
CITY COUNCIL AGENDA

Notice is hereby given that the Rockport City Council will hold a regular meeting on Tuesday, January 26, 2021, at 6:30 p.m. The meeting will be held using the video conferencing application ZOOM. **No in-person meeting will be conducted at the Rockport Service Center.** A temporary suspension of the Open Meetings Act to allow telephone or video conference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. **Video conferencing capabilities will be utilized to allow individuals to address the City Council. Members of the public can participate in the meeting remotely via Zoom at <https://us02web.zoom.us/j/86358652206> or scan the QR code to the right.**



Due to the COVID-19 pandemic, the attorney general has said: “statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials.” Public participation is valued and citizens wishing to express their views on any topic or agenda item can either electronically submit a citizen participation form in order to register to speak by going to or scanning the QR code to the right. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.



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

Opening Agenda

1. Call meeting to order.
2. Pledge of Allegiance.
3. Presentation: Government Finance Officers Association – Certificate of Achievement for Excellence in Financial Reporting for City’s Comprehensive Annual Financial Report for 2019.
4. Presentation: Government Finance Officers Association- Distinguished Budget Award.
5. Citizens to be heard.

At this time, 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 by the Mayor 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.

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 Regular Meeting Minutes of January 12, 2021.

7. Deliberate and act on Resolution approving and adopting an Investment Policy and Strategy for the City of Rockport, Texas.
8. Deliberate and act on 1st quarter Report from Rockport Center for the Arts for Fiscal Year 2020-2021 market expenditures.
9. Deliberate and act on a Resolution of the City Council of the City of Rockport ordering a General Election and establishing procedures for said election to be held on Saturday, May 1, 2021; the General Election shall be for the purpose of electing a Council Member to represent Ward #1 and a Council Member to represent Ward #3; providing other matters relating to the General Election; and finding and determining that the meeting at which this Resolution is passed is open to the public as required by law.

Deliberar y tomar medidas sobre la Resolución, una resolución del Ayuntamiento de la Ciudad de Rockport en la que se ordena la realización de unas Elecciones Generales y se establecen procedimientos para dichas Elecciones, que se llevarán a cabo el sábado 1 de mayo de 2021; las Elecciones Generales se realizarán con el propósito un Concejal que represente el Distrito #1; y un Concejal que represente el Distrito #3; se estipulan otros asuntos relacionados con las Elecciones Generales, y se decide y determina que la reunion en la cual se aprueba la resolución estará abierta al public, como lo requiere la ley.

10. Deliberate and act on Contract for Election Services with the Elections Administrator of Aransas County for the May 1, 2021 Election.

Deliberar y actuar sobre el contrato de servicios electorales con el administrador de elecciones del condado de Aransas para las elecciones del 1 de mayo de 2021.

11. Deliberate and act on May 1, 2021 Joint Election Contract for Election Services between the City of Rockport and Aransas County Independent School District in compliance with HB 1.

Deliberar y tomar medidas sobre el Contrato de Elecciones Conjuntas del 1 de mayo de 2021 para Servicio Electorales entre la Ciudad de Rockport y el Distrito Escolar Independiente del Condado de Aransas, en conformidad con HB 1.

12. Deliberate and act on an Ordinance of the City Council of the City of Rockport, Texas, extending a COVID-19 pandemic Declaration of Local Disaster for the period of January – January 26, 2021 – February 23, 2021; establishing rules and regulations for the duration of the disaster; restricting certain activities; and establishing penalties for violations.
13. Deliberate and act on an Ordinance of the City Council of the City of Rockport, Texas, extending a Declaration of Local Disaster (Hurricane Hanna) for the period of January 26, 2021 – February 23, 2021; establishing rules and regulations for the duration of the disaster; and establishing an effective date.

Regular Agenda

14. Deliberate and act on 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General

Business District) for retail and office space for property located at 309 West Market Street; also known as East 90 feet of Lots 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas,; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.

15. Deliberate and act on second and final 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 changing the zoning of land from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District) for property located at located at 607 South Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas, to preserve residential feel of neighborhood; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.
16. Deliberate and act on second and final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas, to prepare property for commercial use; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.
17. Deliberate and act on second and final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas, to bring land use into a conforming zoning district; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.
18. Deliberate and act on Resolution authorizing the City Manager to provide the necessary surveys, appraisals, and right-of-way closure process for the City Council to consider the exchange of land between the City of Rockport owning the portion of Sweet Bay Avenue that lies directly between Aransas County Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and ID # 17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street) and Mr. James Elkins owning Lots 18 and 20 of Block 5, Denver Heights Subdivision.
19. Hear and deliberate on status of COVID-19 and response efforts.
20. Hear and deliberate on redistricting plans for 2021.
21. Reports from Council.

At this time, the City Council will report/update on 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.

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:

22. Section 551.087 – Deliberation Regarding Economic Development Negotiations: 380 Agreement.

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.

23. Adjournment.

Special Accommodations

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

Certification

I certify that the above notice of meeting was posted on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas on Friday, January 22, 2021, by 5:00 p.m. and on the City's website at www.cityofrockport.com. I further certify that the following News Media were properly notified of this meeting as stated above: *The Rockport Pilot* and *Corpus Christi Caller Times*.



Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 3

Presentation: Government Finance Officers Association – Certificate of Achievement for Excellence in Financial Reporting for City’s Comprehensive Annual Financial Report for 2019.

SUBMITTED BY: Finance Director Katie Griffin

APPROVED FOR AGENDA: PKC

BACKGROUND: The Government Finance Officers Association (GFOA) established the Certificate of Achievement for Excellence in Financial Reporting (CAFR) Program in 1945 to encourage and assist state and local governments to go beyond the minimum requirements of generally accepted accounting principles to prepare comprehensive annual financial reports that evidence the spirit of transparency and full disclosure and then to recognize individual governments that succeed in achieving that goal.

Reports submitted to the CAFR program are reviewed by selected members of the GFOA professional staff and the GFOA Special Review Committee, which comprises individuals with expertise in public-sector financial reporting and includes financial statement preparers, independent auditors, academics, and other finance professionals.

The City of Rockport recently received its 16th straight GFOA Certificate of Achievement for Excellence in Financial Reporting Program, recognizing the FY 2018-2019 report. Rockport is one of only 433 public entities in Texas (including 205 municipalities) to receive the award and the only one in Aransas County. Nationwide there were 4,354 awardees, of which 2,117 were cities. Of these, Rockport was one of just 329 (1.04%) cities in the U.S. with a population of under 10,000 to be recognized. In Texas, only 205 cities of any size received the Certificate.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Not an action item.



Government Finance Officers Association

**Certificate of
Achievement
for Excellence
in Financial
Reporting**

Presented to

**City of Rockport
Texas**

For its Comprehensive Annual
Financial Report
For the Fiscal Year Ended

September 30, 2019

Christopher P. Morill

Executive Director/CEO



Government Finance Officers Association
203 North LaSalle Street, Suite 2700
Chicago, Illinois 60601-1210
312.977.9700 fax: 312.977.4806

12/28/2020

Patrick Rios
Mayor
City of Rockport, Texas

Dear Mayor Rios:

We are pleased to notify you that your comprehensive annual financial report for the fiscal year ended September 30, 2019 qualifies for GFOA's Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

When a Certificate of Achievement is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. This award has been sent to the submitter as designated on the application.

