



City of Rockport
CITY COUNCIL REGULAR MEETING AGENDA
TUESDAY, JUNE 25, 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 the Rockport City Council will hold a regular meeting on Tuesday, June 25, 2024, at 3:30 p.m. 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 3:30 p.m. on the day of the meeting.

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



Sign up in person.

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

Rules for Citizen Participation

- i. Speakers will be limited to three minutes.
- ii. While civil public criticism is not prohibited; disorderly conduct or disturbance of the peace as prohibited by law shall be cause for the chair to terminate the offender's time to speak.

NOTE: The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for discussion. An announcement will be made based on the Executive Session discussion. The City Council may also publicly discuss any item listed on the agenda for the Executive Session.

Notice is hereby given that other elected or appointed officials may attend the City Council Meeting at the date and time above in numbers that may constitute a quorum. No action or minutes will be taken by such in attendance.

This facility is wheelchair-accessible and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours before this meeting. Please get in touch with the City Secretary's office at (361) 729-2213, ext. 225, or FAX (361) 790-5966 or email sgoodwin@rockporttx.gov for further information. Braille is not available.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

1. Proclaiming July 5, 2024, as Anita Diebel Day
2. Proclaiming the Month of July as Parks and Recreation Month

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.

3. Consider the approval of the City Council Minutes for the June 11, 2024, City Council Regular Meeting (Shelley Goodwin, City Secretary)

VI. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

4. Consider the approval on the first of two readings of Ordinance 1937 of the City of Rockport, Texas, amending the Code of Ordinances to provide a process for petitions for release from the City's Extraterritorial Jurisdiction; providing a savings clause; providing that this Ordinance is cumulative of all ordinances; amending appendix A, "Fee Schedule." Article 5.500, "Application Fees, "to add a fee to process for a petition for the Release of Extraterritorial Jurisdiction, and amend Article A severability clause; providing for publication; and providing an effective date (Shelley Goodwin, City Secretary)
5. Consider the approval on the first of two readings of Ordinance 1938 of the City of Rockport, Texas, 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 #5) (Robbie Sorrell, Finance Director).
6. Consider the request for a Conditional Use Permit (CUP) for property located at 125 Lamar Dr; also known as Lot 3, Block 230 Burton & Danforth Subdivision currently zoned R1 (1st Single Family Dwelling District) (Carey Dietrich- Asst. Director Building & Development/Community Planner)
 - a. Hold a public hearing to receive comments for or against the request
 - b. Consider the approval on the first of two readings of the Ordinance 1939 granting a Conditional Use Permit for the purpose of building an accessory use structure prior to the residential dwelling on the property located at 125 Lamar Dr; also known as Lot 3, ayres acres, being 19.2809 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.

7. Consider the approval of Resolution 2024-12R authorizing the Rockport Police Department to apply for and operate an Office of Community Policing Services Grant (COPS), administered by the U. S. Department of Justice, Cops Hiring Program (CHP), for the fiscal year 2024; and authorizing the Mayor to act as the Executive Officer and authorized representative in all matters pertaining to the participation in this grant program (Nathan Anderson, Police Chief)
8. Consider the approval of Resolution 2024-13R authorizing the Rockport Police Department to utilize Restricted Texas Opioid Settlement Funds to purchase an Incinerator providing for severability; finding and determining that the meeting at which this Resolution is passed is open to the public as required by law; and establishing an effective date. (Nathan Anderson, Police Chief)

VII. OTHER ACTION ITEMS AND UPDATES

9. Consider the approval of a request from Andrew Bazner for temporary street closures of Cornwall between North Austin and North Magnolia Streets in downtown Rockport for the weekend of July 13-14, 2024 (Shelley Goodwin, City Secretary).
10. Consider the approval of changing utility billing providers from DataProse and award the utility billing services to XepdientMail (Robbie Sorrell, Finance Director).
11. Consideration and possible approval to authorize the City Manager to enter into a contract with RBC Capitol to solicit bids for the Gas System (Vanessa Shrauner, City Manager).
12. Consider the rejection of the only bid for the Main Street Visitors Kiosk and Art Installation (Kimberly Henry, Assistant to the City Manager).

VIII. CITY MANAGER'S UPDATE

13. City Manager's Monthly Update

IX. CITY COUNCIL REPORT

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

X. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section - (551.071 Consultations with Attorney)

14. Seek the advice of an attorney about pending or contemplated litigation, or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: 1) City Hall; 2) Concho Street 3) General Land Office (GLO) drainage projects; and 4) Data Pros Settlement.

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 4:50 p.m. on June 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



PROCLAMATION

WHEREAS, Anita Diebel has significantly contributed to Rockport's art education by offering group workshops, individual instruction, and mentoring hundreds of aspiring artists who have launched successful art careers; and

WHEREAS, Anita Diebel stands as a testament to the transformative power of art and community starting with her journey as a graphic designer in a San Antonio newspaper to becoming a celebrated Rockport artist; and

WHEREAS, Anita Diebel was named Rockport Art Festival Master Artist in 2003, and is the original founder of Wind Way Gallery still in existence today; and

WHEREAS, in 2015, Anita Diebel's "Windsongs", a solo exhibition about shore birds, opened at Rockport Center for the Arts to critical and commercial success; and

WHEREAS, in the aftermath of Hurricane Harvey, Anita Diebel sought the challenge to open her own Anita Diebel Art Gallery, which has thrived despite the adversities caused by the storm; a pandemic and several economic downturns; generating income for other working artists and sales taxes for the City of Rockport; and

WHEREAS, Anita Diebel stands in a class of her own, exemplifying the character and tenacity of a Rockport Center for the Arts supporter -becoming the only individual that has served the organization in every facet possible: art festival exhibitor, Master Artist, curator, donor, board member, and participant in important committees, including the strategic planning committee, which charted the course for the development of the new Art Center campus; and

WHEREAS, Anita Diebel states that her greatest accomplishment and legacy is raising and nurturing a family, which includes her support of her late husband Bud, her sons Dean and Todd, and her grandson Dylan.

NOW, THEREFORE, BE IT PROCLAIMED, that the City Council of the City of Rockport, Texas do hereby declare Friday, July 5, 2024, as

ANITA DIEBEL DAY

in the City of Rockport and call upon all the citizens of Rockport to recognize and Anita Diebel for being selected by Rockport Center for the Arts as the Honorary Chair for the 32nd Annual Art Auction Gala, which precedes the 56th Annual Rockport Art Festival.

IN WITNESS WHEREOF, I have hereunto set my hand and official Seal of the City of Rockport, Texas, this 25th day of June 2024.

Tim Jayroe
Mayor

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 2

Presentation of Proclamation recognizing July 2024 as Parks and Recreation Month

SUBMITTED BY: Brittany Aguirre, Parks & Recreation Director

APPROVED FOR AGENDA: VRS

BACKGROUND: Park and Recreation Month 2024: “Where You Belong”

July is Park and Recreation Month! For nearly 40 years, people in the United States have celebrated Park and Recreation Month in July to promote building strong, vibrant, and resilient communities through the power of parks and recreation and to recognize the more than 160,000 full-time park and recreation professionals — along with hundreds of thousands of part-time and seasonal workers and volunteers — who maintain our country’s local, state and community parks. Park and recreation agencies across the nation are recognizing the month with summer programs, events, contests, commemorations, and celebrations. The services that park and recreation professionals provide are vital for our communities — from protecting open spaces and natural resources to helping fight obesity and providing activities and resources for all people. Park and Recreation Month encourages everyone to reflect on the exponential value park and recreation professionals bring to communities.

During Park and Recreation Month, we encourage the community to visit our parks and recreation areas. This year’s theme “**Where You Belong**,” celebrates the many ways park and recreation professionals across the country foster a sense of belonging in their community by providing welcoming programs, essential services for all ages and abilities, and safe accessible spaces to build meaningful connections.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Recognition and Reading of the Proclamation recognizing July 2024 as Park and Recreation Month.



PROCLAMATION

WHEREAS Parks and Recreation programs are an integral part of communities throughout this country, including the City of Rockport, and is fundamental to the environmental well-being of our community; and

WHEREAS Parks and Recreation promotes health and wellness, improving the physical and mental health of people who live near parks. It also promotes time spent in nature, which positively impacts mental health by increasing cognitive performance well-being; and

WHEREAS Parks and Recreation encourages physical activities by providing space for popular sports, hiking trails, swimming pools, and many other activities designed to promote active lifestyles; and

WHEREAS Parks and Recreation is a leading provider of healthy meals, nutrition services, and education programming and activities, such as out-of-school time programming, youth sports and environmental education, which are critical to childhood development; and

WHEREAS Parks and Recreation increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS Parks and Recreation is the essential and adaptable infrastructure that makes our communities resilient in the face of natural disasters and climate change; and

WHEREAS our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

NOW THEREFORE, BE IT RESOLVED BY, that the City Council of the City of Rockport, Texas do hereby recognize the month of July, as

Parks and Recreation Month

in the City of Rockport and call upon all the citizens of Rockport to recognize the benefits derived from Parks and Recreation resources.

IN WITNESS WHEREOF, I have hereunto set my hand and official Seal of the City of Rockport, Texas, this 25th day of June 2025.

Tim Jayroe
Mayor



City of Rockport
CITY COUNCIL REGULAR MEETING MINUTES
TUESDAY, JUNE 11, 2024 ~ 4:00 P.M.
ROCKPORT SERVICE CENTER
2751 STATE HIGHWAY 35 BYPASS
ROCKPORT, TEXAS 78382

City Councilmembers Present:

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

City Councilmembers Absent:

None

City Staff Present:

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

I. CALL TO ORDER

Mayor Jayroe called the June 11, 2024, Regular Meeting to order at 4:00 p.m. and announced that a quorum had been met.

II. PLEDGE OF ALLEGIANCE

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

III CITIZENS TO BE HEARD

Ryan Aires provided written comments, which Mayor Jayroe read.

IV. CONSENT

- 1. Consider the approval of the City Council Minutes for the May 28, 2024, City Council Regular Meeting**
- 2. Consider the approval of the City Council Minutes for the May 29, 2024, City Council Special Meeting**

Motion: Upon a motion made by Mayor Pro Tem Hattman and a second by Councilmember Rangel, to approve the Consent Agenda Items IV. 1. and 2. The City Council voted on roll:

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

Councilmember (Ward 3) Brundrett aye

Mayor Pro Tem (Ward 4) Hattman aye

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

V. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

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

Shelley Goodwin, City Secretary, stated there were no changes since the first reading at the City Council Meeting on May 28, 2024. She also reminded the public that the deadline for submitting a Hotel Occupancy Tax Grant Application is June 13, 2024, at 5:00 p.m.

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

Mayor Jayroe aye

Councilmember (Ward 1) Rangel aye

Councilmember (Ward 2) Anderson aye

Councilmember (Ward 3) Brundrett aye

Mayor Pro Tem (Ward 4) Hattman aye

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

- 4. Consider the approval on the second and final reading for Ordinance 1936 amending Ordinance No. 1932 which amended the 2023-2024 budget beginning October 1, 2023, and ending September 30, 2024; repealing all prior Ordinances in conflict herewith; providing for publication; and providing for an effective date (\$2,322.65 Police Department training account)**

Robbie Sorrell, Finance Director, stated there were no changes since the first reading at the City Council Meeting on May 28, 2024.

Motion: Upon a motion made by Councilmember Brundrett, and a second by Councilmember Rangel, to approve on the second and final reading of Ordinance 1936 amending Ordinance No. 1932 which amended the 2023-2024 budget beginning October 1, 2023, and ending September 30, 2024; repealing all prior Ordinances in conflict herewith; providing for publication; and providing for an effective date (\$2,322.65 Police Department training account) The City Council voted by roll call:

Mayor Jayroe aye

Councilmember (Ward 1) Rangel aye

Councilmember (Ward 2) Anderson aye

Councilmember (Ward 3) Brundrett aye

Mayor Pro Tem (Ward 4) Hattman aye

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

- 5. Consider the approval of Resolution 2024-11R finding that AEP Texas Inc.'s requested increase to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this**

Resolution is passed is open to the public as required by law; requiring reimbursement of Cities' Rate Case Expenses; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel

Robbie Sorrell, Finance Director, reviewed the history of the coalition and AEP Texas application to increase systemwide distribution rates by \$100.4 million per year (an increase of 13.1%) and increase system-wide transmission rates by \$63.1 million per year (a decrease of 9.29%). He noted on March 12, 2024, a Resolution was approved to intervene and suspend the AEP rate change for 90 days. The law firm representing the coalition has determined that the rate change is unreasonable, and rates should not be increased and recommends the City approve Resolution 2024-11R states the City's position on the rate increase.

Motion: Upon a motion made by Councilmember Brundrett, and a second by Mayor Pro Tem Hattman I, to approve Resolution 2024-11R finding that AEP Texas Inc.'s requested increase to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring reimbursement of Cities' Rate Case Expenses; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel. The City Council voted by roll call:

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

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

VII. OTHER ACTION ITEMS AND UPDATES

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

Carey Dietrich, Assistant Director of Building & Development / Community Planner, stated the Tree & Landscape Committee wants to provide educational advertising on billboards about the tree ordinance and regulations. She stated the Committee wants to utilize the Tree Preservation and Mitigation Account to fund the \$12,300.00 billboard expenditure.

Mayor Pro Tem Hattman stated the Tree & Landscape Committee has been working on this project for over a year now and they are hoping to get this passed. She also stated the Committee conducted a study to find the best billboard locations for the message and has agreed to the following locations:

- North of the City across from Sandollar Resort
- Hwy 35 S. and south of Loop 70
- Hwy 35 Bypass south of Rockport

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 for the lease of billboards to educate citizens as to the tree ordinances of the City of Rockport, Town of Fulton, and Aransas County (expenditure for \$12,300.00)

The City Council voted by roll call:

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

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

7. Consider a request for expenditure from the Tree Mitigation Fund for \$856.00 to purchase two (2) Haglof Mantax Black 950 mm Calipers and two DBH tapes for Code Enforcement to measure trees more accurately

Carey Dietrich, Assistant Director of Building & Development / Community Planner, stated that the Tree & Landscape Committee is requesting two tree measuring Calipers and DBH Tape to assist Code Enforcement with tree removal permits. She noted the Committee wants to utilize the Tree Preservation and Mitigation Account to fund the \$856.00 expenditure.

Motion: Upon a motion made by Mayor Pro Tem Hattman, and a second by Councilmember Rangel, to approve the request for expenditure from the Tree Mitigation Fund for \$856.00 to purchase two (2) Haglof Mantax Black 950 mm Calipers and two DBH tapes for Code Enforcement to measure trees more accurately.

The City Council voted by roll call:

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

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

VIII. CITY MANAGER'S UPDATE

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

Vanessa Shrauner, City Manager, stated at the next Regular City Council Meeting the City Manager's Update will include all updates from the departments. She noted the departments are currently using Microsoft Teams to create the update. She also noted that soon the City will be using Agenda Management Software to create Agenda Packets, Live Streaming, and Board Views.

X. CITY COUNCIL REPORT

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

Mayor Pro Tem Hattman reported June 12, 2024, the Coastal Bend CBASS will be hosting a Meet and Greet at 5:30 p.m. at the Fairfield Hotel. She stated the meeting is to receive updates from Developers.

XI. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section - (551.071 Consultations with Attorney)

Seek the advice of an attorney about pending or contemplated litigation, or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: 1) City Hall; 2) Concho Street & General Land Office (GLO) drainage projects; and 3) Data Pros Settlement

Mayor Jayroe announced that the City Council will recess its open meeting and go into Executive Session at 4:13 p.m.

Mayor Jayroe announced that the City Council ended the Executive Session at 4:44 p.m. and reconvened the open meeting.

11. BUSINESS ITEM

The City Council took no action after the Executive Session.

12. ADJOURN

Motion: Upon a motion made by Councilmember Brundrett and a second by Councilmember Rangel, to adjourn the Tuesday, June 11, 2024, City Council Regular Meeting at 4:45 p.m.

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Tim Jayroe
Mayor

Shelley Goodwin, TRMC/CMC
City Secretary

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 4

Consider the approval on the first of two readings of Ordinance 1937 of the City of Rockport, Texas, amending the Code of Ordinances to provide a process for petitions for release from the City's Extraterritorial Jurisdiction; providing a savings clause; providing that this Ordinance is cumulative of all ordinances; amending appendix A, "Fee Schedule." Article 5.500, "Application Fees, "to add a fee to process for a petition for the Release of Extraterritorial Jurisdiction and amend Article A severability clause; providing for publication; and providing an effective date.

SUBMITTED BY: Shelley Goodwin, City Secretary

APPROVED FOR AGENDA: VRS

BACKGROUND:

In the 2023 Legislative Session Senate Bill 2038 was passed and took effect September 1, 2023. While some cities have filed lawsuits against this bill stating that it is unconstitutional, it is still in effect. This bill allows landowners to file a petition to be "Released for the Extraterritorial Jurisdiction".

SB 2038 mandates several required documents, steps, and procedures for each petition filed. I request the City Council to adopt Ordinance 1937, which clarifies the bill's procedures and required documents. Additionally, I propose a \$1,000 filing fee to cover the City's expenses for the mandated processes, reviews, and creation of maps.

