

# CITY OF ROCKPORT

## MINUTES

### CITY COUNCIL REGULAR MEETING

6:30 p.m., Tuesday, July 12, 2022

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 12<sup>th</sup> day of July 2022, 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 – *Via ZOOM*  
Mayor Pro-Tem Andrea Hattman, Ward 4  
Council Member Danielle Hale, Ward 2  
Council Member Katy Jackson, Ward 1  
Council Member Brad Brundrett, Ward 3

#### CITY COUNCIL MEMBER(S) ABSENT

#### STAFF MEMBERS PRESENT

Interim City Manager Richard Morton  
Assistant to City Manager Kimberly Henry – *Via ZOOM*  
City Secretary Teresa Valdez  
City Attorney Allison Bastian-Rodriguez – *Via ZOOM*  
Director of Finance Katie Griffin  
Parks & Leisure Services Director Rick Martinez  
Director of Public Works and Building & Development Services Mike Donoho  
Community Planner and Assistant Director of Building & Development Services Carey Dietrich  
Information Technology Director Bob Argetsinger  
Parks Maintenance Superintendent George Bennett  
Communications 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 Pro-Tem Hattman at 6:32 p.m. on Tuesday, July 12, 2022, in the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas.

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

Mayor Pro-Tem Hattman led the Pledge of Allegiance to the U.S. flag.

## **3. 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 subject matter that is not on the agenda, 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.

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.

- 4. Deliberate and act on approval of Regular Meeting Minutes of June 28, 2022**
- 5. Deliberate and act on 3<sup>rd</sup> quarter report from the Rockport-Fulton Chamber of Commerce for Fiscal Year 2021-2022 marketing expenditures.**
- 6. Deliberate and act on 3<sup>rd</sup> quarter Report from Rockport Center for the Arts for Fiscal Year 2021-2022 marketing expenditures.**
- 7. Deliberate and act on approval of Interlocal Contract between City of Rockport and Town of Fulton for Assistance in Law Enforcement.**
- 8. Deliberate and act on approval for Wastewater Department to purchase 304 John Deere Loader with funds from the 2022 Tax Note.**
- 9. Deliberate and act to confirm Mayoral appointments of City Council liaisons to various boards, committees, and commissions.**
- 10. Deliberate and act to approve Multi-Jurisdictional Interlocal Cooperation Agreement for the application and distribution of disaster-related grant funding.**
- 11. Deliberate and act to approve the placement of a directional sign for the Fulton Mansion to be placed on Maple Street and Broadway Street.**
- 12. Deliberate and act on Resolution authorizing the City Manager to prepare, post, and publish for sale the previous location for City Hall being Lot E/2, Block 2, Doughty and Mathis Outlots Outlot 3, also known as 622 E. Market Street.**

Mayor Pro-Tem Hattman called for requests to remove any item from the Consent Agenda for separate discussion.

Council Member Brundrett requested Consent Agenda Item 9 be pulled for separate discussion.

**MOTION:** Council Member Hale moved to approve the Consent Agenda Items minus Item 9, as presented. Council Member Jackson seconded the motion. Motion carried unanimously.

#### **Item 9.**

Council Member Brundrett said he wanted to make sure everybody was okay with the appointments and workload.

Mayor Jayroe said he tried to distribute the appointments as evenly as possible.

**MOTION:** Council Member Jackson moved to approve Consent Agenda Item 9. Council Member Brundrett seconded the motion. Motion carried unanimously.

#### **Regular Agenda**

- 13. Deliberate and act on second & final reading of an Ordinance amending Chapter 50 Division 4 “Flood Hazard Reduction” of the Code of Ordinances, City of Rockport, Texas, in order to be compliant with Community Rating System requirements; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.**

Community Planner Carey Dietrich said there had been no changes in form or content since Council approved the first reading of the Ordinance on June 28, 2022.

**MOTION:** Council Member Jackson moved to approve the second & final reading of an Ordinance amending Chapter 50 Division 4 “Flood Hazard Reduction” of the Code of Ordinances, City of Rockport, Texas, in order to be compliant with Community Rating System requirements; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date. Council Member Brundrett seconded the motion. Motion carried unanimously.