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and give appropriate publicity to this notable achievement. A sample news release is included to assist with this effort.

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,

A handwritten signature in black ink that reads "Michele Mark Levine". The signature is written in a cursive, flowing style.

Michele Mark Levine
Director, Technical Services



GOVERNMENT FINANCE OFFICERS ASSOCIATION
NEWS RELEASE

FOR IMMEDIATE RELEASE

12/28/2020

For more information contact:
Michele Mark Levine, Director/TSC
Phone: (312) 977-9700
Fax: (312) 977-4806
Email: mlevine@gfoa.org

(Chicago, Illinois)—Government Finance Officers Association of the United States and Canada (GFOA) has awarded the Certificate of Achievement for Excellence in Financial Reporting to **City of Rockport** for its comprehensive annual financial report for the fiscal year ended September 30, 2019. The report has been judged by an impartial panel to meet the high standards of the program, which includes demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the report.

The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

Government Finance Officers Association (GFOA) advances excellence in government finance by providing best practices, professional development, resources, and practical research for more than 21,000 members and the communities they serve.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 4

Presentation: Government Finance Officers Association - Distinguished Budget Award

SUBMITTED BY: Finance Director Katie Griffin

APPROVED FOR AGENDA: PKC

BACKGROUND: GFOA established the Distinguished Budget Presentation Awards Program (Budget Awards Program) in 1984 to encourage and assist state and local governments to prepare budget documents of the very highest quality that reflect both the guidelines established by the National Advisory Council on State and Local Budgeting and the GFOA's best practices on budgeting and then to recognize individual governments that succeed in achieving that goal.

Documents submitted to the Budget Awards Program are reviewed by selected members of the GFOA professional staff and by outside reviewers with experience in public-sector budgeting. To earn recognition, budget documents must meet program criteria and excel as a policy document, financial plan, operations guide, and communications tool.

The City of Rockport recently received its 17th straight GFOA Distinguished Budget Presentation Award, recognizing the City's FY 2019-2020 budget document report. Rockport is one of 1,673 governments nationwide to receive the award, and one of only 188 public entities in Texas (including 151 municipalities) as well as the only one in Aransas County.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Not an action item.



GOVERNMENT FINANCE OFFICERS ASSOCIATION

*Distinguished
Budget Presentation
Award*

PRESENTED TO

**City of Rockport
Texas**

For the Fiscal Year Beginning

October 1, 2019

Christopher P. Morill

Executive Director

October 20, 2020

Katie Griffin
Director of Finance
City of Rockport
2751 State Highway 35 Bypass
Rockport, TX 78382

Dear Ms. Griffin:

We are pleased to inform you, based on the examination of your budget document by a panel of independent reviewers, that your budget document has been awarded the Distinguished Budget Presentation Award from Government Finance Officers Association (GFOA) for the current fiscal period. This award is the highest form of recognition in governmental budgeting. Its attainment represents a significant achievement by your organization.

The Distinguished Budget Presentation Award is valid for one year. To continue your participation in the program, it will be necessary to submit your next annual budget document to GFOA within 90 days of the proposed budget's submission to the legislature or within 90 days of the budget's final adoption. A Distinguished Budget Program application is posted on GFOA's website. This application must be completed and accompany your next submission. (See numbers 12 and 13 on page 2 of the application for fee information and submission instructions.)

Each program participant is provided with confidential comments and suggestions for possible improvements to the budget document. Your comments are enclosed. We urge you to carefully consider the suggestions offered by our reviewers as you prepare your next budget.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for its having achieved the award. Enclosed is a Certificate of Recognition for Budget Preparation for:

Department of Finance

Continuing participants will find a brass medallion enclosed with these results. First-time recipients will receive an award plaque that will be mailed separately and should arrive within eight to ten weeks. Also enclosed is a camera-ready reproduction of the award for inclusion in your next budget. If you reproduce the camera-ready image in your next budget, it should be accompanied by a statement indicating continued compliance with program criteria.

The following standardized text should be used:

Katie Griffin

October 20, 2020

Page 2

Government Finance Officers Association of the United States and Canada (GFOA) presented a Distinguished Budget Presentation Award to **City of Rockport, Texas**, for its Annual Budget for the fiscal year beginning **October 1, 2019**. In order to receive this award, a governmental unit must publish a budget document that meets program criteria as a policy document, as a financial plan, as an operations guide, and as a communications device.

This award is valid for a period of one year only. We believe our current budget continues to conform to program requirements, and we are submitting it to GFOA to determine its eligibility for another award.

A press release is enclosed.

Upon request, GFOA can provide a video from its Executive Director congratulating your specific entity for winning the Budget Award.

We appreciate your participation in this program, and we sincerely hope that your example will encourage others in their efforts to achieve and maintain excellence in governmental budgeting. The most current list of award recipients can be found on GFOA's website at www.gfoa.org. If we can be of further assistance, please contact the Technical Services Center at (312) 977-9700.

Sincerely,

A handwritten signature in black ink that reads "Michele Mark Levine". The signature is written in a cursive, flowing style.

Michele Mark Levine
Technical Services Center

Enclosure

FOR IMMEDIATE RELEASE

October 20, 2020

For more information, contact:

Technical Services Center

Phone: (312) 977-9700

Fax: (312) 977-4806

E-mail: budgetawards@gfoa.org

(Chicago, Illinois)--Government Finance Officers Association is pleased to announce that **City of Rockport, Texas**, has received GFOA's Distinguished Budget Presentation Award for its budget.

The award represents a significant achievement by the entity. It reflects the commitment of the governing body and staff to meeting the highest principles of governmental budgeting. In order to receive the budget award, the entity had to satisfy nationally recognized guidelines for effective budget presentation. These guidelines are designed to assess how well an entity's budget serves as:

- n a policy document
- n a financial plan
- n an operations guide
- n a communications device

Budget documents must be rated "proficient" in all four categories, and in the fourteen mandatory criteria within those categories, to receive the award.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for having achieved the award. This has been presented to **Department of Finance**.

There are over 1,600 participants in the Budget Awards Program. The most recent Budget Award recipients, along with their corresponding budget documents, are posted quarterly on GFOA's website. Award recipients have pioneered efforts to improve the quality of budgeting and provide an excellent example for other governments throughout North America.

Government Finance Officers Association (GFOA) advances excellence in government finance by providing best practices, professional development, resources and practical research for more than 20,500 members and the communities they serve.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 6

Deliberate and act on approval of Regular Meeting Minutes of January 12, 2021.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: PKC

BACKGROUND: Please see the accompanying minutes of the Regular Meeting of January 12, 2021.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff recommends Council approve the Minutes, as presented.

CITY OF ROCKPORT

MINUTES

CITY COUNCIL REGULAR MEETING 6:30 p.m., Tuesday, January 12, 2021 Via Video Conferencing Application ZOOM

A temporary suspension of the Open Meetings Act to allow telephone or video conference public meetings was granted by Governor Greg Abbott. These actions were being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Due to the COVID-19 pandemic, the attorney general has said: “statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials.” Public participation is valued and citizens wishing to express their views on any topic or agenda item can either 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. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.