FISCAL ANALYSIS: The petitioner would be required to pay a \$1,000 filing fee, which would cover most of the mandated process expenses of the City instead of the taxpayers covering this fee.

RECOMMENDATION:

Staff recommends the adoption of Ordinance 1937.

ORDINANCE NO. 1937

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS, AMENDING THE CODE OF ORDINANCES TO PROVIDE A PROCESS FOR PETITIONS FOR RELEASE FROM THE CITY'S EXTRATERRITORIAL JURISDICTION; PROVIDING A SAVINGS CLAUSE; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE OF ALL ORDINANCES; AMENDING APPENDIX A, "FEE SCHEDULE." ARTICLE 5.500, "APPLICATION FEES, "TO ADD A FEE TO PROCESS A PETITION FOR RELEASE OF RELEASE OF EXTRATERRITORIAL JURISDICTION; AND AMEND ARTICLE A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Rockport, Texas is a Home Rule municipal corporation located in Aransas County, created in accordance with the provisions of Chapter 9 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Texas Legislature passed Senate Bill 2038, which allows residents of a city's extraterritorial jurisdiction to petition for release from the municipality's extraterritorial jurisdiction; and

WHEREAS, Senate Bill 2038 provides a timeline for approving the release of property from the extraterritorial jurisdiction after a petition is filed with the municipality; and

WHEREAS, the City Council deems it appropriate to provide procedures for establishing when a petition is considered filed; and

WHEREAS, a petition requesting release must comply with the petition requirements of Chapter 277 of the Texas Election Code; and

WHEREAS, Senate Bill 2038 requires the City Secretary, or designee, to verify the petition signatures; and

WHEREAS, City Council finds it necessary to establish a procedure for the City Secretary to verify the signature of corporate owners; and

WHEREAS, the City Council desires to amend the fee schedule to require an appropriate fee for

appropriate fee for processing extraterritorial release requests, including updating municipal maps; and

WHEREAS, the fee is not intended and shall not pay for the costs of holding an election on the question of whether to release an area from the municipality's extraterritorial jurisdiction if a petition for election to receive by the City; and

WHEREAS, the Texas Legislature passed House Bill 3492, which prohibits cities from basing any application, review, inspection, or related fees for constructing or improving public infrastructure for a subdivision lot on the cost or value of the infrastructure project; and

WHEREAS, the City of Rockport finds it necessary to amend the fees schedule to comply with House Bill 3492: and

WHEREAS, the City Council finds that the amendments as outlined herein are in the best interest of the health, safety, and general welfare of the citizens of the City and the general public.

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

Section 1. All the above premises are true and correct legislative and factual findings of the City Council and they are hereby approved, ratified, and incorporated into the body of this ordinance as if copied in their entirety.

Section 2. The Code of Ordinances is hereby amended by adding the following:

Petitions for Release from Extraterritorial Jurisdiction.

- (a) A petition for release or a petition to hold an election for release from the City's extraterritorial jurisdiction may be filed by a resident or land owner within the extraterritorial jurisdiction, as provided by Chapter 42 of the Texas Local Government Code, as amended.
- (b) A petition either for release or requesting an election is considered filed when it meets the following requirements:
 - (1) The petition must comply with the signature requirements of Chapter 42 of the Texas Local Government Code, as amended, and Chapter 277 of the Texas Election Code, as amended;
 - (2) The petition must include a map of the land to be released and describe the boundaries of the land by either:
 - i. Metes and bounds, or
 - ii. Lot and block number, if there is a recorded map or plat; and
 - (3) To permit the City Secretary to verify the petition, the petition of a corporate owner must be accompanied by the following:
 - i. Date of birth of the signor;
 - ii. Personal residence address of the signor;

- iii. Business entity's Certificate of Good Standing from the Texas Secretary of State;
 - iv. Business entity's Articles of incorporation, certificate of formation, partnership agreement, or other corporate formation document;
 - v. Business entity's Bylaws; and
 - iv. Resolution of the business entity authorizing the petition for release be executed and filed by the entity representative.
- (c) Upon receipt of a petition, the City must verify the petition.
- (1) The City shall notify the resident and landowners of the area described by the petition of its results. This may be satisfied by notifying the party who filed the petition.
- (d) If the petition for release contains the requisite number of signatures, the City shall release the area from its extraterritorial jurisdiction by the later of the 45th day after the date the petition was filed or the next meeting of the City Council that occurs after the 30th date after the petition was filed.
- (e) If the resident or landowner submits a verified petition to hold an election for release, the city may either:
- (1) Voluntarily release the area for which the election is to be held from the City's extraterritorial jurisdiction before the date on which the election would have been held; or
- (2) Order an election for release, which must comply with Texas Election Code and Chapter 42 of the Local Government Code, as amended.
- (f) This section does not apply to the following properties in the extraterritorial jurisdiction:
- (1) In an area designated as an Industrial District under Section 42.044 of the Texas Local Government Code, as amended;
- (2) In an area subject to a strategic partnership agreement with the city; or
- (3) Any other exceptions to release of an area by petition of a landowner or resident as described by Chapter 42 of the Local Government Code."

Section 3. This Ordinance shall be cumulative of all provisions of Ordinances of the City of Rockport, Texas except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 4. Chapter 2 Administration, Article XII "Petition for Release from Extraterritorial Jurisdiction, " of the Code of Ordinance, City of Rockport is hereby amended to read as follows:

Application Fees.

- (a) General fees.
- Petition for Release from Extraterritorial Jurisdiction \$1,000

Section 5. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such

unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 6. This Ordinance shall be in full force and effect from and after its passage and publication.

APPROVED ON FIRST READ on this the _____ day of _____ 2024, at a Regular Meeting of the City Council of the City of Rockport, Texas.

PASSED AND APPROVED on this the _____ day of _____ 2024, at a Regular Meeting of the City Council of the City of Rockport, Texas.

Tim Jayroe, Mayor

ATTEST:

Shelley Goodwin, TRMC/CMC
City Secretary

APPROVED AS TO FORM:

Art Rodriguez
City Attorney

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 5

Consider the approval on the first of two readings of Ordinance 1938 of the City of Rockport, Texas, 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 #5)

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: vrs

BACKGROUND:

On May 28, 2024, Carey Dietrich presented, and Council approved moving forward with the contract with Deckard Technologies, Inc. using the Rentalscape Platform. The contract provides for:

- 1) annual software access;
- 2) three-letter outreach campaign;
- 3) tax collection portal; and
- 4) short-term rental registration & licensing portal

All the above help manage short-term rentals for the benefit of Hotel/Motel funds.

FISCAL ANALYSIS:

This agenda item provides the funding to support moving forward with Deckard Technologies, Inc. The attached contract outlines an annual payment not to exceed \$48,750 in year one with payment due up front. This funding would come from HOT reserves as per attached.

RECOMMENDED ACTION:

Staff recommends approval of this ordinance on the first reading.

ORDINANCE NO. 1938

AN ORDINANCE OF THE CITY OF ROCKPORT, TEXAS 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.

WHEREAS, on September 12, 2023, Council approved Ordinance No. 1911 establishing the original budget for 2023-2024, and

WHEREAS, the original budget was amended via Ordinance No. 1932 on April 23, 2024;

WHEREAS, on May 28, 2024, Council approved moving forward with the contract with Deckard Technologies, Inc. to use the Rentalscape Platform to help manage short-term rentals for an initial annual amount not to exceed \$48,750;

WHEREAS, the contract is for the benefit of collecting Hotel/Motel funds; and

WHEREAS, the City needs to fund the contract, which stipulates that annual funds are due in advance

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

SECTION 1.

For municipal purposes, to amend the Hotel Occupancy Tax Fund budget for an anticipated \$48,750 in expenditures for the Deckard Technologies, Inc. contract utilizing the Rentalscape platform. The following budget amendment is proposed to be funded with reserves.

Fund: 27 - Hotel Occupancy Tax Fund**Budget Summary****Resources vs Expenditures Summary**

		FY 21-22	FY 22-23	FY 22-23	FY 23-24
		<u>Actual</u>	<u>Budget</u>	<u>Projected</u>	<u>Approved</u>
<u>Revenues</u>					
	Hotel Occupancy Tax Revenues	\$1,552,155	\$1,355,000	\$ 1,275,000	\$ 1,159,262
	Use HOT Reserves	-	253,393	360,367	289,314
	Use HOT Reserves - Downtown	-	-	-	500,000
	Use HOT Reserves - RENTALSCAPE				48,750
Total Fund Revenues		\$1,552,155	\$1,608,393	\$ 1,635,367	\$ 1,997,326
<u>Expenses</u>					
	Tax Administration	\$ 805,501	\$1,608,393	\$ 1,614,135	\$ 1,448,576
	Information Center - Downtown	-	-	-	500,000
	RENTALSCAPE				48,750
	Non-Departmental	-	-	21,232	-
Total Fund Expenses		\$ 805,501	\$1,608,393	\$ 1,635,367	\$ 1,997,326
Revenues Over(Under) Expenses		\$ 746,654	\$ (0)	\$ -	\$ (0)

SECTION 2.

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

SECTION 3.

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

SECTION 4.

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

SECTION 5.

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

APPROVED on first reading the 9th day of July 2024.

CITY OF ROCKPORT, TEXAS

Tim Jayroe,
Mayor

ATTEST:

Shelley Goodwin, City Secretary

APPROVED on second reading the 23rd day of July 2024.

CITY OF ROCKPORT, TEXAS

Tim Jayroe,
Mayor

ATTEST:

Shelley Goodwin, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 6a

Conduct a Public Hearing to consider a request for a Conditional Use Permit located at 125 Lamar Dr.; also known as Lot 3, Ayres Acres, being 19.2809 acres, City of Rockport, Aransas County, Texas, currently zoned R1 (1st Single Family Dwelling District)

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

APPROVED FOR AGENDA: VRS

BACKGROUND: Property owner, Ryan Ayres, is requesting a Conditional Use Permit (CUP) for the purpose of building an accessory use structure on his property prior to building the residential dwelling. The property is zoned R1 (1st Single Family Dwelling District) which does not allow accessory use structures without an established residential dwelling.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, May 25, 2024 edition and mailed out to twenty seven (27) property owners within a 200-foot radius of the property. Two (2) letters For and One (1) Against the request have been received at this time.

Please see the accompanying zoning change request application and Section 118-23 and 118-24.2.3 of the Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: No action required. Public Hearing only.

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 6b

Deliberate and act on the first reading of an Ordinance amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Zoning Ordinance Number 1027 by granting a Conditional Use Permit (CUP) for property located at 125 Lamar Dr; also known as Lot 3, Ayres Acres; 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, Ryan Ayers, is requesting a Conditional Use Permit (CUP) for the purpose of building an accessory use building on his property prior to building the residential dwelling. The property is zoned R1 (1st Single Family Dwelling District) which does not allow accessory use structures without an established residential dwelling.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, May 25, 2024 edition and mailed out to twenty seven (27) property owners within a 200-foot radius of the property. Two (2) letters For and One (1) Against the request have been received at this time.

Please see the accompanying zoning change request application and Section 118-23 and 118-24.2.3 of the Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: The Planning & Zoning Commission, by unanimous vote, recommends approval of the first reading of an Ordinance amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Zoning Ordinance Number 1027 by granting a Conditional Use Permit (CUP) for property located at 125 Lamar Dr; also known as Lot 3, Ayres Acres for the purpose of building an accessory use structure prior to the construction of the residential dwelling for property located at 125 Lamar Dr; also known as Lot 3, Ayres Acres, with the stipulation that the residential dwelling have an active building permit for construction by year end of 2025.



PUBLIC HEARING
Planning & Zoning Commission
and City Council

NOTICE is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, June 17, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, June 25, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request for a Conditional Use Permit (CUP) to allow construction of a shop to store tools and equipment for personal use on the property located at 125 Lamar Dr; also known as Lot 3, Block 230 Burton & Danforth Subdivision currently zoned R1 (1st 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 June 17, 2024, and the City Council Agenda of June 25, 2024, and posted on the City's website 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 24th day of May 2024 on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, and on the website www.cityofrockport.com.

PUBLISHED in *The Rockport Pilot* in the Saturday, May 25, 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. 1939

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT FOR THE PURPOSE OF BUILDING AN ACCESSORY USE STRUCTURE PRIOR TO THE RESIDENTIAL DWELLING ON THE PROPERTY LOCATED AT 125 LAMAR DR; ALSO KNOWN AS LOT 3, AYRES ACRES, BEING 19.2809 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.

WHEREAS, an application for a Conditional Use Permit was received in the office of the Building Department, Rockport, Texas; and

WHEREAS, On May 24, 2024, notice was posted on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass and on the City's webpage www.cityofrockport.com; and

WHEREAS, on June 6, 2024 notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on May 25, 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 June 17, 2024, at 5:30 p.m., the Planning & Zoning Commission did hold a Public Hearing; and

WHEREAS, on June 17, 2024, the Planning & Zoning Commission did meet and said Commission by unanimous vote of approval, recommends Council to accept and approve this request for a Conditional Use Permit (CUP) for property located at 125 Lamar Dr, and

WHEREAS, on June 25, 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 – CONDITIONAL USE PERMIT

That, pursuant to Section 118-23 "Conditional Use Permit" (CUP), of the Rockport Code of Ordinances, a Conditional Use Permit is hereby granted to property located at 125 Lamar Dr for the purpose of building an accessory use structure prior to the residential dwelling, subject to

compliance with the following conditions and all applicable regulations and conditions contained in the City of Rockport Code of Ordinances:

1. Must meet requirements of the City of Rockport Code of Ordinances, including, but not limited to Chapter 118, Sec 118-23 and Sec 118-24;
2. Must have an active building permit for the construction of the residential dwelling on the property prior to the end of year 2025;
3. Any use other than that granted herein or permitted by right in the “B-1” zoning district shall be treated as an amendment to the Conditional Use Permit and shall be required to re-submit a Conditional Use Permit request as outlined in the Zoning Ordinance.

SECTION 2

That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 3

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance and the remainder of this Ordinance shall be enforced as written.

SECTION 4

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

SECTION 5

Any individual, firm, corporation, utility, or business entity that violates the provisions of this Ordinance shall, upon conviction, be fined as provided in Section 1-7 of the City Code.

SECTION 6

The repeal or amendment of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of

such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City under any section or provisions of any ordinances in effect at the time of passage of this Ordinance.

SECTION 7

The provisions of this Ordinance shall be cumulative of all ordinances not repealed by this Ordinance and ordinances governing or regulating the same subject matter as that covered herein.

SECTION 8

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

APPROVED on first reading the ____ day of _____, 2024.

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

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**

125 Lamar Dr.

APPLICANT/PROPERTY OWNER

Ryan Ayres, Owner

PUBLIC HEARING DATE

P&Z – Monday, June 17, 2024
CC – Tuesday, June 25, 2024

P&Z DATE

P&Z – Monday, June 17, 2024

CITY COUNCIL DATE(S)

1st Reading - Tuesday, June 25, 2024
2nd Reading – Tuesday, July 9, 2024,

BRIEF SUMMARY OF REQUEST

Property owner, Ryan Ayres, is requesting a Conditional Use Permit (CUP) for the purpose of building an accessory use building on his property prior to building the residential dwelling. The property is zoned R1 (1st Single Family Dwelling District) which does not allow accessory use structures without an established residential dwelling.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, May 25, 2024 edition and mailed out to twenty seven (27) property owners within a 200-foot radius of the property. Two (2) letters For and One (1) Letter 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
R-1 – 1st Single Family Dwelling District	Vacant property with one existing accessory use structure	N – CUP – RV Park S – R-1 (1 st Single Family Dwelling District) E – R-1 (1 st Single Family Dwelling District) W - R-1 (1 st Single Family Dwelling District)	Existing Accessory Use Building	19.2809 acres Lot Size: 756.05 X 1551.56

STAFF RECOMMENDATION**APPROVE****APPROVE WITH CONDITIONS****DENY****COMPATIBILITY with the ZONING ORDINANCE**

The Current Future Land Use Map suggests Residential Use

PROPERTY HISTORY

There was an existing Accessory Use Building on the property when Mr. Ayers purchased and cleaned up the old Manufactured Home Park and subsequently re-platted the property

Planning & Zoning Commission, by unanimous vote, recommends approval of the CUP with the stipulation that the residential dwelling will be permitted for construction by the end of 2025.

ATTACHMENTS (CIRCLE)**SUBMITTED PLANS****PUBLIC HEARING PETITION/ APPLICATION FORM****LEGAL NOTICE****LEGAL DESCRIPTION****PUBLIC COMMENTS****AGENCY COMMENTS****RESPONSE TO STANDARDS****OTHER (DESCRIBE)**



PUBLIC HEARING
Planning & Zoning Commission
and City Council

Received
6/18/24
(day after
P&Z Meeting)

NOTICE is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, June 17, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, June 25, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request for a Conditional Use Permit (CUP) to allow construction of a shop to store tools and equipment for personal use on the property located at 125 Lamar Dr; also known as Lot 3, Block 1, 230 Burton & Danforth Subdivision currently zoned R1 (1st Single Family Dwelling District).

