
CITY COUNCIL AGENDA

Notice is hereby given that the Rockport City Council will hold a regular meeting on Tuesday, September 26, 2023, at 6:30 p.m. The meeting will be held in person at the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas. **The live stream link to view the meeting is:** <https://www.youtube.com/@rockporttxgov>.

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



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

Opening Agenda

1. Call meeting to order.
2. Pledge of Allegiance.
3. Proclamation: World Teachers' Day – October 5, 2023.
4. Citizens to be heard.

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

Consent Agenda

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

5. Deliberate and act on approval of City Council Regular Meeting Minutes of September 12, 2023.
6. Deliberate and act on a Utility Services Agreement by and between the City of Rockport and Metropol LLC regarding property located at 2582-R FM 1069; also known as, Lucas Ranch, Block 2, Lots 1 & 2 & North one-half of Lots 16 & 17, Part of Lot 18, being 88.01 acres, City of Rockport, Aransas County, Texas, to include pro-rata fees per living unit equivalent (LUE) for water and wastewater services.

7. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Aransas County Council on Aging for the 2024 Bountiful Bowl Pottery Fair.
8. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport Center for the Arts for advertising and tourism promotion.
9. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with The Rockport Conference Center for advertising and tourism promotion.
10. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport Cultural Arts District for advertising and tourism promotion.
11. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Friends of the Fulton Mansion State Historical Site for advertising and tourism promotion.
12. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport-Fulton Chamber of Commerce for advertising and tourism promotion.
13. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport-Fulton Chamber of Commerce for the 2024 HummerBird Celebration.
14. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport-Fulton Chamber of Commerce for the 2023 SeaFair Celebration.
15. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Rockport Yacht Club for the 2023 Nautical Flea Market.
16. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the Texas Maritime Museum for advertising and tourism promotion.
17. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with the University of Texas Marine Science Institute/Mission Aransas National Estuarine Research Reserve for advertising and tourism promotion of Bay Education Center.
18. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with Christmas On The Beach for advertising and tourism promotion.
19. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with Rockport Little Theatre for advertising and tourism promotion.
20. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with Wendell Family Fund for advertising and tourism promotion for July 4, 2024, Fireworks Show.
21. Deliberate and act on Fiscal Year 2023-2024 Hotel Occupancy Tax Agreement with Airplanes & Coffee for Warbirds Over South Texas Airshow.

22. Deliberate and act on request from First Assembly of God Church for closing of East Laurel Street from North Live Oak Street to North Church Street on October 31, 2023, from 5:00 p.m. until 8:00 p.m. for First Assembly of God Fall Festival.
23. Deliberate and act on cancellation of October 10, 2023, November 28, 2023, and the December 26, 2023, Council Regular Meetings.

Regular Agenda

24. Deliberate and act on second and final reading of an Ordinance granting a Conditional Use Permit for the purpose of bringing the existing RV Park into compliance with current City Codes and to remodel existing features in the RV Park on property located at 1331 State Highway 188; also known as Lot 1R and 2, Coastal Paradise Subdivision, 17.989 acres, City of Rockport, Aransas County, Texas; subject to compliance with the conditions stipulated 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.
25. Deliberate on amending City of Rockport Code of Ordinances Chapter 102, Article 102-401 Surcharge, to increase the \$1.35 surcharge.
26. Discussion regarding roads affected by the General Land Office (GLO) drainage project.
27. City Manager Report:
 - A. Projects
28. Reports from Council.

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

Executive Session

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

29. Section 551.071 Consultations with Attorney seeking the advice of attorney about pending or contemplated litigation or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: *Phong Nguyen et.al. v. City of Rockport Building Standards Commission, Docket No. 23-0151, in the 156th Judicial District Court of Aransas County.*

Open Session

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

30. Deliberate and act on a Resolution directing the City Manager and City Attorney to seek relief pursuant to Texas Local Government Code Chapter 54 for unsafe conditions and health and safety concerns for the property described as West Terrace Unit 1, Block 3, Lots 6 through 25 and commonly referred to as 1201 West Market Street, Rockport, Aransas County, Texas and owned by Phong Nguyen and Bich Nga Thi Nguyen.

31. Adjournment.

Special Accommodations

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

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

Certification

I certify that the above notice of meeting was posted on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas on Friday, September 22, 2023, at 10:00 a.m. and on the City's website at www.cityofrockport.com. I further certify that the following News Media were properly notified of this meeting as stated above: *The Rockport Pilot* and *Corpus Christi Caller Times*.


Teresa Valdez, City Secretary