On the 12th day of January 2021, the City Council of the City of Rockport, Aransas County, Texas, convened in Regular Session at 6:30 p.m., via video conferencing application ZOOM 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 Patrick R. Rios
Mayor Pro-Tem J.D. Villa, Ward 2
Council Member Michael Saski, Ward 1
Council Member Bob Cunningham, Ward 3
Council Member Andrea Hattman, Ward 4

CITY COUNCIL MEMBER(S) ABSENT

PLANNING & ZONING COMMISSION MEMBERS PRESENT

Warren Hassinger
Kim Hesley
G. Maynard Green
Ruth Davis
Diana Severino-Saxon

STAFF MEMBERS PRESENT

City Manager Kevin Carruth
City Secretary Teresa Valdez
Director of Public Works & Building Services Mike Donoho
Community Planner Amanda Torres
Director of Finance Katie Griffin

ELECTED OFFICIALS PRESENT

Chief of Police Greg Stevens
 Assistant to City Manager Kimberly Henry
 Parks & Leisure Services Director Rick Martinez
 Police Commander Larry Sinclair

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 Rios at 6:30 p.m. on Tuesday, January 12, 2021, via video conferencing application ZOOM.

2. Pledge of Allegiance.

Mayor Rios led the Pledge of Allegiance to the U.S. flag.

Mayor Rios announced a Joint Public Hearing had been scheduled for tonight on a request to rezone property located at 1119 & 1123 S. Austin Street and 1120 S. Magnolia, and a Public Hearing had been scheduled on the request for closure of a portion of King Street between Magnolia Street and Water Street, but the developer asked those items be pulled from the Agenda so they were not placed on the Agenda for tonight. However, the Executive Session item regarding the request for closure of a portion of King Street was inadvertently left on the Agenda and that item will not be addressed in Executive Session tonight.

3. Presentation: Recognition of Gas Department's 10 consecutive years of "Excellent" performance ratings of "95" or better.

Mayor Rios stated for the tenth year in a row, the City of Rockport received a "95% performance rating" from the Texas Municipal League's Intergovernmental Risk Pool's (TMLIRP) Gas Utility Survey. Mayor Rios explained the Gas Utility Survey program is intended to assist TMLIRP members with risk management and operations issues and to address potential risks associated with the gas distribution system prior to inspections by regulatory agencies. Mayor Rios expressed according to TMLIRP, the City's rating demonstrates its commitment to safety and efficiency and only 27 cities in Texas have received a score of 95% or more for ten or more consecutive years. Mayor Rios congratulated Director of Public Works & Building Services Mike Donoho and his staff.

City Manager Kevin Carruth said the Natural Gas Department is a small crew and this is recognition of what they do consistently. Mr. Carruth congratulated Mr. Donoho and staff.

4. Presentation: American Planning Association – Richard R. Lillie FAICP Planning Excellence Recognition Program Award.

Mayor Rios stated for the second year in a row, the City of Rockport Planning Department was selected by the Texas Chapter of the American Planning Association to receive its 2020 Certificate

of Achievement for the Richard R. Lillie, FAICP Program for Planning Excellence, which recognized planning excellence in municipalities throughout the State. Mayor Rios said Rockport is one of 35 government entities to receive the recognition and the only municipality in the Coastal Bend.

Community Planner Amanda Torres stated the Rockport Planning Department was happy to receive the award again.

5. Presentation: Texas Police Chiefs Association – Texas Law Enforcement Best Practices Recognition Program.

Mayor Rios stated on December 23, 2020, the Rockport Police Department received, for the second time, the award of “Recognized Law Enforcement Agency” from the Texas Police Chiefs Association (TPCA) Law Enforcement Recognition Program. Mayor Rios said the first time it was received, Tim Jayroe was Chief, and Interim Chief Fred Fletcher continued the program. Mayor Rios thanked Chief Jayroe, Chief Fletcher and current Chief Stevens for continuing the program and working toward the re-recognition.

Chief of Police Greg Stevens stated Max Westbrook, Director of the Texas Police Chiefs Association Program is attending the Council meeting tonight via ZOOM. Chief Stevens explained there are industry standards, and this is the gold standard. Chief Stevens said on-site visits are made and 168 standards are looked at; two new standards were added this year. Chief Stevens added there is less than 10% throughout the State that are meeting these standards. Chief Stevens stated Lieutenant Nathan Garcia is the Director of this program for the City of Rockport.

Director of the Texas Police Chiefs Association Texas Law Enforcement Best Practices Recognition Program Max Westbrook addressed the Council. Mr. Westbrook said there are 2786 law enforcement agencies in the State and 170 of those meet these standards; only 95 have been able to obtain re-recognition status. Mr. Westbrook congratulated Chief Stevens and his team.

6. Citizens to be heard.

At this time, 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 by the Mayor 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.

Mayor Rios said he had received one Citizen Participation Form from Sheryl Matlock to address the Council during the Citizens to be heard Agenda item. Mayor Rios asked three times for Ms. Matlock to address the Council.

Ms. Matlock did not respond to the Mayor.

Council Member Saski stated Ms. Matlock may have wanted to address the Council regarding the King Street items and when she heard the Mayor announce they were not on the Agenda she left the meeting.

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.

- 7. Deliberate and act on approval of Regular Meeting Minutes of December 8, 2020, and Special Meeting Minutes of December 15, 2020.**
- 8. Deliberate and act on an interlocal agreement with Purchasing Cooperative of America for cooperative purchasing services and authorizing the City Manager to negotiate and execute all necessary documents.**
- 9. Deliberate and act on approval of Memorandum of Understanding with Aransas County Independent School District for law enforcement mutual assistance.**

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

MOTION: Mayor Pro-Tem Villa moved to approve the Consent Agenda, as presented. Council Member Saski seconded the motion. Motion carried unanimously.

Public Hearings

10. Call to Order – Rockport Planning & Zoning Commission.

With a quorum of the members present, the meeting of the Rockport Planning & Zoning Commission was called to order at 6:49 p.m. on Tuesday, January 12, 2021, in the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, via video conferencing application ZOOM.

Mayor Rios opened the Public Hearing at 6:49 p.m.

11. Conduct a Joint Public Hearing with the Rockport Planning & Zoning Commission to consider a request to rezone property located at 309 West Market Street; also known as East 90 feet of Lots 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; to B-1 (General Business District) for retail and office space, currently zoned R-1 (1st Single Family Dwelling District).

Mayor Rios stated he had received two Citizen Participation Forms to address Agenda Item 11. Mayor Rios read the statements received.

- 1) Alan Holland, 316 W. Bay: Mr. Holland voiced concern about the rezoning application and opposed the rezoning request. His concerns are noise, devaluation of property and security.
- 2) Keith Allen, 129 South Verne Street: Mr. Allen opposes the rezoning request and said it does not fit the size of the land and is not a fitting option for rezoning at this time. Mr. Allen said rezoning would bring additional noise and increase potential hazards.

At 6:57 p.m., Mayor Rios closed the Public Hearing.

12. Adjourn – Rockport Planning & Zoning Commission.

At 6:57 p.m., the Rockport Planning & Zoning Commission adjourned.