Members of the public can view the meeting agenda at the address that will be provided on the Planning & Zoning Commission Agenda of June 17, 2024, and the City Council Agenda of June 25, 2024, and posted on the City's website 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
Carey Dietrich, Community Planner

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: Georgette Harrison
Address: 212 Portia Ave P.O. Box 48 City/State: Rockport TX

☒ IN FAVOR () IN OPPOSITION

Phone: 361 729 3233

REASON:

Georgette Harrison
Signature

See map on reverse side.

Scanned
6/14/24



PUBLIC HEARING
Planning & Zoning Commission
and City Council

NOTICE is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, June 17, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, June 25, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request for a Conditional Use Permit (CUP) to allow construction of a shop to store tools and equipment for personal use on the property located at 125 Lamar Dr; also known as Lot 3, Block 230 Burton & Danforth Subdivision currently zoned R1 (1st 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 June 17, 2024, and the City Council Agenda of June 25, 2024, and posted on the City's website 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.

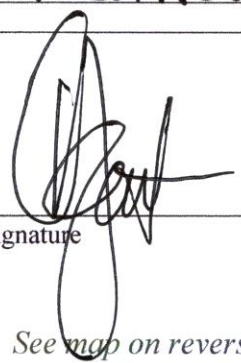
CITY OF ROCKPORT, TEXAS
Carey Dietrich, Community Planner

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: CANDACE SARGENT / KIM JOHNSON
Address: 214 PORTIA AVE City/State: Rockport Tx
☒ IN FAVOR () IN OPPOSITION Phone: 972 742 1817

REASON:
BECAUSE AE'S A GREAT NEIGHBOR.


Signature K. Johnson
See map on reverse side.



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 [X]
Planned Unit Development (P.U.D.) by Conditional Permit []
- B. ADDRESS AND LOCATION OF PROPERTY _____
125 Lamar Dr, Rockport, Texas 78382
- C. CURRENT ZONING OF PROPERTY: R1
- D. PRESENT USE OF PROPERTY: One Storage Building/Vacant Land
- E. ZONING DISTRICT REQUESTED: _____
- F. CONDITIONAL USE REQUESTED: To build an accessory use building before the dwelling is built in order to store tools and equipment
- G. LEGAL DESCRIPTION: (Fill in the one that applies)
- Lot or Tract Lot 3 Block 230
 - Tract _____ of the Burton & Danforth Subdivision
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): 18.853 acres
- J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:
(Please be specific)
I am requesting a cup permit to construct a shop to store tools and equipment in. This is for personal equipment and not for commercial use.

K. OWNER'S NAME: (Please print) Ryan Ayres
ADDRESS: 11281 126TH STREET
CITY, STATE, ZIP CODE: OSKALOOSA, KS 66066-5216
PHONE NO 816/260-3156

L. REPRESENTATIVE: (If Other Than Owner) _____
ADDRESS: _____
CITY, STATE, ZIP CODE: _____
PHONE NO _____

NOTE: Do you have property owner's permission for this request?
YES X 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: Ryan Ayres
(Owner or Representative)

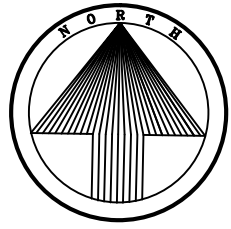
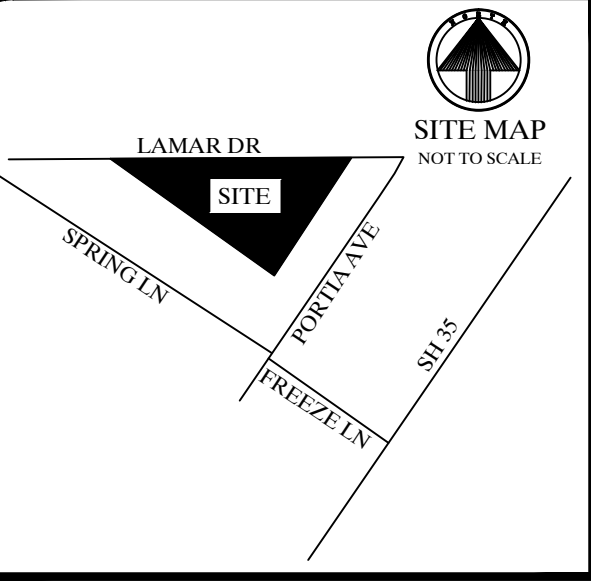
(FOR CITY USE)

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

Submitted Information (_____ accepted) (_____ rejected) by: _____

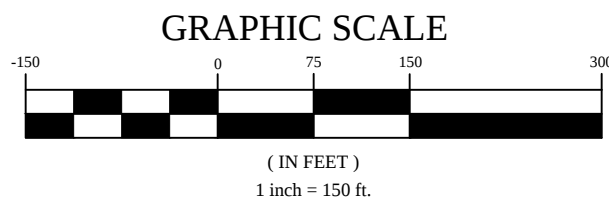
If rejected, reasons why: _____

Receipt No. _____

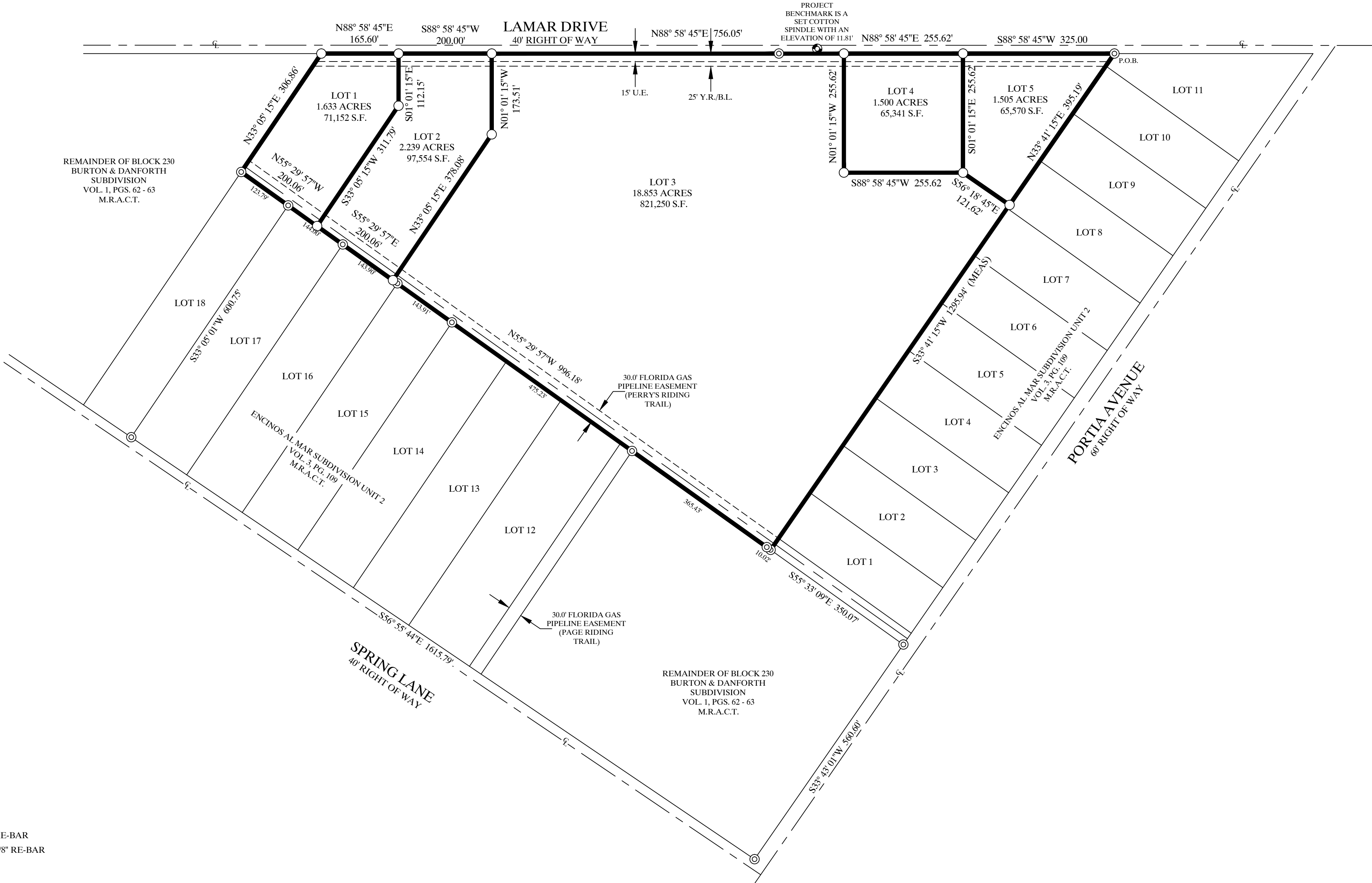


PLAT OF AYRES ACRES

A PLAT OF 25.733 ACRE TRACT OUT OF LOTS 1, 2 AND 3, BLOCK 230, BURTON AND DANFORTH SUBDIVISION, AS SHOWN ON THE PLAT RECORDED IN VOLUME 1, PAGES 62 - 63, MAP RECORDS ARANSAS COUNTY, TEXAS. SAID 25.733 ACRE TRACT INCLUDES ALL OF THE MOBIL ESTATES SUBDIVISION UNIT 1, AS SHOWN ON THE PLAT RECORDED IN VOLUME 4, PAGE 96, MAP RECORDS ARANSAS COUNTY, TEXAS. SAID 25.733 ACRE TRACT ALSO BEING THE SAME TRACT DESCRIBED IN A DEED RECORDED IN DOCUMENT NO. 346934, DEED RECORDS ARANSAS COUNTY, TEXAS.



Brister Surveying
4455 South Padre Island Drive Suite 51
Corpus Christi, Texas 78411
Office 361-850-1800
Fax 361-850-1802
bristersurveying@corpus.twebc.com
Firm Registration No. 10072800



○ = SET 5/8" RE-BAR
⊙ = FOUND 5/8" RE-BAR



PUBLIC HEARING
Planning & Zoning Commission
and City Council

NOTICE is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday, June 17, 2024, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, June 25, 2024, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, to consider a request for a Conditional Use Permit (CUP) to allow construction of a shop to store tools and equipment for personal use on the property located at 125 Lamar Dr; also known as Lot 3, Block 230 Burton & Danforth Subdivision currently zoned R1 (1st 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 June 17, 2024, and the City Council Agenda of June 25, 2024, and posted on the City's website 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
Carey Dietrich, Community Planner

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: Leon Shields and Debbie Shields
Address: 150 Spring Lane City/State: Rockport Texas
() IN FAVOR ☒ IN OPPOSITION Phone: 361-816-8902

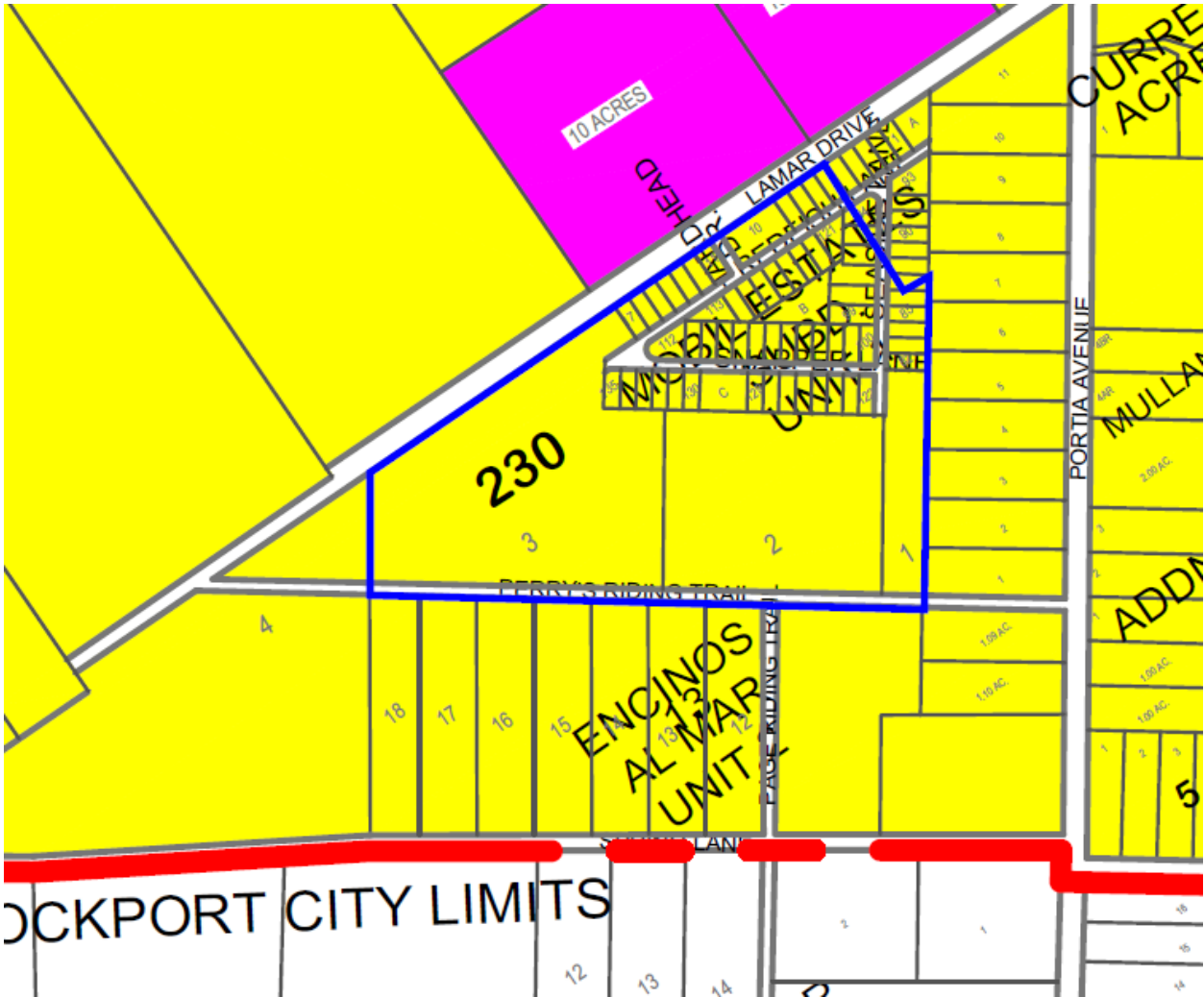
REASON:

Leon Shields - Debbie Shields
Signature

See map on reverse side.

<u>Property ID</u>	<u>Property Owner</u>	<u>Situs Address</u>	<u>Mailing Address</u>	<u>City</u>	<u>State</u>	<u>ZIP</u>
8823797	Ryan David Ayers	125 Lamar Dr.	11281 126th St.	Oskaloosa	KS	66066
8823798	Ryan David Ayers	115 Lamar Dr.	11281 126th St.	Oskaloosa	KS	66066
8823799	Ryan David Ayers	107 Lamar Dr.	11281 126th St.	Oskaloosa	KS	66066
8823796	Ryan David Ayers	141 Lamar Dr.	11281 126th St.	Oskaloosa	KS	66066
47487	Ryan David Ayers	145 Lamar Dr.	11281 126th St.	Oskaloosa	KS	66066
8821290	George Webb, Fisher's of Men	120 Lamar Dr.	P.O. Box 2593	Rockport	TX	78381
62309	George Webb, Fisher's of Men	110 Lamar Dr.	P.O. Box 2593	Rockport	TX	78381
69120	George D. Webb	130 Lamar Dr.	P.O. Box 2593	Rockport	TX	78381
51505	Chance & Lannie Keener	224 Portia Ave.	P.O. Box 1162	Rockport	TX	78381
18744	Adam & Ky Nesloney	222 Portia Ave.	P.O. Box 2699	Rockport	TX	78381
18743	Carlos & Kim Resendez	220 Portia Ave.	218 Portia Ave.	Rockport	TX	78382
18742	Juan & Kim Resendez	218 Portia Ave.	218 Portia Ave.	Rockport	TX	78382
18741	Kathryn & Joseph Wilson	216 Portia Ave.	216 Portia Ave.	Rockport	TX	78382
8809969	C. Sargent & K. Johnson	214 Portia Ave.	P.O. Box 2656	Rockport	TX	78381
18739	Dennis & Georgette Harrison	212 Portia Ave.	P.O. Box 48	Rockport	TX	78381
70304	Kevin Kalmar	210 Portia Ave.	210 Portia Ave.	Rockport	TX	78382
14782	Mr. & Mrs. Richard Sparks	206 Portia Ave.	P.O. Box 844	Rockport	TX	78381
8812994	Clyde Rollins	204 Portia Ave.	P.O. Box 43	Rockport	TX	78381
14781	Mr. & Mrs. D.L. Norrell	116 Spring Ln.	300 Mockingbird Plz. #409	Houston	TX	77077
18748	Claude & Amy Wilson	130 Spring Ln.	130 Spring Ln.	Rockport	TX	78382
18749	Jeffrey Massengill	134 Spring Ln.	134 Spring Ln.	Rockport	TX	78382
18750	Joey Dominique	138 Spring Ln.	138 Spring Ln.	Rockport	TX	78382
64969	Aaron & Kimberly Starling	142 Spring Ln.	142 Spring Ln.	Rockport	TX	78382
64970	Jason & Stacey Darnold	146 Spring Ln.	146 Spring Ln.	Rockport	TX	78382
18753	Leon & Debbie Shields	150 Spring Ln.	P.O. Box 2623	Rockport	TX	78381
8818761	Keith & Jennifer Ibrom	156 Lamar Dr.	148 Copper Ridge Dr.	La Vernia	TX	78121
62711	Keith & Jennifer Ibrom	146 Lamar Dr.	148 Copper Ridge Dr.	La Vernia	TX	78121
	Ruth Davis	Planning and Zoning Commi	Po 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 (ZONED R-1)



SUGGESTED USE – R1 (1st SINGLE FAMILY DWELLING DISTRICT)



CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 7

Deliberate and act on a Resolution of the City of Rockport, Texas, authorizing the Rockport Police Department to apply for and operate an Office of Community Oriented Policing Services grant (COPS) administered by the U. S. Department of Justice, COPS Hiring Program, (CHP), for Fiscal Year 2024; and authorizing the Mayor to act as the Executive Officer and authorized representative in all matters pertaining to the participation in this grant program.

