

# CITY OF ROCKPORT

## MINUTES

### CITY COUNCIL REGULAR MEETING

6:30 p.m., Tuesday, March 14, 2023

Rockport Service Center, 2751 State Highway 35 Bypass

Members of the public could view the meeting via live stream. Public participation is valued and citizens wishing to express their views on any topic or agenda item could electronically submit a Citizen Participation Form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code provided on the Agenda, or if attending the meeting in person register before the meeting begins. Using the same form, citizens could also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The comments were read and summarized in the minutes of the meeting.

On the 14<sup>th</sup> day of March 2023, the City Council of the City of Rockport, Aransas County, Texas, convened in a Regular Meeting at 6:30 p.m., at the Training Room of the Rockport Service Center 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 Tim Jayroe

Council Member Katy Jackson, Ward 1

Council Member Danielle Hale, Ward 2

Council Member Brad Brundrett, Ward 3- *Via ZOOM*

#### CITY COUNCIL MEMBER(S) ABSENT

Mayor Pro-Tem Andrea Hattman, Ward 4

#### STAFF MEMBERS PRESENT

City Manager Vanessa Shrauner

Assistant to City Manager Kimberly Henry

City Secretary Teresa Valdez

Director of Public Works and Building & Development Services Mike Donoho

Chief of Police Greg Stevens

Parks & Leisure Services Director Gene Camargo

Information Technology Director Bob Argetsinger

Communications Center Director Lee Brown

#### ELECTED OFFICIALS PRESENT

#### Opening Agenda

##### **1. Call meeting to order.**

With a quorum of the Council Members present, the Regular Meeting of the Rockport City Council was called to order by Mayor Jayroe at 6:30 p.m. on Tuesday, March 14, 2023, in the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas.

##### **2. Pledge of Allegiance.**

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

**3. Presentation: Friends of Aransas & Matagorda Island Wildlife Refuge – Whooping Crane Strut.**

Mayor Jayroe said the City has partnered with the Friends of Aransas & Matagorda Island Wildlife Refuge beginning with the 2015 Whooping Crane Strut to donate \$5.00 of each registration to the group to assist with whooping crane habitat at the Refuge. Mayor Jayroe presented a check in the amount of \$1,510.00 to representatives of the Friends of Aransas and Matagorda Island Wildlife Refuge.

**4. Proclamation: Jack Lyons Day – March 18, 2023.**

Mayor Jayroe proclaimed March 18, 2023, as Jack Lyons Day in Rockport, Texas. Mayor Jayroe said Jack Lyons flew 60 combat missions in the Pacific and he is indeed a hero. Mayor Jayroe added that March 18, 2023, is Jack Lyons birthday.

**5. Citizens to be heard.**

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

Patrick Kane, 1123 East Cedar Street, addressed the Council and commented: I am opposed to Agenda Item 13 and it is only on the Agenda because the City must affirmatively further fair housing to accept \$500,000 in grants for street improvements covered under Agenda Items 11 and 12. I am opposed for three reasons: The community-wide housing analysis isn't an analysis at all; furthering fair housing is not the same as providing affordable housing; and Rockport does not need to waive developer fees.

Kristie Rutledge, 1411 Dana Drive, addressed the Council and commented: This is another example of the ordinance not being following and not allowing citizens to speak on each agenda item. Some things I have concerns about: There was a TIRZ presentation at last Council meeting and the tax increment investment policy that was submitted to the City Council by the Economic Development Corporation and had a statement about the utilization of TIFs and TIFF projects can exasperate property value increases that compound existing housing affordability issues and that potentially displace residents, proactive planning can help avoid displacement and mitigate impact to existing residents, and the City should provide tax and other incentives to achieve community and economic development goals in a particular area; other agenda items tonight that do not have disclosure as to cost to the tax payers – the Community Development grant, the Rockport Center for the Arts, ask you to vote no on that – we are six months into the budget and we are asking for a budget amendment with no disclosure; see we are increasing two step pay increases for two staff members – again this is a budget amendment, is this a tax increase without disclosure?