Regular Agenda

- 13. Deliberate and act on 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 changing the zoning of land from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District) for property located at located at 607 South Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas, to preserve residential feel of neighborhood; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.**

Community Planner Amanda Torres stated the Planning and Zoning Commission heard this request on December 14, 2020 and they recommend approval. Ms. Torres said this is an uncommon request because they are requesting down-zoning; it would be the same zoning as the Mathis House.

Council Member Cunningham said he drove through that neighborhood and the rezoning would seem to fit in better with the neighborhood and protect the integrity of the Mathis House.

MOTION: Council Member Saski moved to approve 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 changing the zoning of land from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District) for property located at located at 607 South Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas, to preserve residential feel of neighborhood; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date. Council Member Hattman seconded the motion. Motion carried unanimously.

- 14. Deliberate and act on 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas, to prepare property for commercial use; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.**

Community Planner Amanda Torres stated the Planning and Zoning Commission heard this request on December 14, 2020, and recommend approval. Ms. Torres said the 2011 Future Land Use Map indicates this area as commercial. Ms. Torres explained this property was annexed into

the City in 2016, and when annexed property comes in as R-1 (1st Single Family Dwelling District). Ms. Torres added the property owner and realtor request the property be rezoned to prepare it for commercial use.

MOTION: Mayor Pro-Tem Villa moved to approve 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas, to prepare property for commercial use; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date. Council Member Saski seconded the motion. Motion carried unanimously.

15. **Deliberate and act on 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas, to bring land use into a conforming zoning district; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date.**

Community Planner Amanda Torres stated the Planning and Zoning Commission heard this rezoning request on December 14, 2020. Ms. Torres said the Planning and Zoning Commission and staff recommend approval. Ms. Torres informed Council that property owners Floyd & Brenda Clark have utilized this property as commercial for decades and when it was annexed into the City it came in as non-conforming, but they want to rezone to the property zoning.

Council Member Saski asked if there were any plans to change the type of commercial business from what is there now.

Floyd Clark answered they are not anticipating doing anything different from what they have been doing the last 30 years.

MOTION: Mayor Pro-Tem Villa moved to approve 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas, to bring land use into a conforming zoning district; repealing all Ordinances in conflict therewith; providing for severability; and providing an effective date. Council Member Saski seconded the motion. Motion carried unanimously.

16. **Deliberate and act on second and final reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 98 “Traffic and Vehicles”, Article II. “Traffic Control” amending Section 98.31 “All-way Stop Signs”, Appendix T-50 by adding All-**

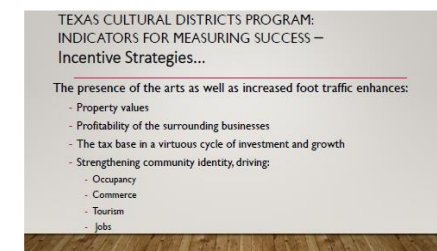
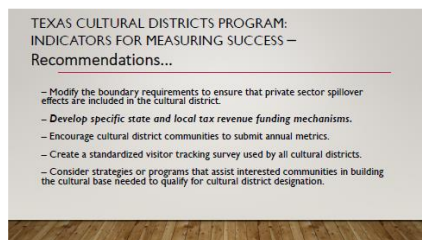
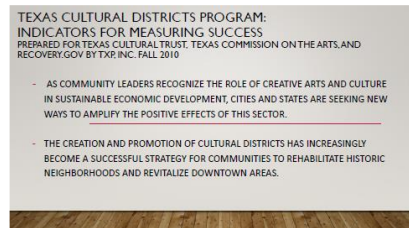
way Stop Sign at Palmetto Avenue and South 12th Street and at Palmetto Avenue and South 11th Street; repealing all prior ordinances in conflict herewith; providing for severability; and providing for an effective date.

Mayor Rios said there had been no changes in format or content of the Ordinance since Council approved the first reading on December 8, 2020.

MOTION: Mayor Pro-Tem Villa moved to approve the second and final reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 98 “Traffic and Vehicles”, Article II. “Traffic Control” amending Section 98.31 “All-way Stop Signs”, Appendix T-50 by adding All-way Stop Sign at Palmetto Avenue and South 12th Street and at Palmetto Avenue and South 11th Street; repealing all prior ordinances in conflict herewith; providing for severability; and providing for an effective date. Council Member Hattman seconded the motion. Motion carried unanimously.

17. Deliberate and act on Rockport Cultural Arts District proposal for a legislative initiative to exempt from sales tax original works of art sold in the District.

Rockport Cultural Arts District Executive Director Jennifer Day addressed the Council. Ms. Day stated this initiative is driven by the desire to attract artists and collectors to purchase art within the Cultural Arts District. Ms. Day gave a PowerPoint presentation (below) on the initiative seeking a bracketed bill in the 86th Texas Legislature that would exempt from sales tax all original, one-of-a-kind works of art.



LOUISIANA CULTURAL DISTRICT PROGRAM – SALES TAX EXEMPTION INSTRUCTIONS

- All sales, within the boundaries of a certified Cultural District, or original, one-of-a-kind works of art that meet the definition below as set forth in the law are exempt from local sales tax. Due to legislative action, there is no state sales tax exemption until July 2025.

LOUISIANA CULTURAL DISTRICT PROGRAM – SALES TAX EXEMPTION INSTRUCTIONS

Art sellers must verify the authenticity of original works of art and document each tax-exempt sale of qualifying art by using the Sales Tax Exemption Certificates provided by the Louisiana Dept. of Revenue.

LOUISIANA CULTURAL DISTRICT PROGRAM – SALES TAX EXEMPTION INSTRUCTIONS

The Sales Tax Exemption Certification includes the following:

- Name and address of Purchaser
- The title, description of the artwork including its medium, dimensions, name of the artist, predominant color, its date of creation (if known), the sale date and price of the artwork.
- Name and address of Seller; name and location of the Cultural District.
- Signature of the Seller certifying that to the best of their knowledge the work of art meets the definition of a tax-exempt work of art.

ROCKPORT CULTURAL ARTS DISTRICT – ORIGINAL ART RCA SALES TAX COLLECTED 2016 & 2019

Sales by Rockport Center for the Arts				
	TOTAL	STATE	CITY	COUNTY*
Collected 2016	\$ 9,048.38	\$ 7,237.12	\$ 904.63	\$ 904.63
Collected 2019	\$ 4,203.50	\$ 3,362.80	\$ 420.35	\$ 420.35
TOTAL	\$13,249.88	\$10,599.92	\$ 1,324.98	\$ 1,324.98

*\$0.05 – health care sales tax; \$0.95 – County

RCAD INITIATIVE –WORKING SUPPORT

- Gary Gibbs, Executive Director, Texas Commission on the Arts
- City of Rockport – Mayor, City Manager, City Council
- Aransas County Support – County Judge and County Commissioners
- Local Businesses – Galleries, Retail, Hotels, Restaurants
- Local Artists

RCAD INITIATIVE –WORKING SUPPORT

- Geanie Morrison – Champion in the House
 - Shane Saum – Chief of Staff
 - Secure Local Support
 - Time available to write the bill for the 87th Legislative Session
- Lois Kolkhorst – Champion in the Senate

STATE LEGISLATIVE SESSION

- 87th Regular Legislative Session
 - Starts January 12, 2021
 - Ends May 31, 2021

DISASTER RECOVERY

- Aransas County, City of Rockport, Town of Fulton continue to require opportunities to stimulate recovery efforts and area growth as a result of Hurricane Harvey and the Pandemic.