SUBMITTED BY: Chief Nathan Anderson

APPROVED FOR AGENDA: VRS

BACKGROUND: The objective of the Office of Community Oriented Policing Services grant (COPS) is to advance public safety through community policing by providing funding to law enforcement agencies to hire and/or rehire additional career law enforcement officers in an effort to increase the community policing capacity and crime prevention efforts. As detailed in the accompanying application, this is a cost sharing or matching funds program that will increase the number of full-time law enforcement officers to allow our agency to engage in additional community policing activities.

FISCAL ANALYSIS: The grant application is a cost sharing or matching funds program that will cover up to a maximum federal share per officer position of \$125, 000 (over the three-year period) and require a 25% local cost share or matching funds.

STAFF RECOMMENDATION: Staff recommends City Council approve the Resolution authorizing the Rockport Police Department to apply for and operate a FY 2024 Office of Community Oriented Policing Services grant (COPS) administered by the U. S. Department of Justice, COPS Hiring Program, (CHP).

RESOLUTION NO. 2024-12R

A RESOLUTION OF THE CITY OF ROCKPORT, TEXAS, AUTHORIZING THE ROCKPORT POLICE DEPARTMENT TO APPLY FOR AND OPERATE AN OFFICE OF COMMUNITY POLICING SERVICES GRANT (COPS), ADMINISTERED BY THE U. S. DEPARTMENT OF JUSTICE, COPS HRING PROGRAM (CHP), FOR FISCAL YEAR 2024; AND AUTHORIZING THE MAYOR TO ACT AS THE EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE PARTICIPATION IN THIS GRANT PROGRAM.

WHEREAS, the objective of the Office of Community Oriented Policing Services grant (COPS) is to advance public safety through community policing by providing funding to law enforcement agencies to hire and/or rehire additional career law enforcement officers in an effort to increase the community policing capacity and crime prevention efforts: and

WHEREAS, the City of Rockport finds it is the best interest of our citizens that the City of Rockport participate in the Office of Community Oriented Policing Services grant (COPS) joining together with federal partners, to support and protect our community by increasing the levels of full-time law enforcement officers; and

WHEREAS, the City of Rockport agrees that in the event of loss or misuse of the U. S. Department of Justice funds, the City of Rockport assures that the funds will be returned to the U. S. Department of Justice in full.

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

Section 1. That an Office of Community Oriented Policing Services grant (COPS) application is hereby authorized to be filed for funding consideration;

Section 2. That the Mayor is designated as the Chief Executive Officer and Authorized Representative in connection with this application and participation in the Office of Community Oriented Policing Services grant (COPS) The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the agency.

PASSED and APPROVED this the ____ day of _____.

CITY OF ROCKPORT, TEXAS

Mayor Lowell T. Jayroe

ATTEST:

Shelley Goodwin, City Secretary

Standard Applicant Information

Project Information

Project Title	Proposed Project Start Date	Proposed Project End Date
Rockport PD COPS hiring FY 24	10/1/24	9/30/26
Federal Estimated Funding (Federal Share)	Applicant Estimated Funding (Non-Federal Share)	Program Income Estimated Funding
625000		0.00
Total Estimated Funding	506570.00	
1131570.00		

Areas Affected by Project (Cities, Counties, States, etc.)

Rockport, Texas

Type Of Applicant

Type of Applicant 1: Select Applicant Type:

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

Other (specify):

Application Submitter Contact Information

**Application POC Prefix
Name**

Mrs.

**Application POC First
Name**

Meredith

**Application POC Middle
Name**

N

**Application POC Last
Name**

Yarnall

**Application POC Suffix
Name**

**Organizational
Affiliation**

Title

Administrative Coordinator

Email ID

nyarnall@cityofrockport.com

Phone Number

361-790-1101

Fax Number

361-729-3461

ORINumber

Executive Order and Delinquent Debt Information

Is Application Subject to Review by State Under Executive Order 12372? *

c. Program is not covered by E.O. 12372.

Is the Applicant Delinquent on Federal Debt?

No

SF424 Attachments (3)



Name

[Form SF424_4_0-V4.0.pdf](#)

Date Added

5/3/24



Name

[Form SFLLL_2_0-V2.0.pdf](#)

Date Added

5/3/24



Name

[GrantApplication.xml](#)

Date Added

5/3/24

Authorized Representative

Law Enforcement Executive Information

Title

Chief of Police

Prefix Name

First Name Middle Name

Nathan _____

Last Name

Anderson

Suffix Name

Government Executive Information

Title

Finance Director

Prefix Name

Mr.

First Name Middle Name

KIMBERLY _____

Last Name

HENRY

Suffix Name

Verify Legal Name, Doing Business As, and Legal Address

Legal Name

CITY OF ROCKPORT

Doing Business As

UEI

D33QE53A2V54

Legal Address

Certification

The legal name + Doing Business As (DBA) and legal address define a unique entity in the system as represented in its entity profile. The profile legal name and address is applicable to ALL applications and awards associated to this fiscal agent.

1. If this information is correct confirm/acknowledge to continue with completion of this application.

I confirm this is the correct entity.

Signer Name

Meredith Yarnall

Certification Date / Time

05/23/2024 09:57 AM

2. If the information displayed does not accurately represent the legal entity applying for federal assistance:

- a. Contact your Entity Administrator.
- b. Contact the System for Award Management (SAM.gov) to update the entity legal name/address.

3. If the above information is not the entity for which this application is being submitted, Withdraw/Delete this application. Please initiate a new application in Grants.gov with using the correct UEI/SAM profile.

Proposal Abstract

Data Requested with Application

➤ **CHP Solicitation FY2024**

Proposal Narrative

Budget and Associated Documentation

Budget Summary

Budget Category	Total Cost
Sworn Officer Positions:	\$1,131,570.00
Civilian or Non-Sworn Personnel:	\$0.00
Travel:	\$0.00
Equipment:	\$0.00
Supplies:	\$0.00
SubAwards:	\$0.00
Procurement Contracts:	\$0.00
Other Costs:	\$0.00
Total Direct Costs:	\$1,131,570.00
Indirect Costs:	\$0.00
Total Project Costs:	\$1,131,570.00
Federal Funds:	\$625,000.00
Match Amount:	\$506,570.00
Program Income:	\$0.00

Local Match Details

Local Match Progression Table

As part of the local match requirement for the COPS Hiring Program, grantees must assume a progressively larger share of the cost of the grant with local funds over the three-year grant period. This means that your local match must increase each year, while the federal share must decrease.

Please project in the chart below how your agency plans to assume a progressively larger share of the grant cost during each year of the program. The chart is only a projection of your plans. While your agency may deviate from these specific projects during the grant period, it must still ensure that the federal share decreases and the local share increases.

	Year 1	Year 2	Year 3	Total	Total from Budget
Local Match	\$151,606	\$165,000	\$189,964	\$506,570	\$506,570
Federal Share	\$225,584	\$212,190	\$187,226	\$625,000	\$625,000
Total	\$377,190.00	\$377,190.00	\$377,190.00	\$1,131,570	\$1,131,570

Waiver of Local Match

The COPS Office may waive some or all of a grantee's local match requirement based on severe fiscal distress. During the application review process, your agency's waiver request will be evaluated based on the availability of funding, a demonstration of severe fiscal distress as reflected through the fiscal health data provided in the application, and a comparison of your fiscal health data with that of the overall applicant pool.

Enter the maximum Local Match you would be able to contribute, if any. \$250,000.00

Should we continue to consider the application if the waiver request is not granted? Yes

Budget / Financial Attachments

Additional Attachments

No documents have been uploaded for Additional Attachments

Budget and Associated Documentation

DOES THIS BUDGET CONTAIN CONFERENCE COSTS WHICH IS DEFINED BROADLY TO INCLUDE MEETINGS, RETREATS, SEMINARS, SYMPOSIA, AND TRAINING ACTIVITIES? _____

Base Salary and Fringe Benefits for Sworn Officer

Sworn Officer

Position	
Position Title	Position Description
Sworn Officer	Law enforcement officer

Number of Positions

5

Salary per Officer	Year 1	Year 2	Year 3
Salary	\$70,076.30	\$70,077.30	\$70,077.30
Fringe Benefits per Officer			
	Year 1	Year 2	Year 3
Social Security			
6.2%	\$4,344.73	\$4,344.79	\$4,344.79
6.20%			
Medicare			
1.45%	\$1,016.11	\$1,016.12	\$1,016.12
1.45%			
Health Insurance			
Exempt	\$0.00	\$0.00	\$0.00

Life Insurance

Exempt	\$0.00	\$0.00	\$0.00
--------	--------	--------	--------

Vacation

Included in Salary? _____	Hour s _____	\$0.00	\$0.00	\$0.00
---	----------------------------	--------	--------	--------

Sick Leave

Included in Salary? _____	Hour s _____	\$0.00	\$0.00	\$0.00
---	----------------------------	--------	--------	--------

Retirement

Exempt	\$0.00	\$0.00	\$0.00
--------	--------	--------	--------

Workers Compensation

Exempt	\$0.00	\$0.00	\$0.00
--------	--------	--------	--------

Unemployment Insurance

Exempt	\$0.00	\$0.00	\$0.00
--------	--------	--------	--------

Other Benefit

_____	_____	_____

Other Benefit

Other Benefit

Summary Totals

	Year 1	Year 2	Year 3
Benefits per Officer	\$5,360	\$5,360	\$5,360
Salary per Officer	\$70,07	\$70,07	\$70,07
Total per Officer	6.30	7.30	7.30
	\$75,43	\$75,43	\$75,43

Total per Officer All
Years

\$226,314

Total Salary and
Benefits

\$1,131,570

Personnel

Instructions

List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant

activities must be consistent with that paid for similar work within the applicant organization. In the narrative

section, please provide a specific description of the responsibilities and duties for each position, and explain how the responsibilities and duties support the project goals and objectives outlined in your application.

Fringe Benefits

Instructions

Fringe benefits should be based on the actual known costs or an approved negotiated rate by a Federal Agency. If not based on an approved negotiated rate, list the composition of the fringe benefit package. Fringe benefits are for the personnel listed in Personnel budget category listed and only for the percentage of time devoted to the project. In the narrative section, please provide a specific description for each item

Travel

Instructions

Itemize travel expenses of staff personnel (e.g. staff to training, field interviews, advisory group meeting, etc.). Describe the purpose of each travel expenditure in reference to the project objectives. Show the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known; or if unknown, indicate "location to be determined." Indicate whether applicant's formal written travel policy or the Federal Travel Regulations are followed. Note: Travel expenses for consultants should be included in the "Consultant Travel" data fields under the "Subawards (Subgrants)/Procurement Contracts" category. For each Purpose Area applied for, the budget should include the estimated cost for travel and accommodations for two staff to attend two three-day long meetings, with one in Washington D.C. and one in their region, with the exception of Purpose Area 1, which should budget for one meeting in Washington D.C, and Purpose Areas 6 and 7, which should budget for 3 meetings within a 3 year period, with 2 in Washington D.C, and 1 within their region. All requested information must be included in the budget detail worksheet and budget narrative.

Equipment

Instructions

List non-expendable items that are to be purchased (Note: Organization's own capitalization policy for classification of equipment should be used). Expendable items should be included in the "Supplies" category. Applications should analyze the cost benefits of purchasing versus leasing equipment, especially high cost

Applications should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technological advances. Rented or leased equipment costs should be listed in the “Contracts” data fields under the “Sub awards” (Sub grants)/Procurement Contracts” category. In the budget narrative, explain how the equipment is necessary for the success In the budget narrative, explain how the equipment is necessary for the success of the project, and describe the procurement method to be used. All requested information must be included in the budget detail worksheet and budget narrative.

Supply Items

Instructions

List items by type (office supplies, postage, training materials, copy paper, and expendable equipment items costing less than \$5,000, such as books, hand held tape recorders) and show the basis for computation. Generally, supplies include any materials that are expendable or consumed during the course of the project. All requested information must be included in the budget detail worksheet and budget narrative.

Construction

Instructions

As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Consult with the DOJ grant-making component before budgeting funds in this category. In the narrative section, please provide a specific description for each item, and explain how the item supports the project goals and objectives outlined in your application.

Subawards

Instructions

Subawards (see "Subaward" definition at 2 CFR 200.92) : Provide a description of the Federal Award activities proposed to be carried out by any subrecipient and an estimate of the cost (include the cost per subrecipient, to the extent known prior to the application submission). For each subrecipient, enter the subrecipient entity name, if known. Please indicate any subaward information included under budget category Subawards (Subgrants) Contracts by including the label "(subaward)" with each subaward category.

Procurement contracts (see "Contract" definition at 2 CFR 200.22): Provide a description of the product or service to be procured by contract and an estimate of the cost. Indicate whether the applicant's formal, written Procurement Policy or the Federal Acquisition Regulation is followed. Applicants are encouraged to promote free and open competition in awarding procurement contracts. A separate justification must be provided for sole source procurements in excess of the Simplified Acquisition Threshold set in accordance with 41 U.S.C. 1908 (currently set at \$250,000) for prior approval. Please provide a specific description for each item, and explain how the item supports the project goals and objectives outlined in your application. Consultant Fees: For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. Unless otherwise approved by the COPS Office, approved consultant rates will be based on the salary a consultant receives from his or her primary employer. Consultant fees in excess of \$650 per day require additional written justification, and must be pre-approved in writing by the COPS Office if the consultant is hired via a noncompetitive bidding process. Please provide a specific description for each item, and explain how the item supports the project goals and objectives outlined in your application. Please visit <https://cops.usdoj.gov/grants> for a list of allowable and unallowable costs for this program.

Instructions

Procurement contracts (see "Contract" definition at 2 CFR 200.1): Provide a description of the product or service to be procured by contract and an estimate of the cost. Indicate whether the applicant's formal, written Procurement Policy or the Federal Acquisition Regulation is followed. Applicants are encouraged to promote free and open competition in awarding procurement contracts. A separate justification must be provided for noncompetitive procurements in excess of the Simplified Acquisition Threshold set in accordance with 41 U.S.C. 1908 (currently set at \$250,000).

Consultant Fees: For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. Written prior approval and additional justification is

tee (8-hour day), and estimated time on the project. Written prior approval and additional justification is required for consultant fees in excess of the DOJ grant-making component's threshold for an 8-hour day.

In the narrative section, please provide a specific description for each item, and explain how the item supports the project goals and objectives outlined in your application.

Other Direct Costs

Instructions

List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, or provide a monthly rental cost and how many months to rent. All requested information must be included in the budget detail worksheet and budget narrative.

Indirect Costs

Instructions

Indirect costs are allowed only if: a) the applicant has a current, federally approved indirect cost rate; or b) the applicant is eligible to use and elects to use the “de minimis” indirect cost rate described in 2 C.F.R. 200.414(f). (See paragraph D.1.b. in Appendix VII to Part 200—States and Local Government and Indian Tribe Indirect Cost Proposals for a description of entities that may not elect to use the “de minimis” rate.) An applicant with a current, federally approved indirect cost rate must attach a copy of the rate approval, (a fully-executed, negotiated agreement). If the applicant does not have an approved rate, one can be requested by contacting the applicant’s cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant’s accounting system permits, costs may be allocated in the direct costs categories. (Applicant Indian tribal governments, in particular, should review Appendix VII to Part 200—States and Local Government and Indian Tribe Indirect Cost Proposals regarding submission and documentation of indirect cost proposals.) All requested information must be included in the budget detail worksheet and budget narrative. In order to use the “de minimis” indirect rate an applicant would need to attach written documentation to the application that advises DOJ of both the applicant’s eligibility (to use the “de minimis” rate) and its election. If the applicant elects the de minimis method, costs must be consistently charged as either indirect or direct costs, but may not be double charged or inconsistently charged as both. In addition, if this method is chosen then it must be used consistently for all federal awards until such time as the applicant entity chooses to negotiate a federally approved indirect cost rate.

