

CITY OF ROCKPORT

MINUTES

CITY COUNCIL REGULAR MEETING 6:30 p.m., Tuesday, October 13, 2015 Rockport City Hall, 622 East Market Street

On the 13th day of October 2015, the City Council of the City of Rockport, Aransas County, Texas, convened in Regular Session at 6:30 p.m., at the regular meeting place in City Hall, and notice of meeting giving time, place, date and subject was posted as described in V.T.C.A., Government Code § 551.041.

CITY COUNCIL MEMBERS PRESENT

Mayor Pro-Tem Pat Rios, Ward 3
Council Member J. D. Villa, Ward 2
Council Member Barbara Gurtner, Ward 4

CITY COUNCIL MEMBER(S) ABSENT

Mayor Charles J. Wax
Council Member Rusty Day, Ward 1

STAFF MEMBERS PRESENT

City Manager Kevin Carruth
City Attorney Terry Baiamonte
City Secretary Teresa Valdez
Criminal Investigation Division Commander Jerry Lawing
Public Works Director Mike Donoho
Finance Director Patty Howard
Parks & Leisure Services Director Tom Staley
Community Planner Kimberly Clark

ELECTED OFFICIALS

Opening Agenda

1. Call to Order.

With a quorum of the Council Members present, the Regular Meeting of the Rockport City Council was called to order by Mayor Pro-Tem Rios at 6:36 p.m. on Tuesday, October 13, 2015, in the Council Chambers of the Rockport City Hall, 622 E. Market Street, Rockport, Texas.

2. Pledge of Allegiance.

Council Member Gurtner led the Pledge of Allegiance to the U.S. flag.

3. Proclamation: Coastal Bend Day of Pink – October 23, 2015.

Mayor Pro-Tem Rios proclaimed October 23, 2015, as Coastal Bend Day of Pink in Rockport, Texas. Mayor Pro-Tem Rios presented the Proclamation to Amy Curry of Radiology Associates.

4. Citizens to be heard.

At this time comments will be taken from the audience on any subject matter that is not on the agenda. To address the Council, please sign the speaker's card located on the table outside the Council Chamber and deliver to the City Secretary before the meeting begins. Please limit comments to three (3) minutes. In accordance with the Open Meetings Act, Council may not discuss or take any action on any item that has not been posted on the agenda.

There were no citizen comments.

Consent Agenda

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

- 5. Deliberate and act on approval of City Council Special Meeting Minutes of September 15, 2015.**
- 6. Deliberate and act on 4th quarter report from Rockport Center for the Arts for Fiscal Year 2014-2015 marketing expenditures.**
- 7. Deliberate and act on 4th quarter report from Texas Maritime Museum for Fiscal Year 2014-2015 marketing expenditures.**
- 8. Deliberate and act on 4th quarter report from Rockport-Fulton Chamber of Commerce for Fiscal Year 2014-2015 marketing expenditures.**
- 9. Deliberate and act on 4th quarter report from the Friends of the Fulton Mansion State Historical Site for Fiscal Year 2014-2015 marketing expenditures.**
- 10. Deliberate and act on report from Aransas County Education Foundation for the 2015 Rockport-Fulton Shopping Tournament marketing expenditures.**
- 11. Deliberate and act on Texas Municipal League Intergovernmental Employee Benefits Pool retiree options.**
- 12. Deliberate and act on request from Rockport Volunteer Fire Department for approval to close the north half of Ann Street between Cornwall and Concho Streets from 10:00 a.m. to noon on Saturday, October 17, 2015, for dedication of the Rockport Volunteer Fire Department historical marker.**

Mayor Pro-Tem Rios stated Item 12 should be pulled for separate discussion because new information regarding the requested time for street closure had been received on Monday.

MOTION: Council Member Villa moved to remove Consent Agenda Item 12 from the Consent Agenda for separate discussion. Council Member Gurtner seconded the motion. Motion carried unanimously.

MOTION: Council Member Gurtner moved to adopt the Consent Agenda Items, minus Item 12, as presented. Council Member Villa seconded the motion. Motion carried unanimously.

Mayor Pro-Tem Rios stated that the Agenda cover sheet for Item 12 shows the requested times as 10:00 a.m. until noon, but the letter received on Monday from the Rockport Volunteer Fire Department requests closure of Ann Street from 8:00 a.m. until 4:00 p.m.

Brief discussion was held among Council and City Manager Kevin Carruth.

MOTION: Council Member Villa moved to approve Consent Agenda Item 12 as posted on the Agenda, time of street closure being 10:00 a.m. until noon. Council Member Gurtner seconded the motion.

City Manager Kevin Carruth stated he had just received an updated message that the Rockport Volunteer Fire Department is hosting an Open House and the letter received on Monday has the correct requested time for street closure.

MOTION: Council Member Villa moved to amend his previous motion by changing the time for closure of a portion of Ann Street from 8:00 a.m. until 4:00 p.m. on Saturday, October 17, 2015. Council Member Gurtner seconded the motion. Motion carried unanimously.

Regular Agenda

13. Deliberate and act on a water supply agreement with Copano Cove Water Company, Inc.

Public Works Director Mike Donoho informed the Council that the water supply agreement with Copano Cove Water Company, Inc. expired in 2014 and they have requested to renew the agreement.

City Manager Kevin Carruth said there are no substantive changes to the agreement from the previous agreement. Mr. Carruth stated the agreement is more compliant with the San Patricio Municipal Water District agreement.