ADDITIONAL BENEFITS

- Promotes Rockport as the State Epicenter for Art Collectors
- Generates additional tax revenue for the State and County

RCAD SEEKS IMMEDIATE SUPPORT FOR PROPOSED STATE INITIATIVE

- From City of Rockport
- From Aransas County
- Maximize The Opportunity Now



Ms. Day requested Council support the initiative seeking a bracketed bill in the 86th Texas Legislature that would exempt from sales tax all original, one-of-a-kind works of art. Ms. Day stated she has spoken with Representative Geanie Morrison's Chief of Staff and was told if there is support for this initiative there is plenty of time to write a bill. Ms. Day said she has not yet spoken with Senator Lois Kolkhorst.

Council Member Saski thanked Ms. Day for the time and research put into this and he wishes we could come up with 100 more ideas like this to showcase Rockport. Council Member Saski stated he supports this initiative 100 percent.

Council Member Cunningham said he had sent Ms. Day some questions and she had touched on some of them in the presentation. Council Member Cunningham stated it is not really the amount of money the City would be foregoing but what about administrative review on the back end; would this be an additional expense on the City. Council Member Cunningham asked what sort of parallels could be drawn from to show this would increase sales tax elsewhere within the City. Council Member Cunningham asked if the Legislation include some type of sunset provision.

Ms. Day answered she must file an annual report with the Texas Commission on Arts and explained how Louisiana handles the reporting. Ms. Day said the Rockport Cultural Arts District would be responsible for the reporting. Ms. Day stated she has requested numbers from the State Comptroller, and she does not have a baseline put together yet. Ms. Day said a sunset provision is something that could be looked at.

Council Member Cunningham stated since the Legislation has not been drafted, he would appreciate it if Ms. Day could come back to Council with it so they can have time to look at it and understand what is proposed and can register concerns if they have any.

Ms. Day stated she need to make sure the County Commissioners support this initiative, or she will not take it forward.

Council Member Cunningham said he joins Council Member Saski in thanking you for your hard work on this.

Council Member Hattman stated Ms. Day had answered all her questions in the presentation.

Mayor Rios thanked Ms. Day for her hard work and wished her good luck with the County. Mayor Rios stated these kinds of things is how the City grows.

MOTION: Mayor Pro-Tem Villa moved to support Rockport Cultural Arts District's proposal for a legislative initiative to exempt from sales tax original works of art sold in the District. Council Member Saski seconded the motion. Motion carried unanimously.

18. Deliberate and act on a Resolution of the City of Rockport, Texas authorizing the City Manager to survey, divide, and then prepare, post, and publish for auction the remaining portion of the 0.3444 acres of land consisting of Lots 4 and 5, Block 115, Doughty & Mathis Subdivision, City of Rockport, Aransas County, Texas, also known

as 1017 Young St.

Assistant to the City Manager Kimberly Henry stated this property was purchased in 1970 for the purpose of wastewater lift station, however the City only utilizes a small section on the North East side of the lot. Ms. Henry said portions of the lot are often utilized by neighboring property owners which could be a liability should an accident occur on the City owned property. Ms. Henry said staff is requesting the property be surveyed, divided and then auction the larger portion not utilized by the City.

Council Member Cunningham asked if this is one of the City properties that is getting fencing.

Director of Public Works and Building Services Mike Donoho answered this property was one of the City properties being fenced.

MOTION: Council Member Saski moved to adopt a Resolution of the City of Rockport, Texas authorizing the City Manager to survey, divide, and then prepare, post, and publish for auction the remaining portion of the 0.3444 acres of land consisting of Lots 4 and 5, Block 115, Doughty & Mathis Subdivision, City of Rockport, Aransas County, Texas, also known as 1017 Young Street. Mayor Pro-Tem Villa seconded the motion. Motion carried unanimously.

19. Hear and deliberate on status of COVID-19 and response efforts.

City Manager Kevin Carruth called the Council's attention to the statistics beginning page 148 of the Agenda packet. Mr. Carruth said our situation is not improving. Mr. Carruth added it was unfortunate the distribution is not being managed very well; handled by pharmacies and the City and County are not being notified.

Mayor Rios said we are having difficulty getting enough vaccines. Mayor Rios stated we are prepared for administering vaccines. Mayor Rios expressed we are pushing daily to receive vaccines, and this is a priority on our agenda. Mayor Rios stated this is a concentrated effort along with Aransas County.

Mayor Pro-Tem Villa commented that he hoped we would get vaccines soon.

Council Member Hattman stated the only thing she has heard is that people should keep checking with the HEB and WalMart pharmacies.

Council Member Saski said it is important to remember to continue to be safe; time will come to be vaccinated. Council Member Saski expressed we need to take care of each other.

20. Reports from Council.

At this time, the City Council will report/update on 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; Rockport Cultural Arts District, 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 Saski wished everyone a Happy New Year and hoped everyone had holidays filled with joy and love and had an opportunity to visit with family members in some manner. Council Member Saski said he prays everyone will have a better 2021 than 2020. Council Member Saski expressed that everyone in the City and County has done a good job at keeping things under control.

Mayor Pro-Tem Villa said he and the Mayor attended the Grand Opening of the new medical center; they did a walk through and there is a CT scan machine and they can do video calls with doctors.

Council Member Cunningham said at the last meeting he mentioned Texas Windstorm Insurance Association had decided to raise premiums by five percent. Council Member Cunningham stated the Texas Department of Insurance has revoked that; we are not sure what is going to happen – keeping a close eye on that. Council Member Cunningham gave a “shout out” to Parks and Leisure Services Director Rick Martinez and his staff regarding the Bent Oaks Rookery. Council Member Cunningham said the Herons are already arriving and the Parks staff is doing a good job finishing mowing and laying out nesting materials. Council Member Cunningham announced the Friends of Little Bay are meeting next week on January 20, 2020, at the Saltwater Pavilion at 6:00 p.m. Council Member Cunningham informed everyone the Key Allegro utility relocation is under way could be completed as early as the end of the month. Council Member Cunningham added TxDOT may be able to step up the schedule; may be able to put out for bids in early Summer.

Council Member Hattman said she also attended the Grand Opening of the new emergency room. Council Member Hattman stated Council Member Cunningham had informed everyone about the Texas Windstorm Insurance premium being revoked. Council Member Hattman wished everyone a Happy New Year and thanked everyone for their service.

Mayor Rios declared it was important for everyone to be careful regarding COVID. Mayor Rios said a City employee has been diagnosed with COVID and is recovering. Mayor Rios expressed he hoped there will be more survival rates.

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:

- 21. Section 551.071 (2) – the City Council will meet in closed session with its 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 to discuss the status and legal issues associated with a performance based services agreement.