Memoranda of Understanding (MOUs) and Other Supportive Documents

Memoranda of Understanding (MOUs) and Other Supportive Documents

Upload

The recommended files to upload are PDF, Microsoft Word and Excel.

No documents have been uploaded for Memoranda of Understanding (MOUs) and Other Supportive Documents

Additional Application Components

Letters of Support

No documents have been uploaded for Letters of Support

Additional Attachments

No documents have been uploaded for Additional Attachments

Disclosures and Assurances

Disclosure of Lobbying Activities



Name

Form
SFLLL 2 0-

Category

LobbyingActiviti
esDisclosure

Created by

—

DOJ Certified Standard Assurances

*

OMB APPROVAL NUMBER 1121-0140

EXPIRES 05/31/2019

U.S. DEPARTMENT OF JUSTICE

CERTIFIED STANDARD ASSURANCES

On behalf of the Applicant, and in support of this application for a grant or cooperative agreement, I certify under penalty of perjury to the U.S. Department of Justice ("Department"), that all of the following are true and correct:

- (1) I have the authority to make the following representations on behalf of myself and the Applicant. I understand that these representations will be relied upon as material in any Department decision to make an award to the Applicant based on its application.
- (2) I certify that the Applicant has the legal authority to apply for the federal assistance sought by the application, and that it has the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project costs) to plan, manage, and complete the project described in the application properly.
- (3) I assure that, throughout the period of performance for the award (if any) made by the Department based on the application--
 - a. the Applicant will comply with all award requirements and all federal statutes and regulations applicable to the award;
 - b. the Applicant will require all subrecipients to comply with all applicable award requirements and all applicable federal statutes and regulations; and
 - c. the Applicant will maintain safeguards to address and prevent any organizational conflict of interest, and also to prohibit employees from using their positions in any manner that poses, or appears to pose, a personal or financial conflict of interest.

- (4) The Applicant understands that the federal statutes and regulations applicable to the

award (if any) made by the Department based on the application specifically include

statutes and regulations pertaining to civil rights and nondiscrimination, and, in addition-

- a. the Applicant understands that the applicable statutes pertaining to civil rights will include section 601 of the Civil Rights Act of 1964 (42 U.S.C. § 2000d); section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794); section 901 of the Education Amendments of 1972 (20 U.S.C. § 1681); and section 303 of the Age Discrimination Act of 1975 (42 U.S.C. § 6102);
- b. the Applicant understands that the applicable statutes pertaining to nondiscrimination may include section 809(c) of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. § 10228(c)); section 1407(e) of the Victims of Crime Act of 1984 (34 U.S.C. § 20110(e)); section 299A(b) of the Juvenile Justice and Delinquency Prevention Act of 2002 (34 U.S.C. § 11182(b)); and that the grant condition set out at section 40002(b)(13) of the Violence Against Women Act (34 U.S.C. § 12291(b)(13)), which will apply to all awards made by the Office on Violence Against Women, also may apply to an award made otherwise;
- c. the Applicant understands that it must require any subrecipient to comply with all such applicable statutes (and associated regulations); and
- d. on behalf of the Applicant, I make the specific assurances set out in 28 C.F.R. §§ 42.105 and 42.204.

(5) The Applicant also understands that (in addition to any applicable program-specific regulations and to applicable federal regulations that pertain to civil rights and nondiscrimination) the federal regulations applicable to the award (if any) made by the Department based on the application may include, but are not limited to, 2 C.F.R. Part 2800 (the DOJ "Part 200 Uniform Requirements") and 28 C.F.R. Parts 22 (confidentiality - research and statistical information), 23 (criminal intelligence systems), 38 (regarding faith-based or religious organizations participating in federal financial assistance programs), and 46 (human subjects protection).

(6) I assure that the Applicant will assist the Department as necessary (and will require subrecipients and contractors to assist as necessary) with the Department's compliance with section 106 of the National Historic Preservation Act of 1966 (54 U.S.C. § 306108), the Archeological and Historical Preservation Act of 1974 (54 U.S.C. §§ 312501-312508), and the National Environmental Policy Act of 1969 (42 U.S.C. §§ 4321-4335), and 28 C.F.R. Parts 61 (NEPA) and 63 (floodplains and wetlands).

(7) I assure that the Applicant will give the Department and the Government Accountability Office, through any authorized representative, access to, and opportunity to examine, all paper or electronic records related to the award (if any) made by the Department based on the application.

(8) If this application is for an award from the National Institute of Justice or the Bureau of Justice Statistics pursuant to which award funds may be made available (whether by the award directly or by any subaward at any tier) to an institution of higher education (as defined at 34 U.S.C. § 10251(a)(17)), I assure that, if any award funds actually are made available to such an institution, the Applicant will require that, throughout the

period of performance--

- a. each such institution comply with any requirements that are imposed on it by the First Amendment to the Constitution of the United States; and
- b. subject to par. a, each such institution comply with its own representations, if any, concerning academic freedom, freedom of inquiry and debate, research independence, and research integrity, at the institution, that are included in promotional materials, in official statements, in formal policies, in applications for grants (including this award application), for accreditation, or for licensing, or in submissions relating to such grants, accreditation, or licensing, or that otherwise are made or disseminated to students, to faculty, or to the general public.

(9) I assure that, if the Applicant is a governmental entity, with respect to the award (if any) made by the Department based on the application--

- a. it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
- b. it will comply with requirements of 5 U.S.C. §§ 1501-1508 and 7324-7328, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

(10) If the Applicant applies for and receives an award from the Office of Community Oriented Policing Services (COPS Office), I assure that as required by 34 U.S.C. § 10382(c)(11), it will, to the extent practicable and consistent with applicable law-- including, but not limited to, the Indian Self- Determination and Education Assistance Act--seek, recruit, and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions, as provided under 34 U.S.C. § 10382(c)(11).

(11) If the Applicant applies for and receives a DOJ award under the STOP School Violence Act program, I assure as required by 34 U.S.C. § 10552(a)(3), that it will maintain and report such data, records, and information (programmatic and financial) as DOJ may reasonably require.

I acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the Applicant to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812). I also acknowledge that the Department's awards, including certifications provided in connection with such awards, are subject to review by the Department, including by its Office of the Inspector General.

Please Acknowledge ✱

Signed

SignerID

nyarnall@cityofrockport.com

Signing Date / Time

5/23/24 9:56 AM

DOJ Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements; Law Enforcement and Community Policing

U.S. DEPARTMENT OF JUSTICE

CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; DRUG-FREE WORKPLACE REQUIREMENTS; LAW ENFORCEMENT AND COMMUNITY POLICING

Applicants should refer to the regulations and other requirements cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations or other cited requirements before completing this form. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the U.S. Department of Justice ("Department") determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by 31 U.S.C. § 1352, as implemented by 28 C.F.R. Part 69, the Applicant certifies and assures (to the extent applicable) the following:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Applicant, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, or the extension, continuation, renewal, amendment, or modification of any Federal

grant or cooperative agreement;

(b) If the Applicant's request for Federal funds is in excess of \$100,000, and any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal grant or cooperative agreement, the Applicant shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities" in accordance with its (and any DOJ awarding agency's) instructions; and

(c) The Applicant shall require that the language of this certification be included in the award documents for all subgrants and procurement contracts (and their subcontracts) funded with Federal award funds and shall ensure that any certifications or lobbying disclosures required of recipients of such subgrants and procurement contracts (or their subcontractors) are made and filed in accordance with 31 U.S.C. § 1352.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

A. Pursuant to Department regulations on nonprocurement debarment and suspension implemented at 2 C.F.R. Part 2867, and to other related requirements, the Applicant certifies, with respect to prospective participants in a primary tier "covered transaction," as defined at 2 C.F.R. § 2867.20(a), that neither it nor any of its principals--

(a) is presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) has within a three-year period preceding this application been convicted of a felony criminal violation under any Federal law, or been convicted or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, tribal, or local) transaction or private agreement or transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously and directly affects its (or its principals') present responsibility;

(c) is presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, tribal, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and/or

(d) has within a three-year period preceding this application had one or more public transactions (Federal, State, tribal, or local) terminated for cause or default.

B. Where the Applicant is unable to certify to any of the statements in this certification, it shall attach an explanation to this application. Where the Applicant or any of its principals was convicted, within a three-year period preceding this application, of a felony criminal violation under any Federal law, the Applicant also must disclose such felony criminal conviction in writing to the Department (for OJP Applicants, to OJP at Ojpcompliancereporting@usdoj.gov; for OVW Applicants, to OVW at OVW.GFMD@usdoj.gov; or for COPS Applicants, to COPS at AskCOPSRC@usdoj.gov) unless such disclosure has already been made

3. FEDERAL TAXES

A. If the Applicant is a corporation, it certifies either that (1) the corporation has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, or (2) the corporation has provided written notice of such an unpaid tax liability (or liabilities) to the Department (for OJP Applicants, to OJP at Ojpcompliancereporting@usdoj.gov; for OVW Applicants, to OVW at OVW.GFMD@usdoj.gov; or for COPS Applicants, to COPS at AskCOPSRC@usdoj.gov).

B. Where the Applicant is unable to certify to any of the statements in this certification, it shall attach an explanation to this application.

4. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, as implemented at 28 C.F.R. Part 83, Subpart F, for grantees, as defined at 28 C.F.R. §§ 83.620 and 83.650:

A. The Applicant certifies and assures that it will, or will continue to, provide a drug-free workplace by--

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about--

(1) The dangers of drug abuse in the workplace;

(2) The Applicant's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the award be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the award, the employee will--

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of the employee's conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the Department, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction.

Employers of convicted employees must provide notice, including position title of any such convicted employee to the Department, as follows:

For COPS award recipients - COPS Office, 145 N Street, NE, Washington, DC, 20530;

For OJP and OVW award recipients - U.S. Department of Justice, Office of Justice Programs, ATTN: Control Desk, 810 7th Street, N.W., Washington, D.C. 20531.

Notice shall include the identification number(s) of each affected award;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency; and

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

5. LAW ENFORCEMENT AGENCY CERTIFICATION REQUIRED UNDER DEPARTMENT OF JUSTICE DISCRETIONARY GRANT PROGRAMS ("SAFE POLICING CERTIFICATION")

If this application is for a discretionary award pursuant to which award funds may be made available (whether by the award directly or by any subaward at any tier) to a State, local, college, or university law enforcement agency, the Applicant certifies that any such law enforcement agency to which funds will be made available has been certified by an approved independent credentialing body or has started the certification process. To become certified, a law enforcement agency must meet two mandatory conditions:

(a) the agency's use of force policies adhere to all applicable federal, State, and local laws; and

(b) the agency's use of force policies prohibit chokeholds except in situations where use of deadly force is allowed by law.

For detailed information on this certification requirement, see

<https://cops.usdoj.gov/SafePolicingEO> .

The Applicant acknowledges that compliance with this safe policing certification requirement does not ensure compliance with federal, state, or local law, and that such certification shall not constitute a defense in any federal lawsuit. Nothing in the safe policing certification process or safe policing requirement is intended to be (or may be) used by third parties to create liability by or against the United States or any of its officials, officers, agents or employees under any federal law. Neither the safe policing certification process nor the safe policing certification requirement is intended to (or does) confer any right on any third-person or entity seeking relief against the United States or any officer or employee thereof. No person or entity is intended to be (or is) a third-party beneficiary of the safe policing certification process, or, with respect to the safe policing certification requirement, such a beneficiary for purposes of any civil, criminal, or administrative action.

6. COORDINATION REQUIRED UNDER PUBLIC SAFETY AND COMMUNITY POLICING PROGRAMS

OF INFORMATION REQUIRED UNDER FEDERAL AND COMMUNITY POLICING ACTS

As required by the Public Safety Partnership and Community Policing Act of 1994, at 34 U.S.C. § 10382(c)(5), if this application is for a COPS award, the Applicant certifies that there has been appropriate coordination with all agencies that may be affected by its award. Affected agencies may include, among others, Offices of the United States Attorneys; State, local, or tribal prosecutors; or correctional agencies.

I acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the Applicant to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812). I also acknowledge that the Department's awards, including certifications provided in connection with such awards, are subject to review by the Department, including by its Office of the Inspector General.

Please Acknowledge *

Certified

SignerID

nyarnall@cityofrockport.com

Signing Date / Time

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Other Disclosures and Assurances

No documents have been uploaded for Other Disclosures and Assurances

Declaration and Certification to the U.S. Department of Justice as to this Application Submission

By [taking this action], I --

1. Declare the following to the U.S. Department of Justice (DOJ), under penalty of perjury:
(1) I have authority to make this declaration and certification on behalf of the applicant;
(2) I have conducted or there was conducted (including by the applicant's legal counsel as appropriate, and made available to me) a diligent review of all requirements pertinent to and all matters encompassed by this declaration and certification.
2. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief, that the following are true as of the date of this application submission: (1) I have reviewed this application and all supporting materials submitted in connection therewith (including anything submitted in support of this application by any person on behalf of the applicant before or at the time of the application submission and any materials that accompany this declaration and certification); (2) The information in this application and in all supporting materials is accurate, true, and complete information as of the date of this request; and (3) I have the authority to submit this application on behalf of the applicant.
3. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.

Please Acknowledge *

Signed

SignerID

myname@cityofsanfrancisco.com

nyarnaii@cityofrockport.com

Signing Date / Time

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Other

No documents have been uploaded for Other

Certified

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 8

Deliberate and act on a Resolution of the City of Rockport, Texas, re-appropriating Opioid Settlement funds to the Rockport Police Department to purchase an incinerator

SUBMITTED BY: Nathan Anderson, Chief of Police

APPROVED FOR AGENDA: VRS

BACKGROUND:

The Rockport Police Department (RPD) is seeking a fiscally responsible, safe method of destroying narcotics seized by officers. The RPD is also seeking to offer regularly scheduled drug take-back events to the citizens of Rockport, but we need a local means of disposal.

The State of Texas Comptroller has disbursed Opioid Settlement Proceeds to government agencies, received from lawsuits against pharmaceutical companies. The funds are meant to be used as a response to the current opioid crisis. These restricted funds come with an approved uses schedule to include "Drug Take-back Disposal or Destruction Programs" (Schedule B, Section G).

The RPD believes our current need to provide safe medication disposal for our citizens as well as our need for responsible disposal of seized illegal substances meets the requirements of the comptroller for use of the Opioid Settlement Proceeds. Cost estimates with product capabilities and specifications have been attached for review. The RPD is requesting re-allocation of necessary funds from the general fund opioid disbursement account to the Police Department-Administration Operations account to purchase the GEI Works Little Helios Barrel Burner.

Please see accompanying exhibits A-D for further detail.

FISCAL ANALYSIS: Opioid Settlement disbursement is in Fund _____. These are restricted funds disbursed by the State of Texas Comptroller Office with rigid spending guidelines. The amount requested is \$6,657.50 leaving a balance of _____.

RECOMMENDATION: Staff recommends Council approve the Resolution authorizing the Rockport Police Department to purchase an incinerator using Opioid Settlement Funds.

RESOLUTION NO. 2024-13R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS, AUTHORIZING THE ROCKPORT POLICE DEPARTMENT TO UTILIZE RESTRICTED TEXAS OPIOID SETTLEMENT FUNDS TO PURCHASE AN INCINERATOR; PROVIDING FOR SEVERABILITY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Rockport has received funds designated and restricted for expenditures and continuing local government costs related to the opioid crisis; and,

WHEREAS, these funds are legally restricted to be used solely for the purpose of healthcare services, social services, opioid education, safe opioid disposal, and all other law enforcement, and criminal justice functions related to opioid use; and

WHEREAS, it is necessary and appropriate for the City of Rockport to utilize these restricted funds to purchase and incinerator for the safe disposal of opioid products seized by Rockport Police Department Officers, and opioid products turned over by citizens for safe disposal;

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

SECTION 1. The City Council hereby authorizes the Rockport Police Department expenditure of \$6,657.50 from the restricted fund account 53-Opioid Fund for the purpose of purchasing an incinerator.

SECTION 2. The Chief of Police is hereby authorized and directed to take all necessary actions to implement and execute the project in accordance with the terms and conditions of the fund restriction.

SECTION 3. Severability. Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this resolution, but in all respects said remaining portion shall be and remain in full force and effect.

SECTION 4. Effective Date. This resolution shall become effective immediately from and after its passage.

SECTION 5. Open Meeting. It is hereby officially found and determined that the meeting at which this resolution is passed is open to the public as required by law, and that public notice of the time, place and purpose of said meeting was given as required.

PASSED AND APPROVED by the Rockport City Council, County of Aransas, State of Texas,
on the ____ day of June 2024.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Shelley Goodwin, City Secretary

EXHIBIT E

List of Opioid Remediation Uses

**Schedule A
Core Strategies**

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies ("Core Strategies").¹⁴

- A. **NALOXONE OR OTHER FDA-APPROVED DRUG TO REVERSE OPIOID OVERDOSES**
 - 1. Expand training for first responders, schools, community support groups and families; and
 - 2. Increase distribution to individuals who are uninsured or whose insurance does not cover the needed service.
- B. **MEDICATION-ASSISTED TREATMENT ("MAT") DISTRIBUTION AND OTHER OPIOID-RELATED TREATMENT**
 - 1. Increase distribution of MAT to individuals who are uninsured or whose insurance does not cover the needed service;
 - 2. Provide education to school-based and youth-focused programs that discourage or prevent misuse;
 - 3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and
 - 4. Provide treatment and recovery support services such as residential and inpatient treatment, intensive outpatient treatment, outpatient therapy or counseling, and recovery housing that allow or integrate medication and with other support services.

