floor exhibit Space				3200		
	Monumental Stair				200		
	<b>OPEN TO BELOW</b>				<b>1000</b>		
<b>SITE</b>							
	Covered Porch / Circulation						
	Inner Court / Garden						
	Dedicated staff/vol. parking				<i>10 spaces</i>		
	Dropoff						
	Loading drive						
	Food Truck / service access						
	courtyard event space						
	sculpture / exhibit areas						
	<b>PHASE 2 Gross Area</b>				<b>2,070</b>		
	<b>Education</b>				<b>1,430</b>		
	Classroom 1				400		
	Classroom 2				400		
	Men's Restroom				175		
	Women's Restroom				175		
	Mechanical				280		
	<b>PHASE 3 Gross Area</b>				<b>3,770</b>		
	<b>multi-purpose auditorium</b>				<b>3,770</b>		
	multi-purpose auditorium				2600		
	Entry - vestibule				150		
	Storage				350		
	Kitchen				420		
	Mech. & Electrical				250		
	Generator						

# Cost Analysis

Schedule of Values				
Item #	Area or Special Component of the Project - Description	Units	Unit of Measure	Cost
1	<u>Div 2 - Sitework</u>			
2	Site & Building Demolition	1 LS	\$ 69,000.00	\$ 69,000.00
3	New Construction (Conditioned)	25910 SF	\$ 457.38	\$ 11,850,715.80
4	New Construction (Unconditioned)	1599 SF	\$ 381.15	\$ 609,458.85
TOTALS				
			Construction SUBTOTAL	\$12,529,174.65
			10% Conceptual Contingency	\$1,252,917.47
			Construction TOTAL	\$13,782,092.12
			TOTAL \$/SF	\$501.00



# Thank You!

## **CITY COUNCIL AGENDA**

### **Regular Meeting: Tuesday, September 24, 2024**

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#### **AGENDA ITEM: 12**

Receive a presentation on the Rockport Citizen University and the objective of the program

**SUBMITTED BY:** Shelley Goodwin, City Secretary

**APPROVED FOR AGENDA:** VRS

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#### **BACKGROUND:**

As we look toward enhancing our community, I'm thrilled to announce one of the **Civic Engagement Programs** I spoke about during the budget process—these programs are designed to build stronger, more meaningful connections between our City and its residents.

One exciting initiative is the **Citizen University Program**, where YOU can step behind the scenes to get a first-hand look at how the City operates. From vital services to day-to-day functions, this immersive experience will give residents a deeper understanding of how their local government works.

But that's not all—City officials will also benefit! Through participation, officials can gain invaluable insights into your priorities, ideas, and needs, helping us shape a City that works for everyone. It's not just about education—it's about building relationships and creating a community where every voice matters.

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#### **FISCAL ANALYSIS:**

The City Council provided funding for Civic Engagement in the FY2025 Budget.

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#### **RECOMMENDED ACTION:**

Receive the presentations and provide any changes or recommendations to the proposed program.



# Rockport Citizen University

## Objective:

The City of Rockport would like to give citizens the opportunity to become familiarize with the structure, functions and activities of the City of Rockport government, encourage citizens to become involved in the City's government, and enhance their ability to communicate effectively with City officials.

Citizens are encouraged to apply for the 2025 Rockport Citizen University. They will acquire a better understanding of their City government and services as well as intergovernmental relationships. City officials will, in turn, gain valuable insights into citizens' priorities and needs from their involvement.

## Benefits:

- Informed citizens are better able to become involved in community activities, such as serving on Council-appointed boards, commissions, committees, and task forces, as well as becoming involved in the City's governance.
- This is an opportunity for citizens to learn about the City of Rockport government first-hand, and gain exposure to the wide range of City services, functions, activities, and issues.
- City officials will obtain feedback from citizens regarding governmental programs and services.

## Class Size:

Classes are limited to 15-20 students. Rockport Citizens University is open to the City of Rockport residents.

## Participant Requirements:

Applicants must:

- Be registered voters within the City of Rockport
- Have been a resident for at least one year
- Be 18 years of age or older
- Not be running for local political office during class time

## Curriculum:

The Rockport Citizens University will consist of 11 sessions over the course of eleven months with a graduation held at the December 9, 2025, City Council meeting. Each session will be approximately an hour to an hour and a half. Sessions will begin on January 16, 2025.