- 22. Section 551.072 Deliberation Regarding Real Property - To deliberate the purchase, exchange, lease, or value of real property: 0.142 acre of land embracing that 25.0 foot wide portion of King Street adjacent to the south boundary of Lot Nos. 8 and 16, Block No. 27, along and with the south boundary of the east 48.34 feet of Block No. 42, Doughty and Mathis Division, City of Rockport, Aransas County, Texas, according to the map or plat recorded in Volume “E”, Pages 272 and 273, Deed Records of Aransas County, Texas.**
- 23. Section 551.074 Personnel Matters – deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: (a) City Manager evaluation and (b) City Secretary Evaluation.**

At 7:54 p.m., Mayor Rios convened the Rockport City Council into an executive session pursuant to provisions of Chapter 551 of the Texas Government Code, in accordance with the authority contained in Section 551.071(2) – the City Council will meet in closed session with its 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 to discuss the status and legal issues associated with a performance based services agreement; and Section 551.074 Personnel Matters - deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: (a) City Manager evaluation and (b) City Secretary evaluation.

Mayor Rios announced as stated at the beginning of the meeting Agenda Item 22 will not be addressed in 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 9:00 p.m., Mayor Rios reconvened the Rockport City Council into open session pursuant to the provisions of Chapter 551 of the Texas Government Code to take any necessary actions related to the executive sessions noted herein, or regular agenda items, noted above, and/or related items.

No action was taken.

24. Adjournment.

At 9:00 p.m., Council Member Saski moved to adjourn. Motion was seconded by Council Member Hattman. Motion carried unanimously.

APPROVED:

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

ROCKPORT CITY COUNCIL
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 7

Deliberate and act on Resolution approving and adopting an Investment Policy and Strategy for the City of Rockport, Texas.

SUBMITTED BY: Director of Finance Katie Griffin

APPROVED FOR AGENDA: PKC

BACKGROUND: The Public Funds Investment Act, as defined in Texas Government Code Sec. 2256.001, requires a governing body to annual review and adopt an Investment Policy and Strategy through resolution. Additionally, the act requires that the Investment Officers, City Manager Kevin Carruth and Director of Finance Katie Griffin, attend ten hours of Public Fund Investments training every two years in conjunction with the City's fiscal year calendar.

The existing Investment policy and strategy was last revised in 2015 following a comprehensive review by Ms. Linda Patterson of Patterson & Associates. Ms. Patterson is also an instructor of the required PFIA training hosted by Texas Municipal League. The current policy and strategies comply with all requirements of the PFIA Act. Last Council action reviewed and approved the current policy in January 2020. The Investment Policy is presented to Council tonight for annual review and approval.

No changes have been made to the existing Investment Policy, other than the addition of Texas Fit Fixed Income Trust Government Investment Pool (TX-FIT) to Exhibit B as an authorized financial dealer and institution.

TX-FIT Government Pool is conservatively managed, PFIA compliant, non-corporate exposure investment option that maintains a competitive yield and a stable net asset value (NAV). TX-FIT's current clients include the City of Victoria, ACISD, Clear Creek ISD, City of Plano, and the City of San Marcos. Adding an additional investment pool gives the City greater opportunities to maximize its investments by increasing yields while diversifying investments; all within compliance of PFIA. Attached is information relating to structure and performance of the pool.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff recommends Council adopt the Resolution maintaining an investment policy and strategy in compliance with Texas Local Government Code and the Public Funds Investment Act, as presented.

RESOLUTION NO. 2021-__

**A RESOLUTION APPROVING AND ADOPTING AN INVESTMENT
POLICY AND STRATEGY FOR THE CITY OF ROCKPORT, TEXAS,
AND MAKING VARIOUS PROVISIONS RELATED TO THE SUBJECT.**

WHEREAS, the Public Funds Investment Act, Texas Government Code Ann. Chapter 2256 (the "Act"), provides that the governing body of an investment entity shall adopt a written investment policy and strategy regarding the investment of its funds; and

WHEREAS, the written Investment Policy, as presented, will protect City assets by identifying investment objectives, addressing the issues of investment risks versus rewards, and providing the framework for the establishment of controls, limitations and responsibilities of City employees in the performance of their fiduciary responsibilities; and

WHEREAS, the City Council must annually accept and approve the Investment Policy and Strategy.

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

- (1) The City Council of the City of Rockport, Texas, approves and adopts the Investment Policy and Strategy attached hereto as Exhibit A, and the List of Qualified Broker/Dealers as required by Article VIII, Sec. 2-110 attached hereto as Exhibit B, and made a part hereof by this reference.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKPORT THE 26th DAY OF JANUARY 2021.

Patrick R. Rios. Mayor

ATTEST:

Teresa Valdez, City Secretary

EXHIBIT "A"

ARTICLE VIII. INVESTMENT POLICY AND STRATEGY

Sec. 2-211. Policy Statement.

It is the policy of the City that the administration of its funds and the investment of those funds shall be handled as its highest public trust. Investment shall be made in a manner which will provide the maximum security of principal invested through limitations and diversification while meeting the daily cash flow needs of the City and conforming to all applicable state statutes governing the investment of public funds.

The receipt of a market yield will be secondary to the requirements for safety and liquidity. It is the intent of the City to be in complete compliance with local law and the Texas Public Funds Investment Act, Chapter 2256, Texas Government Code (the "Act"). The earnings from investments will be used in a manner that best serves the interests of the city.

Sec. 2-212. Scope.

This Investment Policy applies to all the financial assets and funds of the City. The City commingles its funds into one pooled investment portfolio for investment purposes to gain efficiency and maximum investment opportunity. These funds are defined in the City's comprehensive annual financial report (CAFR) and include:

- (1) General fund;
- (2) Enterprise funds;
- (3) Special revenue funds;
- (4) Capital project funds;
- (5) Debt Service funds;
- (6) Trust and agency funds;
- (7) Vehicle and equipment replacement funds; and
- (8) Any new fund created, unless specifically exempted by City council and this policy.

Sec. 2-213. Objectives and Strategy.

It is the policy of the City that all funds shall be managed and invested with four primary objectives, listed in order of their priority: safety, liquidity, diversification and yield. Investments are to be chosen in a manner which promotes diversity by market sector, credit and maturity in response to cash needs and market conditions. The choice of high-credit quality government investments and money market instruments are designed to assure the marketability of those investments should liquidity needs arise. To meet anticipated cash flow and control for over-extension the maximum weighted average maturity (WAM) of the overall portfolio shall not exceed six months.

- (1) *Safety of principal.* Safety of principal is the foremost objective of the City.

EXHIBIT "A"

Investments of the City shall be undertaken in a manner that seeks to ensure the preservation of capital. Each investment transaction shall be conducted in a manner to avoid capital losses, whether they be from security defaults, safekeeping, or erosion of market value.

(2) *Liquidity.* The City's investment portfolio will be based on a cash flow analysis of needs and will remain sufficiently liquid to enable it to meet all operating requirements which might be reasonably anticipated.

(3) *Diversification.* Diversification of the portfolio will include diversification by maturity and market sector and will include the use of a number of broker/dealers for diversification and market coverage.

(4) *Yield.* The City's investment portfolio shall be designed with the objective of attaining a reasonable market rate, taking into account the City's risk constraints and the cash flow needs of the portfolio. The benchmark for the commingled portfolio shall be the yield on the current six month U.S. Treasury Bill For the comparable period designated for its comparability to the expected cash flow and maximum weighted average maturity (WAM).

Strategy.

The City maintains one commingled portfolio for investment purposes which incorporates the specific investment strategy considerations and the unique characteristics of the fund groups represented in the portfolio. The City shall pursue a conservative strategy. Securities may be sold before they mature if market conditions present an opportunity to benefit from the trade but the strategy will be primarily buy-and-hold.