¹⁴ As used in this Schedule A, words like "expand," "fund," "provide" or the like shall not indicate a preference for new or existing programs.

Schedule B
Approved Uses

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (“OUD”) and any co-occurring Substance Use Disorder or Mental Health (“SUD/MH”) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, those that:¹⁵

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (“MAT”) approved by the U.S. Food and Drug Administration.
2. Support and reimburse evidence-based services that adhere to the American Society of Addiction Medicine (“ASAM”) continuum of care for OUD and any co-occurring SUD/MH conditions.
3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.
4. Improve oversight of Opioid Treatment Programs (“OTPs”) to assure evidence-based or evidence-informed practices such as adequate methadone dosing and low threshold approaches to treatment.
5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.
6. Provide treatment of trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.
7. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.

¹⁵ As used in this Schedule B, words like “expand,” “fund,” “provide” or the like shall not indicate a preference for new or existing programs.

1. Increase the number of prescribers using PDMPs;
2. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or
3. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD in a manner that complies with all relevant privacy and security laws and rules.
6. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database in a manner that complies with all relevant privacy and security laws and rules.
7. Increasing electronic prescribing to prevent diversion or forgery.
8. Educating dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Funding media campaigns to prevent opioid misuse.
2. Corrective advertising or affirmative public education campaigns based on evidence.
3. Public education relating to drug disposal.
4. Drug take-back disposal or destruction programs.
5. Funding community anti-drug coalitions that engage in drug prevention efforts.
6. Supporting community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction—including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (“SAMHSA”).
7. Engaging non-profits and faith-based communities as systems to support prevention.

Exhibit B

 **GEI Works**
2725 Kirby
Circle NE
Suite 2A
Palm Bay FL
32905
United States

Proposal
#PRO6133
06/11/2024

Bill To	Ship To	TOTAL
Rockport Police Department 714 E. Concho St. Rockport TX 78382 United States	Rockport Police Department 402 E. Laurel St. Rockport TX 78382 United States	\$6,567.50 Expires: 07/11/2024

Expires	Sales Rep	Shipping Method
07/11/2024	Kirk Wands	ABFS Standard - GEI

Quantity	Units	Description	Rate	Amount
1	EA	550-BB Helios Small Scale Barrel Burner for controlled burning. Includes 55 Gallon Stainless Steel Drum Size = 38" D x 26.5" W" x 45" H, Construction: Stainless Steel Lid with powder coated tubular steel frame, 2 axis vane blowers, 120 Volt standard (220V Optional). Easy load charge port, stirring rod and accessories. Use of the Little Helios is limited to law enforcement and government only. Check your local regulations for compliance requirements/exemptions.	\$6,237.50	\$6,237.50

Subtotal	\$6,237.50
Shipping Cost	\$330.00
Tax Total (0%)	\$0.00
Total	\$6,567.50

Invoices not paid via cash, check or wire transfer will incur a 3% administration fee at time of invoicing. Additional freight costs may incur after a shipment has been delivered due to discrepancies between the freight characteristics quoted and the carrier's delivered shipment details of weight, class, dimensions and accessorials. Due to restricted availability and the volatile market for raw goods, pricing is subject to change after time of quote. Pricing is valid for 1 week, please ensure all quotes are updated prior to purchase if order is not placed promptly.

Signature _____	Printed Name _____	Date _____
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Little Helios

Portable Barrel Burner

Helios

The Little Helios Police Station Drug Barrel Burner is designed to provide law enforcement and police stations with an in-house drug disposal system. Easy to move and operate, these 55 gallon barrel burners are frequently used to dispose of confiscated drugs, illicit drugs, evidence, contraband, and narcotics.



GEI
WORKS

Little Helios

Portable Barrel Burner

Who Can Use the Little Helios 55 Gallon Portable Barrel Burner?

The Little Helios Evidence Drug Disposal Unit is specifically designed for use with police stations and law enforcement.

Step-by-Step Instructions: How to Use the Little Helios Portable Barrel Burner

Designed to be economical and easy to use, this 55 gallon barrel burner has a fairly simple incineration process. A general overview of the process is as follows:

Step 1: Start a fire within the unit through the use of either wood or charcoal.

Step 2: Once the flame is sufficient, clamp the drum lid shut.

Step 3: Add air to the unit to further increase the flame.

Step 4: After the unit reaches its initial operating temperature (400° F), insert drugs into the unit. Included with each model are a set of drug disposal boxes. Drugs are placed in the disposal boxes and then inserted into the barrel burner through the hopper. Hoppers are designed with a lid and bottom slide. Once boxes are inserted, tilt the bottom to allow the boxes to slide into the unit.

Step 5: Let the materials incinerate. After the initial amount (3 boxes), 1 box can be added to the barrel every 15 minutes.

Step 6: Once your burn is complete and the unit is cool, remove ash from the drum.

No assembly required. A complete instruction manual is provided with purchase. Please do not hesitate to contact us for additional information on this drug disposal process.



Little Helios

Portable Barrel Burner



LITTLE HELIOS PORTABLE BURNER SPECIFICATIONS

Construction	55 Gallon Stainless Steel Drum* w/ Hopper, Lid, and Wheel Cart
Voltage Requirements	Standard 120V
Fuel Requirements	Wood or Charcoal
Dimensions	24" diameter x 26.5" W x 45" H
Included Items	Stocking Rod PPE Gloves Lighter Cord Retainer Portable GFCI Plug Evidence Disposal Boxes

*In ten years we have never had to replace a stainless steel drum. Grade 304 stainless steel drums are capable of intermittently withstanding temperatures ranging between 1,598°F and 1,697°F - cold rolled steel drums retain only 50% of their yield strength at 1050°F.

For more complete information on GEI Works products and solutions, visit us on the Web at www.geiworks.com.

Phone: (+1) 772-646-0597 | info@geiworks.com

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All photos are representatives only. Actual product may differ than featured. Materials and specifications are subject to change without notice. Featured products in photos may include additional equipment or accessories. Contact GEI Works for available options.

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Federal Regulations for Air Programs

40 CFR:	Protection of Environment
Chapter 1:	Environmental Protection Agency
Sub Chapter C:	Air Programs
Part 60:	Standards of Performance for new Stationary Sources
Subpart EEEE:	Standards of Performance for Other Solid Waste Incinerators

What is an "Other Solid Waste Incinerator"?

Other Solid Waste Incinerators (OSWI) is a name typically used to refer to small municipal waste combustion units and institutional waste incineration units.

OSWI are required to follow the subpart for performance unless they are excluded in the exemption section.

The Little Helios Police Station Barrel Burner falls under the following exemption: CFR 40.60.2887 p) Units that combust contraband or prohibited goods. Your incineration unit is excluded if the unit is owned or operated by a government agency such as police, customs, agricultural inspection, or a similar agency to destroy only illegal or prohibited goods such as illegal drugs, or agricultural food products that can not be transported into the country or across State lines to prevent bio - contamination. The exclusion does not apply to items either confiscated or incinerated by private, industrial, or commercial entities.

CRF Regulations

For local regulations in your area, please check with your local regulatory agencies to see what permitting may be required. Emissions from the unit will vary depending on what material is being burned.

If you are looking for a way to safely dispose of these materials in your precinct, station or location, please give us a call for pricing and requirements! (+1) 772-646-0597



GEI
WORKS

550-2018-10-16

Helios Burner/Incinerator Comparison Chart & Specifications

	Little Helios	Helios 0.3	Helios 0.5	Helios 1.0	Helios 1.5
System Capacity ^Waste streams with and average gross HHV range of 5500-8500 Btu/lb	Up to 30 pounds	0.3 MMBtu/hr waste combustion. 30-50lbs/hr processing capacity	0.5 MMBtu/hr waste combustion. 55-85lbs/hr processing capacity.	1.0 MMBtu/hr waste combustion. 140-200lbs/hr processing capacity	1.5 MMBtu/hr waste combustion. 175-250lbs/hr processing capacity
Design	55 Gallon Stainless Steel Drum*	Dual Chamber with Exhaust Stack	Dual Chamber with Exhaust Stack	Dual Chamber with Exhaust Stack	Dual Chamber with Exhaust Stack
Air Supply	Manually Regulated via Back Blower	Self Regulated via System Controls	Self Regulated via System Controls	Self Regulated via System Controls	Self Regulated via System Controls
Loading	Easy Load Hopper	Primary Chamber	Primary Chamber	Primary Chamber	Primary Chamber
Electrical Requirements	Standard 110V	120 VAC, 25AMP	Single point - 230V, 3 dial, 60 Hz, 50 amp w/optional loader	Single point - 230/460V, 3 dia., 60 Hz/25/15 amp	Single point - 230/460V, 3ø, 60 Hz, 25/15 amp
Fuel Requirements	Wood or Charcoal	Diesel or #2 Fuel Oil	Diesel or #2 Fuel Oil	Diesel or #2 Fuel Oil	Diesel or #2 Fuel Oil
Primary Chamber / Fixed Hearth					
Chamber Volume		13.5 cubic ft.	25.2 cubic ft.	66.8 cubic ft.	86 cubic ft.
Hearth Area		5 square ft.	8 square ft.	10 square ft.	14 square ft.
Burner Capacity		0.25 MMBtu/hr nom	0.4 MMBtu/hr. nom (Hi-Lo-Off Control)	0.278-0.45 MMBtu/hr. (Hi-Lo-Off Control)	0.28-0.45 MMBtu/hr. (Hi-Lo-Off Control)
Secondary Chamber					
Type		Cyclonic Thermal Oxidizer with 1+ sec. r/t	Cyclonic Thermal Oxidizer with 1+ sec. r/t	Cyclonic Thermal Oxidizer with 1+ sec. r/t @ 1600°F (850°C)	Cyclonic Thermal Oxidizer with 1+ sec. r/t @ 1600°F (850°C)
Chamber Volume		13.5 cubic ft.	17.1 cubic ft.	39.15 cubic ft.	51 cubic ft.
Burner Capacity		0.25 MMBtu/hr. nom	0.5 MMBtu/hr	1 MMBtu/hr (modulating, excess air control)	0.35-1.12 MMBtu/hr. (modulating, excess air control)
Required Commissioning of Certified Technician	No	No	Yes	Yes	Yes

*The drum is an option that can be added. The Barrel Burner is also available for sale without the drum.

For more complete information on GEI Works products and solutions, visit us on the Web at www.geiworks.com.

Toll Free: 1-888-703-9889 | Phone: (+1) 772-646-0597 | info@geiworks.com

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500-CHRT-2018-10-16



Pilar Products
 229 W Harris Ave.
 Unit A
 Salt Lake City, UT 84115
 385-227-8986
 Fax: 385-522-2694

Stefanie Garcia
 Rockport Police Department
 714 E Concho Street
 Rockport, TX 78382
 361-790-1134
sgarcia@cityofrockport.com

Quotation

Date: 03/20/24
 Quote Number: 03092023-013
 Quote Expires on: 04/20/2024
 Questions Call: Cecil Hendren
 385-227-8986

Part Number	Description	QTY	Price	Extended Price
OSYSTDR010	Drug Terminator w / Feeder	1	\$5,331.00	\$5,331.00
1	Freight	1	\$490.00	\$490.00
NOTES	Unit comes complete but needs assembled. Does not include 55 gallon Open Head Steel Drum (We advise purchasing the drum locally) Drum can be re-furbished but needs the top to be round so the lid seals properly Drum can have dents and such but no holes			

Terms: Net 30

Visa & Master Card accepted

Sub - Total \$5,821.00

Total \$5,821.00

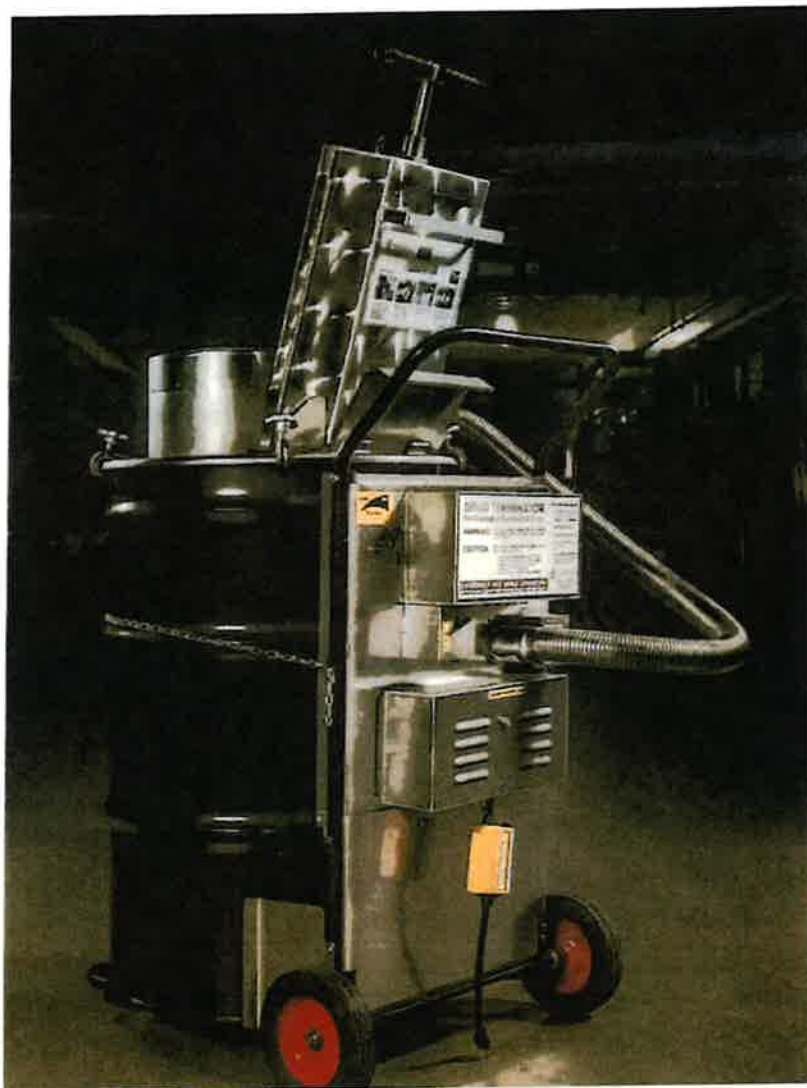
ELASTEC

Drug Terminator

Destroys Drugs Safely and Efficiently



Oil Spill Equipment | Floating Barriers | Incinerators



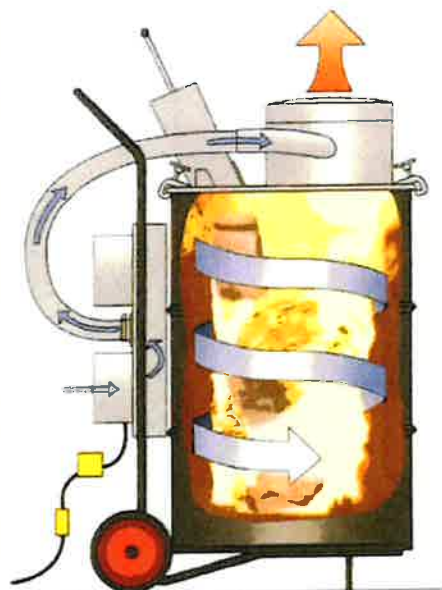
The ELASTEC Drug Terminator is a portable incinerator for the disposal of evidence drugs, paraphernalia and pharmaceutical take-back programs. Drugs are safely destroyed by injecting them into a cyclone of fire with our patented Easy-Feed Feed Cartridge.

Drug Terminator Burns:

- Methamphetamines
- Cocaine
- Marijuana
- Opiates
- Ecstasy
- Heroin
- Paraphernalia
- Lab Materials
- Sterilizes Metal (Needles, Pipes, etc.)

Specification

Construction:	Stainless Steel Lid - Painted Tubular Steel Frame
	Two Blowers, 120v Standard (220v Optional)
Height:	46 inches / 1.17m
Floor Space:	36 x 26 inches / 0.91 x 0.66 m with drum
Average Burn Rate:	50 lb/hr / 22kg/hr
Power Consumption:	0.8 kW/hr
	14 amps start - 27 amps run (110v)
	Recommend a 20 amp breaker



Contact our incinerator specialists for more information.

Pillar Products, LLC.

Phone: 801-791-6882

Fax: 385-522-2694

Email: cecil@pillarproducts.com



ELASTEC

Drug Terminator

Portable Incinerator

Technical Description



Oil Spill Equipment | Floating Barriers | Incinerators

Product Introduction

The ELASTEC Drug Terminator is a portable, drug disposal incinerator for evidence drugs, paraphernalia and Active Pharmaceutical Ingredients (APIs) that was designed with law enforcement in mind. Drugs are safely destroyed by injecting them into a cyclone of fire with our patented Easy-Feed Cartridge.