## **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.

- 6. Deliberate and act on approval of City Council Meeting Minutes of February 28, 2023.**
- 7. Deliberate and act on a Resolution of the City of Rockport, Texas, authorizing the Rockport Police Department to apply for and operate an Operation Stonegarden Grant Program (OPSG) administered by the Office of the Governor, Homeland Security grants division for Fiscal Year 2022; and authorizing the Mayor to act as the Executive Officer and authorized representative in all matters pertaining to the participation in this grant program.**
- 8. Deliberate and act to accept a Certification of Unopposed Candidates by the City Secretary for the May 6, 2023, General Election.**

*Deliberar y actuar para aceptar una certificación de candidatos sin oposición, preparede por la secretaria municipal para las elecciones municipales generales del 6 de mayo de 2023.*

- 9. Deliberate and act on Resolution declaring unopposed candidate in the May 6, 2023, City General Election, elected to office; cancelling the Saturday, May 6, 2023, Ward 3 Election; finding and declaring that the meeting at which this Resolution is adopted was open to the public, that the public notice of time, place and the subject matter of the public business to be considered was posted as required by law, including this Resolution.**

*Deliberar y actuar sobre una resolución declarando a candidatos sin oposición, en las elecciones municipales generales del 6 de mayo 2023, elegido para un cargo público; p anulandolas elecciones del 6 de mayo, 2023 de barrio 3; averiguando y declarando que la reunion en que se adoptó esta resolución fue abierta al público, y el aviso al público de la hora, el lugar y el content de los negocios públicos en consideración fueron publicados como require la ley, incluyendo esta resolución.*

- 10. Deliberate and act on 1<sup>st</sup> quarter report from the Texas Maritime Museum for Fiscal Year 2022-2023 marketing expenditures.**
- 11. Deliberate and act on a Resolution authorizing the submission of a 2023/2024 Texas Community Development Block Grant application to the Texas Department of Agriculture for the Community Development Fund for street improvements and adopting required Community Development Block Grant Civil Rights policies.**
- 12. Deliberate and act on a Resolution of the City Council of the City of Rockport, Texas authorizing City representatives in matters pertaining to the City's participation in the Texas Community Development Block Grant Program.**
- 13. Deliberate and accept community-wide housing analysis performed regarding impediments to housing for the City of Rockport.**
- 14. Deliberate and act on approval of a Joint Management Services Agreement between the City of Rockport, Texas and the Rockport Arts Association.**

**15. Deliberate and act on report from Aransas County Council on Aging for marketing expenditures made for 2023 Bountiful Bowl Pottery Fair/Rockport Clay Expo.**

Mayor Jayroe called for requests to remove any item from the Consent Agenda for separate discussion.

Council Member Hale requested Consent Agenda Item 14 be removed for separate discussion.

**MOTION:** Council Member Hale moved to approve the Consent Agenda Items, minus Item 14, as presented. Council Member Jackson seconded the motion. Motion carried unanimously.

**Consent Agenda Item 14.**

Council Member Hale stated she thinks the Agreement makes sense the way it is presented and there is a lot of background on this, and it would be helpful for the citizens to hear some of the background.

City Manager Vanessa Shrauner stated this is a Joint Management Agreement with the Rockport Center for the Arts and we are on the grant that helped build the Center. Ms. Shrauner said since we are on the grant, we have to have a co-management agreement, but we are not interested in co-managing that facility, nor are we funding that facility, but we have committed to funding them through hotel occupancy tax funds if they make an application. Ms. Shrauner expressed that does not mean we have to give them hotel occupancy tax funds because you cannot commit hotel occupancy tax funds from year-to-year. Ms. Shrauner explained the part of the City's co-management is if we hear of a lead we will send them to the facility to use. Ms. Shrauner added if they are awarded hotel occupancy tax funds they will be required to report to Council just like any other agency.

Council Member Hale said she believed she read in the Agreement that the City does not have maintenance responsibility for the building.

Ms. Shrauner stated that was correct, and if they call and ask us for help and we have available people, time, money, whatever, we will assist them, but we are not required to maintain any of the facility.

**MOTION:** Council Member Hale moved to approve Consent Agenda Item 14, as presented. Council Member Jackson seconded the motion. Motion carried unanimously.

**Public Hearing**

**16. Conduct a Public Hearing for the purpose of considering abolishing, continuance, or modification of the Juvenile Curfew Ordinance.**

Mayor Jayroe opened the Public Hearing at 6:48 p.m.