MOTION: Council Member Gurtner moved to approve the water supply agreement with Copano Cove Water Company, Inc. Council Member Villa seconded the motion. Motion carried unanimously.

14. Hear and deliberate on presentation of Rockport-Fulton Chamber of Commerce Compass Report: Guidance, Promotion and Support.

Rockport-Fulton Area Chamber of Commerce Board Chair Tiffanie Hoover addressed the Council. Ms. Hoover presented the Rockport-Fulton Area Chamber of Commerce Compass Report: Guidance, Promotion and Support.

Discussion was held among Council and Chamber Board Chair Ms. Hoover in regard to the quarterly report.

15. Deliberate and act on Final Plat submitted by Rebecca Allen Niven, Estate of Phoebe Allen Olcott, and Estate of Deborah Allen Hammett for a minor subdivision, 1024 Water Street; also known as Lots 1, 2, and 3, Block 1, Hugo Allen Subdivision, City of Rockport, Aransas County, Texas.

Public Works Director Mike Donoho stated the Final Plat is for a minor subdivision of 1.188 acres into three (3) platted lots at 1024 Water Street. Mr. Donoho informed the Council the Planning & Zoning Commission voted on October 5, 2015, to accept the final plat contingent upon the final plat being held by the City and not filed of record until the sewer has been extended to all three (3) lots and has been accepted by the City.

Brief discussion was held among Council and Mr. Donoho.

MOTION: Council Member Villa moved to approve the Final Plat submitted by Rebecca Allen Niven, Estate of Phoebe Allen Olcott, and Estate of Deborah Allen Hammett for a minor subdivision, 1024 Water Street; also known as Lots 1, 2, and 3, Block 1, Hugo Allen Subdivision, City of Rockport, Aransas County, Texas, contingent upon the final plat being held by the City and not filed of record until the sewer has been extended to all three (3) lots and has been accepted by the City. Council Member Gurtner seconded the motion. Motion carried unanimously.

16. Reports from Council.

At this time, the City Council will report/update on all committee assignments, which may include the following: Aransas Pathways Steering Committee, Building and Standards Commission; Coastal Bend Bays and Estuaries Program; Coastal Bend Council of Government; Environmental Committee for Water Issues; Keep Rockport Beautiful Advisory Board; Parks & Leisure Services Advisory Board; Planning Zoning Commission; Rockport Heritage Board; Rockport-Fulton Chamber of Commerce; Aransas County Storm Water Management Advisory Committee; Swimming Pool Operations Advisory Committee; Tourism Development Council; Tree & Landscape Committee; YMCA Project 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.

There were no reports from Council.

Executive Session

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

- 17. Section 551.071(1)(A) Consultation with Attorney on pending or contemplated litigation: a) Aumada, and b) Bay Education Center.**
- 18. Section 551.071(2) Consultation with Attorney 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.**
- 19. Section 551.072 Deliberation about Real Property: Acquisition of property for public purpose : a) Aransas Woods Tract, and b) 1501 and 1505 Broadway.**
- 20. Section 551.074 Personnel Matters – Municipal Court Administrator.**
- 21. Section 551.076 Deliberations Regarding Security Devices or Security Audits.**
- 22. Section 551.087 Deliberation Regarding Economic Development Negotiations: Project Cardinal.**

At 6:58 p.m., Mayor Pro-Tem Rios convened the Rockport City Council into an executive session pursuant to the provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in Section 551.071910(A) Consultation with Attorney on pending or contemplated litigation: a) Aumada, and b) Bay Education Center; Section 551.071(2) Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rule of Professional Conduct of the State Bar of Texas clearly conflicts with the chapter; Section 551.072 Deliberation about Real Property: Acquisition of property for public purpose: a) Aransas Woods Tract, and b) 1501 and 1505 Broadway; Section 551.074 Personnel Matters – Municipal Court Administrator; Section 551.076 Deliberations Regarding Security Devices or Security Audits; and Section 551.087 Deliberation Regarding Economic Development Negotiations: Project Cardinal.

Open Session

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

At 8:34 p.m., Mayor Pro-Tem Rios reconvened the Rockport City Council into open session pursuant to the provisions of Chapter 551 of the Texas Government Code to take any actions necessary related to the executive sessions noted herein, or regular agenda items, noted above, and/or related items.

MOTION:

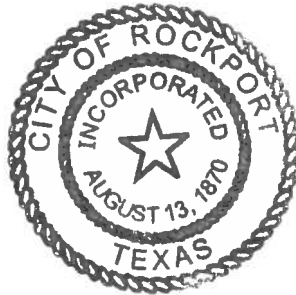
24. Deliberate and act on re-appointment of Court Administrator for Municipal Court.

City Manager Kevin Carruth called the Council's attention to the previous letter of appointment of Court Administrator for Municipal Court included in the Agenda packet. Mr. Carruth stated Diana McGinnis is seeking re-appointment of a 2-year term and there is no change in salary.


MOTION: Council Member Villa moved to re-appoint Diana McGinnis as Court Administrator for Rockport Municipal Court. Council Member Gurtner seconded the motion. Motion carried unanimously.

25. Adjournment

At 8:35 p.m., Council Member Villa moved to adjourn. Motion was seconded by Council Member Gurtner and carried unanimously.



CITY OF ROCKPORT, TEXAS



Patrick Rios, Mayor Pro-Tem

ATTEST:



Teresa Valdez, City Secretary