The drug disposal incinerator also burns other non-hazardous substances such as documents, plants, food, and lab materials with minimal environmental impact. Non-combustibles, such as syringes and sharps, are sterilized and can be disposed in municipal waste.

A more efficient method than open barrel burning, the intense heat creates a clean, smoke-free burn disintegrating the discarded materials into an

average of 1% to 3% ash residue. The drug disposal incinerator assembly is easily moved from one location to another on a dolly-like cart. The incinerator attaches to a removable head or "open-end" drum as specified by ISO Standards.

Elastec manufactures drug drop-off boxes that can be used in conjunction with either our Drug Terminator or Mediburn for take-back programs. The boxes can be set up at locations to collect expired and unused prescription drugs so that they can safely be incinerated. Our drug drop-off boxes can be painted or wrapped with graphics to suit the needs of your location. Each box has a lockable deposit door, retrieval door for emptying, and 4 bolt anchor holes in the base.

Typical List of Burnables

- Methamphetamines
- Cocaine
- Marijuana
- Opiates
- Ecstasy
- Heroin
- Paraphernalia
- Lab Materials
- Sterilizes Metal (Needles, Pipes, etc.)





Features

- Elevated Stand (Protects Floors from Heat)
- Airflow Controls
- Easily Removed Motor Covers
- Quick Access to Air Filters
- Stainless Steel Spark Screen
- Stir Port Cover
- Integral APC System
- Four Fast Lock Barrel Clamps that create a tighter seal on the drum (and prevent smoke emission)
- Stainless Steel Air Feed Hose
- Automatic Killswitch
- Shielded Electric Cord
- Shielded Wheels and Handle
- Weatherproof Toggle Switch
- Instructional Labels and Videos

Emissions

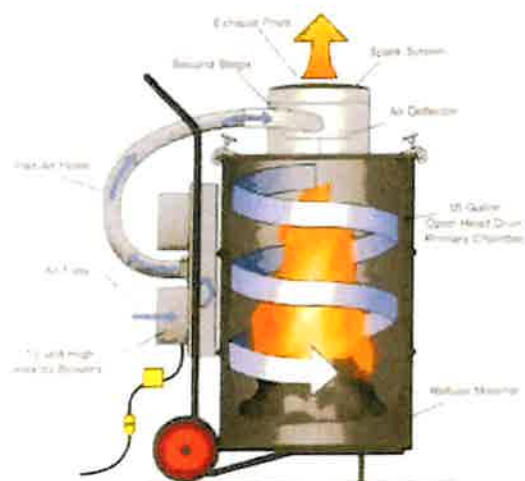
The Drug Terminator falls into the category of Cyclonic Barrel Burner covered by EPA Regulation 40 CFR Part 60 (Standards of Performance), exempted under section 60.2555. Always contact your regulatory authority before use.

Actual emissions will depend on a number of factors including waste type, volume of waste, moisture content, fuel used and local environmental conditions

40 CFR 60.2887 - What combustion units are excluded from this subpart?

(p) Units that combust contraband or prohibited goods. Your incineration unit is excluded if the unit is owned or operated by a government agency such as police, customs, agricultural inspection, only illegal or prohibited goods such as illegal drugs, or agricultural food products that can not be transported into the country or across State lines to prevent biocontamination. The exclusion does not apply to items either confiscated or incinerated by private, industrial, or commercial entities.

Incineration is a waste treatment process that involves the combustion of organic substances contained in waste materials. Incineration and other high-temperature waste treatment systems are described as "thermal treatment". Incineration of waste materials converts the waste into ash, flue gas and heat. The ash is mostly formed by the inorganic constituents of the waste.



Specification

Construction:	Stainless steel lid Powder coated steel frame Two Axial Vane Blowers - 110V or 220V Galvanized plenum & tool storage tray
Requires:	55 gallon / 200 litre open head drum (not included) ISO 15750 with outer bead of 597mm / 23.5 inches
Height:	46 inch / 1.17 m (without Easy-Feed Cartridge)
Floor Space:	36 x 26 inch / 0.91 x 0.66 m with drum
Weight:	96 lb / 44 kg without drum, 139 lb / 63 kg with steel drum (optional)
Average Burn Rate:	50 lb per hour / 22 kg per hour
Power Consumption:	110 volt - 12 amps - 1350 watts 220 volt - 6.8 amps - 1550 watts
Optional:	Steel or Stainless Steel Open Top Drum, Oil Away and Pump Unit, Spares Kit



Quote/Contract

Date	3/10/2023
Name	Nathan Garcia / Rockport Police Dept. 361-790-1110 ngarcia@cityofrockport.com
Location	TX
Quote ID	310202305

Cremator Unit ECO250	\$ 17,950.00
Afterburner (secondary burner)	\$ 4,950.00
Rollback Lid	\$ 3,250.00
LP Main Burner	\$ 1,550.00
LP Secondary Burner	\$ 1,550.00
7000lb x 16ft Trailer & unit mounting	\$ 8,500.00
Fuel Tank (DOT Certified 120gal LP)	\$ 2,189.00 (mounted)
Generator	\$ 1,750.00
Freight / Shipping / Subject to Change	\$ To Be Determined
Total	\$ 41,689.00

Tim Cook (Sales) _____ Date _____

Customer _____ Date _____

Quotation is valid for 30 days from the above date.

Warranty- is 90 days on electrical parts & 12 months on the body/casing of the unit. NO warranty on grates or seal tape. Warranty Returns must be made within 90 days. Orders exceeding \$10,000.00 cannot be returned for a full credit. Freight will not be credited. 20% restocking fee.

Payment Terms- 50% down is required with order (cash, check, or money order).

Balance is due upon delivery or prior to shipment of unit. Us Dollar

Customer is responsible for unloading unit

Customer is required to supply a suitable site, electrical power, and fuel supply

Customer is responsible for their own permitting

Taxes: Out-of-State sale, exempt from sales tax. The customer is responsible for paying all taxes.



ECO Concepts

ECO-250 Standard

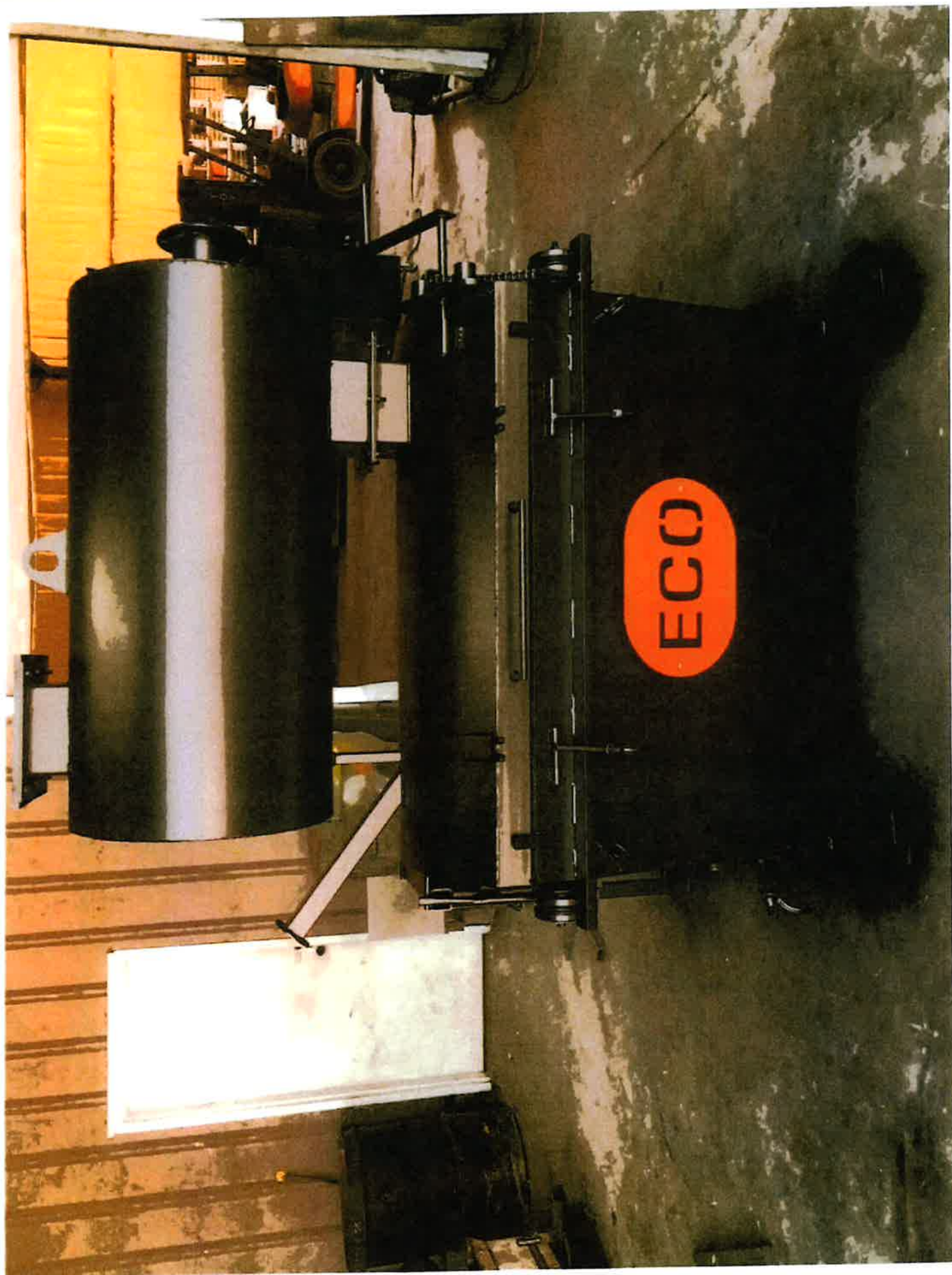
ECO-250 Rollback

UNIT LENGTH	4' 4"	5'
UNIT WIDTH	3'2"	5' 3"
UNIT HEIGHT - to top of unit lid	3'-4"	3'-7"
UNIT HEIGHT - to top of standard stack	6'-5"	6'-8"
HEIGHT - w/AFTERBURNER *	9'-4"	9'-7"
AFTERBURNER DEMENSIONS	4' x 24" diameter	4' x 24"
UNIT WEIGHT	2,100 lbs.	2,100 lbs.
UNIT WEIGHT w/AFTERBURNER *	3,600 lbs.	3,600 lbs.
LOADING DOOR OPENING	11" x 22"	49" x 24"
ASH DOOR OPENING	11.75" x 13.25"	11.75" x 13.25"
BURN CHAMBER VOLUME	12 cubic feet	12 cubic feet
PRIMARY BURNER BTU'S Riello LP or NG	400,000 btu	400,000 btu
AFTERBURNER BTU'S Riello LP or NG	400,000 btu	400,000 btu
PRIMARY BTU'S Midco LP or NG	800,000 btu	800,000 btu
AFTERBURNER BTU'S Midco LP or NG	800,000 btu	800,000 btu
PRIMARY BURNER BTU'S Carlin Diesel	280,000 btu	280,000 btu
AFTERBURNER BTU'S Carlin Diesel	280,000 btu	280,000 btu
PROPANE OR NATURAL GAS BURNER	OPTIONAL	OPTIONAL
AFTERBURNER	OPTIONAL	OPTIONAL
ROLL-BACK TOP	OPTIONAL	OPTIONAL
EXTRA CLEAN-OUT DOOR	N/A	N/A
APPROX. BURN PER HOUR (Depends on animal or product being incinerated)	100 lbs. per hour	100 lbs. per hour
GPH (L.P.) bottom burner	Refer to Technician	Refer to Technician
GPH (L.P.) with afterburner	Refer to Technician	Refer to Technician

Measurements DO NOT include burners:

Add 21" to the length for diesel burners

Add 26" to the length for natural or propane gas burners



ECO Concepts

2008 Liberty Expy SE Albany, GA. 31705
Phone (229) 439-4874
Ecoincinerators.com

3/17/2023

To Whom It May Concern:

This letter is to confirm that the ECO Incinerator is a sole source product, manufactured, sold and distributed exclusively by ECO Concepts. No division of ECO Concepts, nor any other company, makes a similar or competing product.

To our knowledge, we do not know of any other company that produces mobile incinerator units, let alone a mobile unit of the particular measurements of the ECO-250 incinerator. We also, do not know of any company that produces a unit with a rollback lid, ceramic grates, and V-shaped for self-feeding of product toward the burner.

This product must be purchased directly by institutions from ECO Concepts at the address listed above. There are no agents or dealers authorized to represent this product.

If you desire additional information, don't hesitate to contact me at (229) 439-4874 at any time or visit our website ecoincinerators.com. Thank you for your interest in your product.

Sincerely,

Beth Davis

Office Manager, ECO Concepts

beth@ecoconcepts.org



CITY COUNCIL AGENDA
Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 9

Consider the approval of a request from Andrew Bazner for temporary street closures of Cornwall between North Austin and North Magnolia Streets in downtown Rockport for the weekend of July 13-14, 2024

SUBMITTED BY: Shelley Goodwin, City Secretary

APPROVED FOR AGENDA:VRS

BACKGROUND:

The City received a Street Closure Request from Andrew Bazner. He is requesting the following closure details

Street Name	Between (cross street)	And (cross street)	Start Date	Start Time	End Time	End Date
Cornwall	North Austin	North Magnolia	7-13-2024	7:00 a.m.	6:30 p.m.	6-14-2024

The Agenda Packet also includes the request, the notification letter to the surrounding neighborhoods, and a map identifying the location. He also addresses the trash issue in his email dated June 12, 2024.

Mr. Bazner is aware that he needs to be present at the City Council meeting.

Originally, Mr. Bazner had requested several dates for street closures, which included one from July 4-7, 2024, as well as one weekend a month until December. He was informed that staff was going to recommend the denial of the July 4-7, 2024, request due to potential traffic flow issues on the holiday weekend. Additionally, it was suggested that the requests from August to December should wait until the new Ordinance for Special Events and Street Closures is in place.

FISCAL ANALYSIS: There would be no fiscal impact to the City's Budget/

RECOMMENDATION:

Staff recommends the approval of the Street Closure Request.

Shelley Goodwin

From: Andrew Bazner <abazner@petwants.com>
Sent: Wednesday, June 19, 2024 12:57 PM
To: Shelley Goodwin
Subject: RE: Cornwall Closure Request

Follow Up Flag: Follow up
Flag Status: Flagged

WARNING: This email is from an external source. Do not click links or open attachments without positive sender verification of purpose. Never enter Username, Password or sensitive information on linked pages from this email. If you are unsure about the message, please forward to itstaff@cityofrockport.com for assistance.

Shelly,

As discussed in our call today, I understand new city ordinance and process for street closure requests are currently in process and should be instated by the beginning as August. As such, I am modifying my request and asking for authorization to close the section of Cornwall between Austin Street and Magnolia on July 13 and 14 2024.

I will follow the soon to be implemented policies for these requests for subsequent requestions going forward but would like my initial request heard since the dates requested occur prior to the expected implementation dates of the new policies.

Please let me know if you have any questions and thank you for your assistance and communication.

All the best,

Andrew

Andrew Bazner | Pet Wants Corpus Christi | Owner | 361-444-3820 | abazner@petwants.com

From: Andrew Bazner
Sent: Wednesday, June 12, 2024 12:05 PM
To: sgoodwin@rockporttx.gov
Subject: Cornwall Closure Request

Shelly,

We spoke earlier this week about how to request a street closure on Cornwall between North Austin Street and North Magnolia in downtown Rockport.

Please find the letter attached for this request. Please, also, confirm receipt and let me know when City Council will address the request and if any additional information is needed.

All the best,

Andrew

From: [Andrew Bazner](#)
To: [Shelley Goodwin](#)
Subject: RE: Cornwall Closure Request
Date: Wednesday, June 12, 2024 1:48:36 PM
Attachments: [image002.png](#)
[image003.png](#)

WARNING: This email is from an external source. Do not click links or open attachments without positive sender verification of purpose. Never enter Username, Password or sensitive information on linked pages from this email. If you are unsure about the message, please forward to itstaff@cityofrockport.com for assistance.

Shelly,

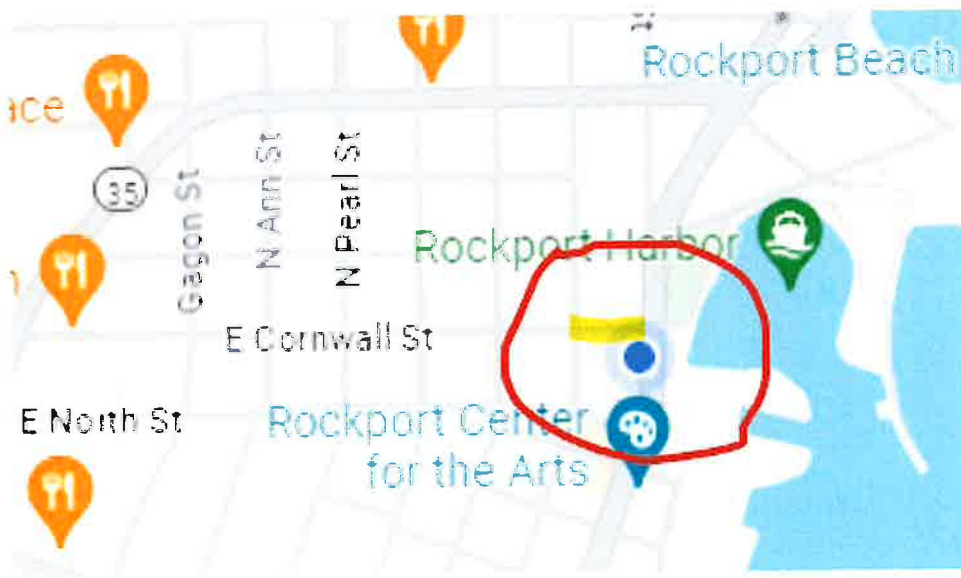
Below is a clip of the map of the area in downtown Rockport with the small section of Cornwall between Magnolia and Austin Streets in our request.