Sessions will be held at 6:30 p.m. on the third Thursday of each month.

**Staff contact:** Shelley Goodwin, City Secretary, Rockport City Hall, 2751 SH35 Bypass, Rockport, Texas 78382

(361)729-2213, ext. 225 Office  
[sgoodwin@rockporttx.org](mailto:sgoodwin@rockporttx.org) email

## **SESSION 1 - GETTING TO KNOW YOUR CITY & CITY GOVERNMENT**

**Session 1 - Getting to Know Your City Government, Mayor, City Council, and City Manager**

**Location:** City Hall Council Chambers

**Date:** January 16, 2025 at 6:30 p.m.

- Meet the Mayor, City Council, and City Manager
- Purpose of the Citizens University
- Brief History of the City of Rockport
- Demographics of the City of Rockport
- Council / City Manager Form of Government
  - Form of Government
  - Council Terms, Pay, and Duties
  - Overview of City Organization
  - Legislative Issues
- Council-Appointed Boards and Commissions (brief introduction with more detail at the appropriate session)

## **SESSION 2 - CITY SECRETARY/ HUMAN RESOURCES**

**Session 2 - Learn more about the City Secretary and Human Resources**

**Location:** City Hall Conference Room located at -----

**Date:** February 20, 2025 at 6:30 p.m.

- Meet the City Secretary and the Human Resources
- The roles and duties of the City Secretary and Human Resources
- Open Meetings Act
- Public Information Act
- Citizen Comment
- City Records
- City Elections
- Hiring process
- Benefits

- Openings
- Miscellaneous Duties

## **SESSION 3 – FINANCE DEPARTMENT/MUNICIPAL COURT**

**Session 3 – Learn about how the Budget is created and the operations of the Finance Department**

**Location: City Hall located at**

**Date: March 20, 2025 at 6:30 p.m. at 6:30 p.m.**

Finance & Budget Municipal Finance 101

- Purchasing (unique, bids, fairness, etc.)
- Key Revenues
- Budget Process

Utility Billing

- Process for new residents
- Process for billing

Municipal Court

- Municipal Court 101
- Case Load
- Jury Duty

## **SESSION 4 - PUBLIC SAFETY - POLICE DEPARTMENT/CODE ENFORCEMENT**

**Session 4 – Public Safety/Code Enforcement**

**Location: Law Enforcement Center located at**

**Date: April 17, 2025 at 6:30 p.m.**

Police Department Orientation/Organization

- Patrol Division
  - Downtown Patrol
  - School Based Policing
- Criminal Investigation Division
  - Juvenile Investigations
  - Special Investigations
- Special Services Division
  - TPCA Accreditation Program
  - Community Outreach
- Code Enforcement

## **SESSION 5 - PARKS AND RECREATION/SPECIAL EVENTS**

**Session 5 – Parks and Recreation/Special Events**

**Location:** City Hall

**Date:** May 15, 2025 at 6:30 p.m.

- Pool
- Pool Tour
- Parks and Places
- Programs and Special Events
- Park Professionals
- Tour of City Hall

## **SESSION 6 – PUBLIC WORKS**

**Session 6 – Learn about the different duties and divisions of Public Works and ...**

**Location:** Rockport Service Center Meeting Room located at

**Date:** June 19, 2025 at 6:30 p.m.

- Preventative Street Maintenance Program
- Storm Water Management
- Water and Sanitary Sewer System
- Management of the Public Works Department and Budget
- Floodplain Management Role
- Plan/Design of Capital Improvements

## **SESSION 7 – BUILDING & DEVELOPMENT**

**Session 7 – Public Works, Part 2 and a tour of Rockport Service Center**

**Location:** Rockport Service Center Meeting Room located

**Date:** July 15, 2025 at 6:30 p.m.

- Building Inspections/Plan Review
- Short-term Rentals Capital Improvement Projects
- Comprehensive Plan

## **SESSION 8 –IT/PUBLIC SAFETY COMMUNICATION CENTER**

**Session 8 – IT/ Public Safety Communication Center**

**Location:**

**Date:** August 21, 2025 at 6:30 p.m.

Information Technology

- Protection of City Information

Communication Center

- Number of Calls
- Shifts and scheduling process
- Common Calls

- Most unique Calls

## **SESSION 9 –ECONOMIC DEVELOPMENT/ CHAMBER OF COMMERCE/CONVENTION & VISITOR BUREAU**

Session 9 – Learn where Hotel Occupancy Tax goes, Economic Development efforts regarding new development, benefits of the Chamber of Commerce and the importance of a Convention & Visitor Bureau.