- 14. Hear and deliberate on proposed amendment to Chapter 106 of the City of Rockport Code of Ordinances, to update the current Tree and Landscape Ordinance.**

Community Planner Carey Dietrich stated there have been many revisions to the proposed amendment.

Mayor Pro-Tem Hattman asked why there was not a provision in the proposed amendment that would allow funds to be used to purchase property for greenspace.

Council Member Brundrett said he thought we already had that in the City’s development standards.

Public Works Director Mike Donoho stated Mr. Brundrett was correct that the City does have in the development standards that when a property is developed, they can designate a greenspace area.

Interim City Manager Richard Morton asked City Attorney Bastian-Rodriguez if language can be added that would allow the City to spend funds for green space maintenance or purchase.

City Attorney Bastian-Rodriguez said she was not sure but she would research it and follow-up with staff.

Ms. Dietrich said if the City Attorney tells staff this is allowable, she will add the language to the proposed amendment.

**15. Deliberate and act to re-appoint and appoint members to various City of Rockport boards, committees, and commissions.**

Mayor Jayroe said he did try to spread out appointments throughout all wards.

City Secretary Teresa Valdez stated under the listing for the Zoning Board of Adjustment and Building & Standards Commission Matthew Grimes is shown in red type as a re-appointment and it should be shown in blue type as a new appointment.

Ms. Valdez read the list of re-appointments and appointments for each of the boards, committees and commissions.

**MOTION:** Council Member Brundrett moved to re-appoint and appoint members to the various City of Rockport boards, committees, and commissions as follows:

**Parks and Leisure Services Advisory Board**

Appoint: Marie Fee and Lindsee Merrell

Re-appoint: Karen Rester

**Planning and Zoning Commission**

Appoint: Patricia A. Impens

Re-appoint: Ric Young and Ruth Davis

**Tree and Landscape Committee**

Re-appoint: Warren Hassinger, Linda Frank and Karen Rester

**Zoning Board of Adjustment and  
Building and Standards Commission**

Appoint: Richard W. Smith (moved from Alternate to Place 4)

Brandi Picton (Alternate), and Matthew Grimes (Alternate)

Re-appoint: Pamela Dixon Frost and Jeanetta Davis

Council Member Jackson seconded the motion. Motion carried unanimously.

## **16. 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 stated July 4<sup>th</sup> was a success and the Art Festival made a lot more at the gate this year. Council Member Jackson thanked everyone for supporting the Second Saturday in downtown.

Council Member Hale thanked Director of Finance Katie Griffin and City staff for the hard work and information provided in the Budget Workshop this afternoon.

Council Member Brundrett said there had been another successful July 4<sup>th</sup> in Rockport and the Police Department did not have any big issues. Council Member Brundrett said the Art Festival and the live auction was great and well attended. Council Member Brundrett thanked staff for working on the budget and the Workshop this afternoon was painless. Council Member Brundrett thanked Aransas County and the Public Works Department for the road base materials that have been placed in various locations.

Mayor Pro-Tem Hattman thanked staff for the budget presentation this afternoon. Mayor Pro-Tem Hattman thanked the Police Department for their hard work during the 4<sup>th</sup> of July.

Mayor Jayroe also thanked the Police Department for their hard work during the 4<sup>th</sup> of July. Mayor Jayroe said he has never heard so many nice things in the 30 years he served as a police officer. Mayor Jayroe said the City is working on the Rockport Country Club drainage plans.

### **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 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: 1) Burnside Services, Inc., and 2) Concho Street Drainage Project.**

At 6:57 p.m., Mayor Pro-Tem Hattman convened the Rockport City Council into an executive session pursuant to Government Code 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: 1) Burnside Services, Inc., and 2) Concho Street Drainage Project.

Interim City Manager Richard Morton said there was not a need for an Executive Session.

**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 6:57 p.m., Mayor Pro-Tem Hattman reconvened the Rockport City Council into open session pursuant to the provisions of Chapter 551 of the Texas Government Code.

**18. Adjournment.**

At 6:57 p.m., Council Member Brundrett moved to adjourn. Motion was seconded by Council Member Jackson. Motion carried unanimously.



**ATTEST:**

  
Teresa Valdez, City Secretary

**APPROVED:**

  
Tim Jayroe, Mayor