As it pertains to trash, we will have numerous garbage cans with bags placed throughout the events and will manage trash collection and removal.

Please let me know if there are any further question.

All the best,

Andrew



Andrew Bazner | Pet Wants Corpus Christi | Owner | 361-444-3820 | abazner@petwants.com

From: Andrew Bazner
Sent: Wednesday, June 12, 2024 12:05 PM
To: sgoodwin@rockporttx.gov
Subject: Cornwall Closure Request

Shelly,

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Please find the letter attached for this request. Please, also, confirm receipt and let me know when City Council will address the request and if any additional information is needed.

All the best,

Andrew

Andrew Bazner
Owner – Pet Wants Corpus Christi
111 N. Austin St.
Rockport, TX
Office: 361-444-3820
Email: abazner@petwants.com

Visit our website: www.petwantscorpuschristi.com





NUTRITION YOU CAN TRUST

Additionally, we request that the city provide street barriers and road closure signs for the specified dates to ensure the safety and proper management of the events.

Thank you for considering our request. We believe these events will greatly benefit the community by promoting local businesses and providing enjoyable activities for residents and visitors. We look forward to your positive response and are available to discuss any further details as needed.

Sincerely,

Andrew Bazner
Owner – Pet Wants Corpus Christi
111 N. Austin St.
Rockport, TX 78382
abazner@petwants.com
361-444-3820

Liam Burke – Apple Dumpling
Owner
114 N. Magnolia St.
Rockport, TX 78382
361-790-8433

Signature

6-12-24
Date

Noel Stephenson – St. Eve's Noel
Owner
115 N. Austin St.
Rockport, TX 78382
noelianoeliadown@yahoo.com
361-906-6652

Signature

June 11/24
Date

Each office is independently owned and operated.

361-444-3820 • www.PetWantsCorpusChristi.com

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, June 25, 2024

AGENDA ITEM: 10

Deliberate and act to select utility billing vendor, XpedientMail to compile, print, notify, and mail the City of Rockport's monthly regular utility and delinquent billings.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND:

The City of Rockport currently uses DataProse for its monthly regular and delinquent utility billings. Currently, the City of Rockport is working off an old contract as DataProse resumed Rockport's utility billings following Hurricane Harvey destroying internal mailing equipment. At the beginning of fiscal year 2024, DataProse neglected to include a critical legal notice resulting in Rockport having to refund monies to customers residing outside the city limits. Subsequently, Rockport had to amend its budget, reducing expected water/wastewater revenues for the year by an estimated \$520,000 and adding more budget for regulatory legal expenses of \$5,000.

DataProse credited Rockport for \$7,634.27 to compensate for the failed billing notice.

Rockport has gone out to obtain three quotes for replacement billing services. Quotes were obtained from XpedientMail, USIO Output Solutions, and InfoSend, all of whom are compatible with the City's software provider, Tyler Technologies aka Incode.

FISCAL ANALYSIS:

Per attached comparative analysis, XpedientMail was staff's choice as best value. While InfoSend was the cheapest, they also require a 3-year contract and deposit. XpedientMail requires no deposit and no contract, providing City of Rockport maximum flexibility.

Included for comparison is a copy of DataProse latest invoice to the City. Backing out postage (pass-through cost), XpedientMail is slightly more expensive at 17.5 cents per piece vs. about 16.17 cents with DataProse. Please know DataProse wanted to repaper the old contract.

References on XpedietMail are included.

RECOMMENDED ACTION:

Staff recommends approval to change billing providers from DataProse to XpedientMail.

Utility Billing Printing & Mail Service Analysis

Key information	XpedientMail		USIO Output Solutions		InfoSend	
Initial Setup & Programing	\$	-	\$	-	\$	-
Additional Programing	Qouted based on specification		\$225.00 / hour		\$150.00/hour	
File Upload Fee	\$	-	\$	-	\$	-
Postage	Pass-through cost		Pass-through cost. Deposit required.		Pass-through cost. required.	Deposit
Contract Required	No		1 - Year Contract		3 - Year Contract	
Householding	\$	-	\$	0.55	\$	0.52
			Up to 6 pages			
Additional Pages / Inserts / Newsletters						
1-Sided	\$	0.045	\$	0.04		
2-Sided	\$	0.055	Plus .04 per additonal page		\$	0.072
Separate Mailing Fee	\$	0.237	\$	0.160	Quoted based on specification	
	Per mail piece		Plus .04 per additional			
Cost to Mail Statements						
#10 Mailing Envelope & #9 Return Envelope	\$	0.175	\$	0.185	\$	0.125
Cost to Mail Statements						
Cost to mail 8000 Statements	\$	1,400.00	\$	1,480.00	\$	1,000.00
Cost to mail 800 Late Notices	\$	140.00	\$	148.00	\$	100.00

DataProse

a Matrix Imaging Solutions company

1122 W BETHEL RD | SUITE 100 | COPPELL TX 75019

MATRIX



INVOICE DATE: 4/30/2024
INVOICE NUMBER: DP2401696
ACCOUNT NUMBER: 1442
PURCHASE ORDER:
INVOICE TOTAL: \$6,094.67
TERMS: Due on receipt

CITY OF ROCKPORT
ATTN: ACCOUNTS PAYABLE
2751 HWY 35 BYPASS
ROCKPORT, TX 78382
US

Over the coming months our company branding will be transitioning to reflect our parent company, Matrix Imaging Solutions. Throughout this transition, all remittance and payment information will remain the same.

BILL PERIOD 04/01/24-04/30/24

DESCRIPTION	QUANTITY	PRICE	AMOUNT
Disconnect Notices			
BILL PACKAGE	775	0.12	93.00
ADDITIONAL IMPRESSIONS	1	0.04	0.04
POSTAGE USED	1	425.51	425.51
Statements			
BILL PACKAGE	7,803	0.12	936.36
SEARCH & VIEWBILL - API MONTHLY MAINTENANCE	1	50.00	50.00
ADDITIONAL IMPRESSIONS	8,396	0.035	293.86
OVERSIZED SURCHARGE GROUP C	3	0.20	0.60
POSTAGE USED	1	4,281.58	4,281.58
Other			
POSTAGE USED	1	13.72	13.72

8,578.00
1,387.58
8,578.00
0.16176051709

SUBTOTAL	\$6,094.67
TOTAL TAX (0.0%)	\$0.00
INVOICE TOTAL	\$6,094.67
PAYMENTS/CREDITS	\$0.00
TOTAL BALANCE DUE	\$6,094.67

Remit to: DataProse LLC | 1122 W Bethel Rd | Suite 100 | Coppell TX 75019

Billing Questions? | Email: accounting.tx@matriximaging.com | Phone: 972.462.5406

Xpedient Mail References

Bryan Texas Utilities
Jenna Graham
BTU Billing Manager
jgraham@btutilities.com
979-821-5711

Spoke with Jenna Graham on 5-21-2024 @ 4:30 pm

How has your experience been working with Xpedient Mail printing company?

A: Has never had any issues with bill/invoice printing or sending out bills/invoices in a timely manner.

How long have you been working with Xpedient Mail printing company?

A: Over 15 years

How many bills do you have printed monthly?

A: Approximately 40,000 billing invoices sent out monthly with 20 billing cycles
Bills for all utilities including electric.

What billing software does your city use for billing processing?

A: Cayenta, A division of N Harris Computer Corporation
Can send files in any format with billing software.

Main point for customer:

XpedientMail company has been a reliable company to work with. They have wonderful customer service and will accommodate any needs requested. Pleasurable business working relationship with management.

Xpedient Mail References

College Station
Jennifer Smith
Utilities Office Manager
jrsmith@cstx.gov
979-764-3523

Spoke with Jennifer Smith on 5-29-2024 @ 10:23 am

How has your experience been working with Xpedient Mail printing company?

A: Wonderful experience with working with Xpedient Mail. Have not had any issues with bill printing or with customers receiving bills in a timely manner.

How long have you been working with Xpedient Mail printing company?

A: Over 10 years

How many bills do you have printed monthly?

A: Approximately 40,000 bills sent out monthly with 15 billing cycles

What billing software does your city use for billing processing?

A: Oracle Central Square- Novaline Software, sends billing file as Spf.

Main point for customer:

Has only had good experiences working with Xpedient Mail. Very personable and easy to work with. They are very accommodating of any last-minute changes and make the customer/company feel as if they are their number one customer.

Xpedient Mail References

Wickson Creek Special Utility District- Bryan, TX
Karen Theiss
karen@wicksoncreek.com
979-589-3030

Spoke to Karen Theiss on 5-20-24 @3pm

How has your experience been working with Xpedient Mail printing company?

A: Wonderful to work with. Have not had any issue with bill printing or bills being sent out on time.

How long have you been working with Xpedient Mail printing company?

A: Have been working with them for 10years.

How many bills do you have printed monthly?

A: Print approximately 9200 bills between two billing cycles.

What billing software does your city use for billing processing?

A: Uses Ampstun billing software sent via Pdf.

Main point for customer:

Saving city money versus doing bills in house, would need more staff and to purchase equipment and materials (paper, ink, etc.) to maintain production, plus separate maintenance contracts for printing and folding equipment.

Xpedient Mail References

Elderville Water Supply Corp-Longview, TX
Jeff Moore
Business Manager
903-643-2692
jeffmoore@eldervillewsc.com

Spoke to Mr. Jeff Moore on 5-24-2024 @3:30 pm

How has your experience been working with Xpedient Mail printing company?

A: Very good experience has not had any issues with bill printing or getting bills out on time.
Xpedient staff are very easy to work with.

How long have you been working with Xpedient Mail printing company?

A: Approximately 7 years

How many bills do you have printed monthly?

A: Send out 2900 bills with one billing cycle and 900 late notices monthly
Also sends out Annual Election notification cards, over 3000.

What billing software does your city use for billing processing?

A: CBS Software Solutions, sends file in Pdf format

Main point for customer:

Elderville water supply did In-house bill printing for years. It was very time consuming to do by hand. (tearing postcards) do not have enough staff.

Very impressed with Xpedient Mail bill processing and how they have an Address Verification process system report they run to avoid wasting postage on inaccurate addresses.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, July 25, 2024

AGENDA ITEM: 12

Consider the rejection of the only bid for the Main Street Visitors Kiosk and Art Installation.

SUBMITTED BY: Shelley Goodwin, City Secretary

APPROVED FOR AGENDA: VRS

BACKGROUND:

In the 2023 Legislative Session Senate Bill 2038 was passed and took effect September 1, 2023. While some cities have filed lawsuits against this bill stating that it is unconstitutional, it is still in effect. This bill allows landowners to file a petition to be “Released for the Extraterritorial Jurisdiction”.

SB 2038 mandates several required documents, steps, and procedures for each petition filed. I request the City Council to adopt Ordinance 1937, which clarifies the bill’s procedures and required documents. Additionally, I propose a \$1,000 filing fee to cover the City’s expenses for the mandated processes, reviews, and creation of maps.

FISCAL ANALYSIS: The petitioner would be required to pay a \$1,000 filing fee, which would cover most of the expenses the City will accrue instead of the taxpayers covering this fee.

RECOMMENDATION:

Staff recommends the adoption of Ordinance 1937.



J. Schwarz & Associates, Inc.

Professional Engineering Solutions

June 18, 2024

Kimberly Henry, Project Manager
The City of Rockport
2751 S.H. 35 Bypass
Rockport, Texas 78382

Subject: Main Street Visitor Kiosk & Art Installation, Rockport, Texas

Dear Kimberly,

As you are aware, we opened bids for the above subject project on Tuesday, June 18, 2024. We only received one bid from Mako Contracting. Enclosed is a copy of the bid tabulation for comparison of the bid to the engineer's estimate.

It is the recommendation of J. Schwarz & Associates that the subject bid be rejected because it exceeds the project budget.

Should you have any questions or require any additional information, please do not hesitate to contact us.

Sincerely,
J. Schwarz & Associates, Inc. (F-8138)

Brandi B. Karl, P.E.
Project Engineer

cc: Mako Contracting

J. Schwarz Associates, Inc.
P.O. Box 60733
Corpus Christi, TX 78466

PROJECT TITLE: Main Street Visitor Kiosk & Art Installation
OWNER: City of Rockport
DATE: June 18, 2024

				Engineer's Estimate		Mako Contracting	
ITEM NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
A. SITE IMPROVEMENTS							
1	Demolition of Existing Concrete	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 23,500.00	\$ 23,500.00
2	Dirtwork & Building Pad Preparation	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 55,100.00	\$ 55,100.00
3	Thickened Edge Concrete Sidewalk	918	SF	\$ 8.00	\$ 7,344.00	\$ 11.65	\$ 10,694.70 *
4	Concrete ADA Ramp	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 944.00	\$ 944.00
5	4" Concrete Pad in front of Restroom	445	SF	\$ 7.00	\$ 3,115.00	\$ 11.65	\$ 5,184.25
6	Eco-Design Information Kiosk	2	EA	\$ 8,000.00	\$ 16,000.00	\$ 8,700.00	\$ 17,400.00
7	Paver Type 2 "Charcoal"	1,210	SF	\$ 15.00	\$ 18,150.00	\$ 22.75	\$ 27,527.50
8	Paver Type 1 "Terra Cotta"	1,986	SF	\$ 15.00	\$ 29,790.00	\$ 22.75	\$ 45,181.50
9	Concrete Pad for Bench	96	SF	\$ 8.50	\$ 816.00	\$ 7.67	\$ 736.32
10	6" Concrete Curb for Pavers	376	LF	\$ 10.00	\$ 3,760.00	\$ 17.72	\$ 6,662.72
11	Striping -Phase 1 Magnolia Street	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 2,100.00	\$ 2,100.00
12	3" Sch 40 Electrical Conduit	95	LF	\$ 18.00	\$ 1,710.00	\$ 31.20	\$ 2,964.00
13	3" Long Radius Electrical Sweeps	4	EA	\$ 150.00	\$ 600.00	\$ 480.00	\$ 1,920.00
14	Connect Electrical Service to Restroom	1	EA	\$ 1,500.00	\$ 1,500.00	\$ 10,000.00	\$ 10,000.00
15	Water Service to Restroom	1	EA	\$ 2,000.00	\$ 2,000.00	\$ 18,290.00	\$ 18,290.00
16	Sewer Service to Restroom	1	EA	\$ 3,500.00	\$ 3,500.00	\$ 15,340.00	\$ 15,340.00
17	Circular 18" Retaining Wall w/ Stone	1	LS	\$ 6,500.00	\$ 6,500.00	\$ 6,615.00	\$ 6,615.00
A. SITE SUBTOTAL					\$ 125,285.00		\$ 250,159.99 *
B. LANDSCAPING & IRRIGATION IMPROVEMENTS							
1	Shrubs	168	EA	\$ 50.00	\$ 8,400.00	\$ 348.00	\$ 58,464.00
2	Sod (w/ 12" topsoil)	1,763	SF	\$ 5.00	\$ 8,815.00	\$ 3.50	\$ 6,170.50
3	Bed Prep and Mulch	1,714	SF	\$ 4.00	\$ 6,856.00	\$ 5.71	\$ 9,786.94
4	Irrigation System	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 16,354.80	\$ 16,354.80

B. SUBTOTAL				\$	49,071.00	\$	90,776.24	
TOTAL BASE BID (A+B)				\$	174,356.00	\$	340,936.23	*
PHASE 2 - ADDITIONAL ITEMS								
1	Concrete Pavement	4,355	SF	\$	8.50	\$	37,017.50	\$ 7.38 \$ 32,139.90 *
2	6" Concrete Block Curb	60	LF	\$	20.00	\$	1,200.00	\$ 17.72 \$ 1,063.20
3	Striping - Phase 2 on Main Street	1	LS	\$	2,000.00	\$	2,000.00	\$ 2,100.00 \$ 2,100.00
4	6" Concrete Curb for Pavers	124	LF	\$	10.00	\$	1,240.00	\$ 17.72 \$ 2,197.28
5	Paver Type 1 "Terra Cotta"	331	SF	\$	15.00	\$	4,965.00	\$ 22.72 \$ 7,520.32
6	Sod (w/ 12" topsoil)	3,874	SF	\$	5.00	\$	19,370.00	\$ 3.50 \$ 13,559.00
PHASE 2 BID ITEMS				\$	65,792.50	\$	58,579.70	*

* Indicates error on bid form