Location:

Date: September 18, 2025 at 6:30 p.m.

- Hotel Occupancy Tax
- Convention & Visitor Bureau
- Economic Development
- Chamber of Commerce

## **SESSION 10 – VOLUNTEER FIRE DEPARTMENT AND TOURING THE CITY FACILITIES AND PROJECTS**

Session 10 – Learn about the Volunteer Fire Department and where City Facilities are and what ongoing projects the City has.

Location:

Date: October 16, 2025 at 6:30 p.m.

## **SESSION 11 - OPPORTUNITIES TO SERVE**

Session 11 – Opportunities to Serve, Question & Answer Session, and City Report Card

Location:

Date: November 20, 2025 at 6:30 p.m.

- Opportunities to serve and volunteer
- How is the City doing?
  - What can we do better?
  - What are we doing right?
  - Listen, Learn, Lead



## 2025 Rockport Citizen University

The Rockport Citizen University will consist of 11 sessions over the course of 11 months with a Graduation to be held at the December 9, 2025, City Council meeting. Each session will last approximately an hour to an hour and a half and will begin in January 2025.

Sessions will be held at 6:30 p.m. on the third Thursday of every month unless there is a conflict. In this case, another date will be announced.

Classes are limited to 15-20 students. Rockport Citizen University is open to the City of Rockport residents.

### **Participant Requirements:**

- Be registered voters within the City of Rockport
- Have been a resident of the City of Rockport for at least one year
- Be 18 years of age or older
- Not be running for local political office during class time

### **How to Apply:**

**Step 1:** Complete the application using this form or the form on the City website ([www.rockporttx.gov](http://www.rockporttx.gov))

**Step 2:** Submit the application packet to **one** of the following:

**EMAIL:** [sgoodwin@rockporttx.gov](mailto:sgoodwin@rockporttx.gov)

**MAIL:** City Secretary  
2751 SH 35 Bypass  
Rockport, Texas 78624

For additional information or questions, please contact Shelley Goodwin, City Secretary, at (361) 729-2213, ext.225, or [sgoodwin@rockporttx.gov](mailto:sgoodwin@rockporttx.gov).



**2025**  
**Rockport Citizen University**  
**Application**

**Name:** \_\_\_\_\_

**Residential Address:** \_\_\_\_\_  
\_\_\_\_\_

**Telephone:** \_\_\_\_\_ **Cell Phone #:** \_\_\_\_\_

**Email:** \_\_\_\_\_

**Are you a City of Rockport resident?** \_\_\_\_\_

**Are you registered to vote in City Elections?** \_\_\_\_\_

**Length of residency (years)** \_\_\_\_\_

**Current Occupation:** \_\_\_\_\_

**Areas of interest?** \_\_\_\_\_

**Do you currently or have you served on a City Board or Commission?** (Circle one) Yes or No

**Are you involved in Community Activities or Organizations (please list)**

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**Have you participated in the Chamber of Commerce's Aransas County Leadership Program?** (Circle one) Yes or No

**Please write a brief narrative outlining your interest in attending Rockport Citizens University.** \_\_\_\_\_

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**What do you hope to accomplish by attending the Rockport Citizen University?**

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Signature: \_\_\_\_\_ Date: \_\_\_\_\_

*Applications will be kept on file for one year from the signature date.*

**NOTE: All information on this application is public information pursuant to the provisions of the Texas Public Information Act.**



## **Press Release**

**For Immediate Release: September 25, 2024**

**For More Information Contact: Shelley Goodwin**

**City Secretary**

**City of Rockport**

**(361-729-2213) ext. 225**

**[sgoodwin@rockporttx.org](mailto:sgoodwin@rockporttx.org)**

Rockport, TX - The City of Rockport would like to give citizens the opportunity to become familiar with the structure, functions, and activities of the City of Rockport government, encourage citizens to become involved in the City's government, and enhance their ability to communicate effectively with City officials.