Chief Stevens said this is the required second Public Hearing. Chief Stevens stated nothing has changed in the Agenda Packet except for the addition of a letter of support from the Rockport-

Fulton Independent School District Police Department.

Kristie Rutledge, 1411 Dana Drive, addressed the Council and asked how this applies to children who are home schooled.

Chief Stevens said those children would be at home and they are obviously where they need to be; they can't be out in public during the school hours. Chief Stevens stated they have to be at home, in school, or they can be with their parent or guardian outside of the home or school.

Mayor Jayroe closed the Public Hearing at 6:53 p.m.

**Regular Agenda**

**17. Hear presentation from Frontier Waste Solutions.**

Matt Graham, Director of Business Development for Frontier Waste Solutions, addressed the Council. Mr. Graham said he was here to do a presentation (below) to introduce the City Council to Frontier Waste Solutions and ask that the City does not do more than a one-year extension of the current solid waste collection contract and instead seek requests for proposals.



March 4, 2023

**Absolute Waste Services is now Frontier Waste Solutions**

Absolute Waste Services Corpus Christi's longest serving independent waste collection service provider

Frontier Waste Solutions Texas's fastest-growing, independent, full-service waste services provider

**A New Frontier**  
Built to serve the Coastal Bend with unparalleled capability and customer service

**About Frontier**

Why is Frontier Waste Solutions?

- Founded in 1987 by Texas waste industry veterans with a mission to build a better Texas waste industry
- Using Frontier's leading 30+ state-of-the-art waste collection trucks, we provide the most reliable, consistent, and cost-effective waste collection service in the region
- Our fleet is comprised of 30+ state-of-the-art waste collection trucks, we provide the most reliable, consistent, and cost-effective waste collection service in the region
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**About Frontier**

Service Area: Coastal Bend, South Texas, with 40+ heavy Texas commercial trucks (fully equipped, licensed)

INDUSTRY COOPERATION

SELECTED CLIENTS

**About Frontier**

Best and equipped fleet highlights

- 350** Collection vehicles
- ~4 Years** Average Fleet Age
- \$80M** Investment in Fleet and Equipment

Professional Fleet maintenance program led by 22-year industry veteran

Market-leading technicians and rigorous training

Robust and state-of-the-art and investment in cameras, GPS, and automation

**About Frontier**

Ready to help you:

- Public Company's best performing heavy program for 20+ years
- 24/7 emergency response
- Proven management track record
- Strong financial backing



**18. Deliberate and act on second & final reading of an Ordinance continuing the City of Rockport Code of Ordinances Chapter 66 “Offenses and Miscellaneous Provisions” Article II . “Minors Curfew” setting curfew hours for minors; repealing all Sections in conflict herewith; providing a severability clause; and providing an effective date.**

**MOTION:** Council Member Jackson moved to approve the second & final reading of an Ordinance continuing the City of Rockport Code of Ordinances Chapter 66 “Offenses and Miscellaneous Provisions” Article II. “Minors Curfew” setting curfew hours for minors; repealing all Sections in conflict herewith; providing a severability clause; and providing an effective date. Council Member Hale seconded the motion. Motion carried unanimously.

**19. Deliberate and act on reclassification of Administrative & Special Events Assistant.**

City Manager Shrauner stated shortly after she arrived in Rockport, the Parks & Leisure Services Director retired and he has contracted with the City while the City was searching for his replacement. Ms. Shrauner said we received good applicants and the best applicant for the Director position came from an existing City employee, so we are promoting Gene Camargo into the Parks & Leisure Services Director position. Ms. Shrauner explained that in conjunction with that she would also like to promote the Administrative & Special Events Assistant to an Assistant Director because she wants to expand the City’s breath of leisure services and provide some internal growth for that position as well. Ms. Shrauner stated it will be paid for out of the current budget and she is not asking for a budget adjustment or amendment or anything of the sort.

**MOTION:** Council Member Jackson moved to approve the reclassification of Administrative & Special Events Assistant to Assistant Parks Director. Council Member Hale seconded the motion. Motion carried unanimously.