- A. The investment strategy for operating funds has as its primary objective assurance that anticipated liabilities are matched and adequate liquidity provided. This may be accomplished by purchasing high credit quality securities (0-2 years) which will complement each other in a ladder maturity structure permitting some extension for yield enhancement.
- B. The investment strategy for debt service funds shall have as its primary objective the assurance of available funds adequate to fund the debt service obligations on a timely basis. Successive debt service dates will be fully funded before any maturity extension.
- C. The investment strategy for debt service reserve funds shall have as its primary objective the ability to generate a revenue stream to the debt service funds from high quality securities. The potential for loss shall be further controlled through the purchase of securities within the desired maturity range.
- D. The investment strategy for capital projects or capital project funds will have as its primary objective assurance that anticipated cash flows are matched and provide adequate investment liquidity. A liquidity buffer should be maintained to provide flexibility and for unanticipated project outlays.

Effective cash management is recognized as essential to good fiscal management. Cash management is defined as the process of managing monies in order to ensure maximum cash availability. The City shall maintain a cash management program which includes timely collection of accounts receivable, prudent investment of its available cash, disbursement of

EXHIBIT "A"

payments in accordance with invoice terms and the management of banking services.

Sec. 2-214. Legal limitations, responsibilities and authority.

Authority to manage the City's investment program is derived from the City Charter, ordinances, statutes and resolutions. Direct specific investment parameters for the investment of public funds in Texas are found in the Act. (<http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.2256.htm>). The Public Funds Collateral Act, Chapter 2257, Texas Government Code, specifies collateral requirements for all public funds deposits. All investments will be made in accordance with these statutes, bond requirements and City ordinances to include Ord. 1351, § 3, 5-9-06; Ord 1354, § 1, 05-09-06, Ord. 1433, §1, 05-27-08, Ord. 1499, § 1, 4-27-10, and Ord. 1559, §1, 2-14-12.

Sec. 2-215. Delegation of investment authority.

Management responsibility for the investment program is hereby delegated to the City Manager who shall be responsible for administrative oversight.

The City Manager is also responsible for considering the quality and capability of staff, investment advisors, and consultants involved in investment management and procedures. All participants in the investment process shall seek to act responsibly as custodians of the public trust.

Investment Officer(s).

The City Council will designate Investment Officer(s) by resolution. The Investment Officer(s) shall develop and maintain procedures for the operation of the investment program consistent with this Investment Policy. Procedures will include safekeeping, funds transfers, investment procedures, banking services, and collateral.

The Investment Officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials and staff. The Investment Officer(s) shall designate a staff person as a liaison/deputy in the event circumstances require timely action and the Investment Officer is not available.

No officer or designee may engage in an investment transaction except as provided under the terms of this policy and the supporting procedures.

Each designated Investment Officer will obtain ten hours of investment training within the first 12 months of taking the position and ten hours of training within each two year fiscal years thereafter.

City Council Responsibilities

The City Council holds ultimate fiduciary responsibility for the portfolio. It will designate investment officer(s), receive and review quarterly reporting, provide for investment officer training, approve broker/dealers, and review and adopt the Investment Policy and Strategy at least annually.

Sec. 2-216. Prudence.

The standard of care to be used in the investment function shall be the "prudent person rule"

and shall be applied in the context of managing the overall portfolio. This standard states: "Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the expected income to be derived."

Limitation of personal liability.

The Investment Officer(s) and those delegated investment authority under this policy, when acting in accordance with the written procedures and this Policy and in accord with the prudent person rule, shall be relieved of personal liability in the management of the portfolio provided that deviations from expectations for a specific security's credit risk or market price change or portfolio shifts are reported in a timely manner and that appropriate action is taken to control adverse market effects. In determining whether an Investment Officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration the investment of all funds over which the Officer has responsibility rather than a consideration as to the prudence of a single investment.

Sec. 2-217. Internal controls.

(a) *Controls.* The investment Officer(s) shall establish a system of written internal controls which will be reviewed annually with the independent auditor of the City. The controls shall be designed to prevent loss of public funds due to fraud, employee error, misrepresentation by third parties, unanticipated market changes, or imprudent actions by employees of the city.

(b) *Cash flow forecasting.* Cash flow forecasting is designed to protect and sustain cash flow requirements. Supplemental to the financial and budgetary systems, the Investment Officer(s) will maintain a cash flow forecasting process designed to monitor and forecast cash positions for investment purposes.

(c) *Monitoring Credit Ratings.* The Investment Officer(s) shall monitor, on no less than a monthly basis, the credit rating on all authorized investments in the portfolio based upon independent information from a nationally recognized rating agency. If any security falls below the minimum rating required by Policy, the Investment Officer shall notify the City Manager of the loss of rating, and liquidate the investment within one week.

(d) *Monitoring FDIC Status for Mergers and Acquisitions.* The Investment Officer(s) shall monitor, on no less than a weekly basis, the status and ownership of all banks issuing brokered CDs owned by the City based upon information from the FDIC. If any bank has been acquired or merged with another bank in which brokered CDs are owned, the Investment Officer shall immediately liquidate any brokered CD which places the City above the FDIC insurance level.

(e) *Competitive Bidding.* All securities, including certificates of deposit, will be purchased or sold only after three or more offers/bids are taken to verify that the City is receiving fair market value/price for the investment.

(f) *Delivery versus Payment (DVP).* All securities shall be purchased on a delivery versus payment (DVP) settlement basis. The safekeeping agent shall not release City funds until receipt of the security. The safekeeping agent shall provide the City with proof of ownership delivered within one business day.

(g) *Unauthorized Investments.* Investments need not be liquidated if authorized at the time of

purchase.

(h) *Documentation of Investment Transactions.* All investment transactions, including the transfer of funds for investment purposes, shall be documented and such documentation maintained by the Investment Officer(s).

(i) *Compliance Audit.* At least once a year, the Investment Officer(s) shall complete a compliance audit to assure that the investment program is operating in compliance with the Policy and the Act.

Sec. 2-218. Authorized investments.

(a) Authorized investments shall be limited to the instruments listed below and as further described by the Act. If additional types of securities are approved for investment by state statute, they will not be eligible for investment by the City until this Policy has been amended and the amended version adopted by the City Council.

- (1) Obligations of the United States government, its agencies and instrumentalities, not to exceed two years to stated maturity, excluding all mortgage-backed securities ;
- (2) Fully insured or collateralized depository certificates of deposit issued by a bank or a savings bank doing business in Texas which is guaranteed or insured by the Federal Deposit Insurance Corporation, or its successor, or collateralized in accordance with this Policy not to exceed two years to stated maturity, to include CDARS.
- (3) Fully insured share certificates from Texas based credit unions, insured by the NCUIF, with a stated maturity not to exceed two years.
- (4) FDIC insured *brokered* certificates of deposit *securities* from a bank in any US state, delivered versus payment to the City's safekeeping agent, not to exceed two years to maturity. Purchased from a bank or broker doing business in Texas. Before purchase, the Investment Officer must verify the FDIC status of the bank (on www.fdic.gov) to assure that the bank is FDIC insured.
- (5) Fully collateralized repurchase agreements as defined by the Act, not to exceed 180 days to stated maturity, managed under an executed Bond Market Association Master Repurchase Agreement. The repurchase transactions shall be placed only through a primary government securities dealer, as defined by the Federal Reserve of NY, or a financial institution doing business in Texas. Flex repurchase agreements specifically for capital projects may extend beyond two years but must to match the expenditure plan of the bond projects;
- (6) AAA-rated SEC registered money market mutual funds which strive to maintain a \$1 net asset value;
- (7) Texas Local Government Investment Pools, complying with the Act, which strive to maintain a \$1 net asset value; and,
- (8) Fully insured or collateralized interest-bearing accounts in any bank in Texas.