The Rockport Citizen University takes students through every facet of government life. Citizens are encouraged to apply for the 2025 Rockport Citizen University. They will acquire a better understanding of their City government and services as well as form intergovernmental relationships. City officials will, in turn, gain valuable insights into citizens' priorities and needs from their involvement.

The Rockport Citizens University will consist of 11 sessions over the course of eleven months with a graduation to be held at the December 9, 2025, City Council meeting. Each session will be approximately an hour to an hour and a half. Sessions will begin on January 16, 2025.

Sessions are planned for 6:30 p.m. on the third Thursday of each month.

### **How to Apply:**

- Applications are available at City Hall or on the City website ([Rockport Citizen University | Rockport, TX - Official Website \(rockporttx.org\)](http://Rockport Citizen University | Rockport, TX - Official Website (rockporttx.org)))
- Submit the application packet to **one** of the following:

**EMAIL:** [sgoodwin@rockporttx.gov](mailto:sgoodwin@rockporttx.gov)

**MAIL:**  
City Secretary  
2751 SH 35 Bypass  
Rockport, Texas 78624

**Application deadline:** December 6, 2024

For additional information or questions, please contact Shelley Goodwin, City Secretary, at (361) 729-2213 ext.225 or [sgoodwin@rockporttx.gov](mailto:sgoodwin@rockporttx.gov).

## **CITY COUNCIL AGENDA**

### **Regular Meeting: Tuesday, September 24, 2024**

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#### **AGENDA ITEM: 13**

Receive a presentation on the new Agenda Management and Livestreaming platform called CivicClerk

**SUBMITTED BY:** Shelley Goodwin, City Secretary

**APPROVED FOR AGENDA:** VRS

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#### **BACKGROUND:**

The City of Rockport is taking a major step forward in streamlining its meeting processes with the implementation of CivicClerk, an advanced agenda management software. CivicClerk will completely transform how the City creates agendas, takes minutes, and manages meetings in real-time. Beyond just automation, this system ensures that all City meetings remain in full compliance with the Texas Open Meetings Act—while also saving significant time and resources.

With the implementation of CivicClerk, the City can simplify the entire process of preparing Agenda Packets, seamlessly transferring agenda items between meetings, and managing ongoing projects. No more manual updates or repetitive administrative work.

**For the public**, CivicClerk offers a major boost in accessibility and transparency. Citizens will now be able to search for meeting items, rewatch past meetings, and jump directly to specific agenda items with just one click. All essential meeting documents—Agendas, Agenda Packets, Minutes, Live Streams, and Citizen Comments—will be conveniently located in a single folder, making it easier than ever to stay informed and engaged.

The software also provides a **secure BoardView** for all City Boards and Commissions, ensuring that vital information remains organized, accessible, and protected.

This powerful tool will not only improve efficiency within City Hall but also enhance the way the public interacts with and accesses important local government information.

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#### **FISCAL ANALYSIS:**

This software was paid for out of the FY2024 City Secretary Budget.

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#### **RECOMMENDED ACTION:**

Receive the presentation.



## ADDENDUM TO AGENDA

OF

### CITY OF ROCKPORT

### CITY COUNCIL REGULAR MEETING AGENDA

TUESDAY, SEPTEMBER 24, 2024 ~ 6:30 P.M.

ROCKPORT SERVICE CENTER

2751 STATE HIGHWAY 35 BYPASS

ROCKPORT, TEXAS 78382

Mayor Tim Jayroe

Councilmember (Ward 2) Matt Anderson

Mayor Pro Tem (Ward 4) Andrea Hattman

Councilmember (Ward 3) Brad Brundrett

Councilmember (Ward 1) Stephanie Rangel

Vanessa Shrauner, City Manager

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Notice is hereby given that Rockport City Council will hold a regular meeting on the above-mentioned date, time, and location. The meeting will be held in person at the location mentioned above. The live stream link to view the meeting is <https://www.youtube.com/@rockporttxgov>.

The following item is hereby added to the previously posted agenda for the Regular City Council Meeting.

- 13.1 Discussion of Chapter 6.50 of the City of Rockport Code of Ordinances and provide directions to the staff.

### CERTIFICATION

This is to certify that I, Shelley Goodwin, posted this Addendum to the Regular Meeting Agenda at 3:30 p.m. on September 20, 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