**20. Deliberate and act on reclassification of Accounting Clerk.**

City Manager Shrauner stated there had been some reorganization before she became employed by the City, and she has been here about six months and has been looking at needs and services. Ms. Shrauner said one of the positions that was created was a new position or moved from another department to the Finance Department, an Accounting Clerk, and she has decided a bigger need is an Executive Administrative Assistant to provide assistance for the City Secretary, Human Resources, Assistant to the City Manager and the City Manager. Ms. Shrauner added this position has not been filled yet and there are two other open positions in the Finance Department and she thinks it would be better use of the time providing assistance to the key Administrative staff. Ms. Shrauner explained the money for this will also be paid out of the current budget.



Council Member Jackson said this position is already budgeted.

Ms. Shrauner stated that was correct, it's just getting a new title.

**MOTION:** Council Member Hale moved to approve the reclassification of Accounting Clerk to Executive Administrative Assistant. Council Member Jackson seconded the motion. Motion carried unanimously.

**21. City Manager Report:  
A. Projects.**

City Manager Shrauner said she did not have anything new to report.

**22. Reports from Council.**

At this time, the City Council will report/update on activities in respective Wards, and all committee assignments, which may include the following: Aransas County Alliance Local Government Corporation; Aransas Pathways Steering Committee; Building and Standards Commission; Coastal Bend Bays and Estuaries Program; Coastal Bend Council of Government; Coastal Bend Mayors Group; Park & Leisure Services Advisory Board; Planning & Zoning Commission; Rockport-Fulton Chamber of Commerce; Aransas County Storm Water Management Advisory Committee; Swimming Pool Operations Advisory Committee; Tourism Development Council; Tree & Landscape Committee; YMCA Development 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.

Council Member Jackson said there were lots of things happening in Ward 1. Council Member Jackson stated there was a ribbon cutting at the mural at Rock Bottom today. Council Member Jackson announced the Crawfish Fest is scheduled for this Friday and Saturday. Council Member Jackson expressed great things are going on in Downtown. Council Member Jackson expressed she is keeping her eyes open for opportunities for business to expand farther south, so if anyone has any ideas please let her know. Council Member Jackson added that on the City's website "Frequently Asked Questions for the Charter 2023 Election" information is available; please read that, it is the City's statement and that's all we can say.

Council Member Hale said Oysterfest provided a great weekend for the whole community; they broke all the records. Council Member Hale stated Whooping Crane Strut was successful as well. Council Member Hale thanked the event organizers and the public safety teams who really worked hard that weekend and did a great job.

Mayor Jayroe said he has mentioned in several of the Council meetings lately that the City is working with the other entities around here, and we need to be working with them; we are getting a lot of things done. Mayor Jayroe said with the Stormwater Drainage Committee, we are doing a lot of work toward getting a Master Drainage Plan for our County, and the County and City are cooperating fully trying to get this project done. Mayor Jayroe added there has been a lot of work done between the Aransas County Navigation District, the Town of Fulton, the City of Rockport and so forth; working on these projects together to see that our community gets the benefit as opposed to some of the things we may have done in the past where it appeared we were in conflict with each other. Mayor Jayroe expressed this is working out very well and he

would like to see that continue and he appreciates that.

**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:

- 23. Section 551.071 Consultations with Attorney seeking the advice of attorney about pending or contemplated litigation or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: Concho Street & General Land Office (GLO) drainage projects.**

At 7:09 p.m., Mayor Jayroe convened the City Council into executive session pursuant to the provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in: Section 551.071 Consultations with Attorney seeking the advice of attorney about pending or contemplated litigation or a settlement offer; and on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter: Concho Street & General Land Office (GLO) drainage projects.

**Open Session**

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

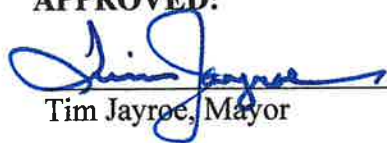
At 7:33 p.m., Mayor Jayroe reconvened the Rockport City Council into open session pursuant to the provisions of Chapter 551 of the Texas Government Code.

No action was taken.

**24. Adjournment.**

At 7:33 p.m., Council Member Jackson moved to adjourn. Motion was seconded by Council Member Hale. Motion carried unanimously.



**APPROVED:**  
  
Tim Jayroe, Mayor

**ATTEST:**

  
Teresa Valdez, City Secretary