Sec. 2-219. Ethics and conflicts of interest.

Investment Officer(s) and employees involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

Investment Officer(s) shall disclose to the Texas Ethics Commission and the City Council, within the quarter, any personal financial interest representing ten percent ownership or voting stock in an amount greater than \$10,000.00 with a business, or receipt of funds from the business exceeding ten percent of gross income for the previous year, or interest in real property if the interest has a fair market value of \$2,500.00 or more. Any relationships within the second degree by affinity or consanguinity, as specified in chapter 171 of the Texas Local Government Code with their officers, brokers and employees who conduct business with the City shall also be reported.

Sec. 2-220. Authorized financial dealers and institutions.

(a) All investments made by the City will be made through an authorized broker/dealer or a bank in Texas. A list of a least three broker/dealers will be maintained in order to assure competitive bidding (Exhibit A to the Policy).

(b) Securities broker/dealers must meet certain criteria as determined by the Investment Officer(s). The following criteria must be met by those firms on the list:

- (1) Provision of an audited financial statement each year,
- (2) Proof of certification by the Financial Industry Regulatory Agency (FINRA) and provision of firm's CRD number,
- (3) Proof of current registration with the Texas State Securities Commission, and
- (4) Policy certification.

(c) Every broker/dealer, pool, and bank with whom the City transacts business will be provided a copy of this Investment Policy for review to assure that they are familiar with the goals and objectives of the investment program. A representative of the firm will be required to return a signed certification acceptable to both parties stating that the Policy has been received and reviewed and that controls are in place to assure that only authorized securities are sold to the City. Material changes to the Policy will require re-certification of the Policy.

(d) A list of qualified broker/dealers will be reviewed and adopted at least annually by the City Council.

(e) In order to perfect the DVP process the banking services depository, or its brokerage subsidiary, will not be used as a broker.

Sec. 2-221. Diversification and Maturity Limitations.

(a) It is the policy of the City to diversify its investment portfolio. Invested funds shall be diversified to minimize risk or loss resulting from over-concentration of assets in a specific

EXHIBIT "A"

maturity, specific issuer, or specific class of securities. Diversification strategies shall be established and periodically reviewed. Diversification guidelines by security type shall be:

<i>SECURITY TYPE</i>	<i>MAX % OF PORTFOLIO</i>
U.S. Treasury Obligations	100%
U.S. Government agencies and instrumentalities	Not to exceed 80%
Depository CDs	Not to exceed 50%
Brokered Certificate of Deposit Securities	Not to exceed 30%
Repurchase Agreement	Not to exceed 20%
Flex agreement by bond issue	100%
Money Market Fund	100%
% Ownership of Fund	Not to exceed 10%
Local Government Investment Pools	100%
• Maximum percent ownership of pool	Not to Exceed 20%

(b) The Investment Officer(s) shall diversify security types and maturities, to the extent possible and attempt to match investments with anticipated cash flow requirements. Matching maturities with cash flow dates will reduce the need to sell securities prior to maturity, thus reducing market risk. The Investment Officer may not invest more than 20 percent of the portfolio for a period greater than one year. The Investment Officer may not invest any portion of the portfolio for a period greater than two years with the exception of a flex repurchase agreement.

Sec. 2-222. Safekeeping.

(a) The laws of the state and prudent treasury management require that all purchased securities be bought on a delivery versus payment basis and be held in safekeeping by either the City, an independent third party financial institution, or the City's designated banking services depository.

(b) All safekeeping arrangements shall be designated by the Investment Officer(s) and an agreement of the terms executed in writing. The third party custodian shall be required to issue safekeeping receipts to the City listing each specific security, rate, description, maturity, cusip number, and other pertinent information. Each safekeeping receipt will be clearly marked that the security is held for the City or pledged to the city. Substitution allowed with prior City approval.

(c) All securities pledged to the City for certificates of deposit or demand deposits shall be held by an independent third party bank doing business in Texas. The safekeeping bank may not be within the same holding company as the bank from which the securities are pledged.

Sec 2-223 Collateralization of Time and Demand Deposits

(a) *Collateralization.* Collateralization is required on all time and demand deposits above FDIC insurance coverage. In order to anticipate market changes and provide a level of additional security for all funds, the collateralization level required will be 102 percent of the book value of the principal plus accrued interest. Collateral will be held in accordance with a written agreement approved by the pledging bank's Board or Loan Committee to fulfill FDIC requirements.

(b) *Custody.* Collateral shall be held by an independent, third party custodian approved by the City. The custodian shall provide a written monthly report directly to the City listing all pledged collateral by description and market value at a minimum. The pledging bank is responsible for maintaining collateral levels at all times.

[e] *Authorized collateral.*

(1) Obligations of the U.S. government, its agencies and instrumentalities including mortgage-backed securities and CMO which pass the *bank test*;

(2) Obligations of any U.S. state, agencies, counties, cities, or other political subdivisions of any state rated at least A as to investment quality by a nationally recognized rating agency;

(3) An irrevocable Letter of Credit from the FHLB.

(4) Pooled collateral under the terms of the Public Funds Collateral Act.

Sec. 2-223. Performance evaluation and reporting.

The Investment Officer(s) shall submit monthly to the City Manager and quarterly to the City Council investment reports containing sufficient information to permit an informed outside reader to evaluate the performance of the investment program and in compliance with the Act. Market prices for market valuations will be obtained from an independent source.

Sec. 2-224. Depositories.

(a) *Banking Services Depository.* The City will designate one banking institution through a competitive process as its central banking services provider at least every five years. This institution will be used for normal banking services including disbursements, collections, and safekeeping of securities. In selecting a depository, the services, cost of services, credit worthiness, earnings potential, and collateralization by the institutions shall be considered.

All time and demand deposits in any depository shall be insured or collateralized at all times in accordance with this Policy.

(b) *Additional Depositories.* Other banking institutions from which the City may purchase certificates of deposit will also be designated as a depository after they provide their latest audited financial statements to the City. All depositories holding deposits above FDIC coverage will execute a written depository agreement and have the Bank's Board or Bank Loan Committee pass a resolution approving the agreement and provide collateral in accordance with the Policy.

Sec. 2-225. Investment Policy and Strategies Review and Adoption by City Council

The City's Investment Policy and Strategies shall be reviewed and adopted annually by the City Council. A written resolution adopting that review and denoting changes to the Policy from the review will be passed by the City Council.

Secs. 2-226—2-239. Reserved.

EXHIBIT "B"

List of Qualified Broker/Dealers as required by Article VIII, Sec. 2-220.**Brokers/Dealers and Financial Institutions**

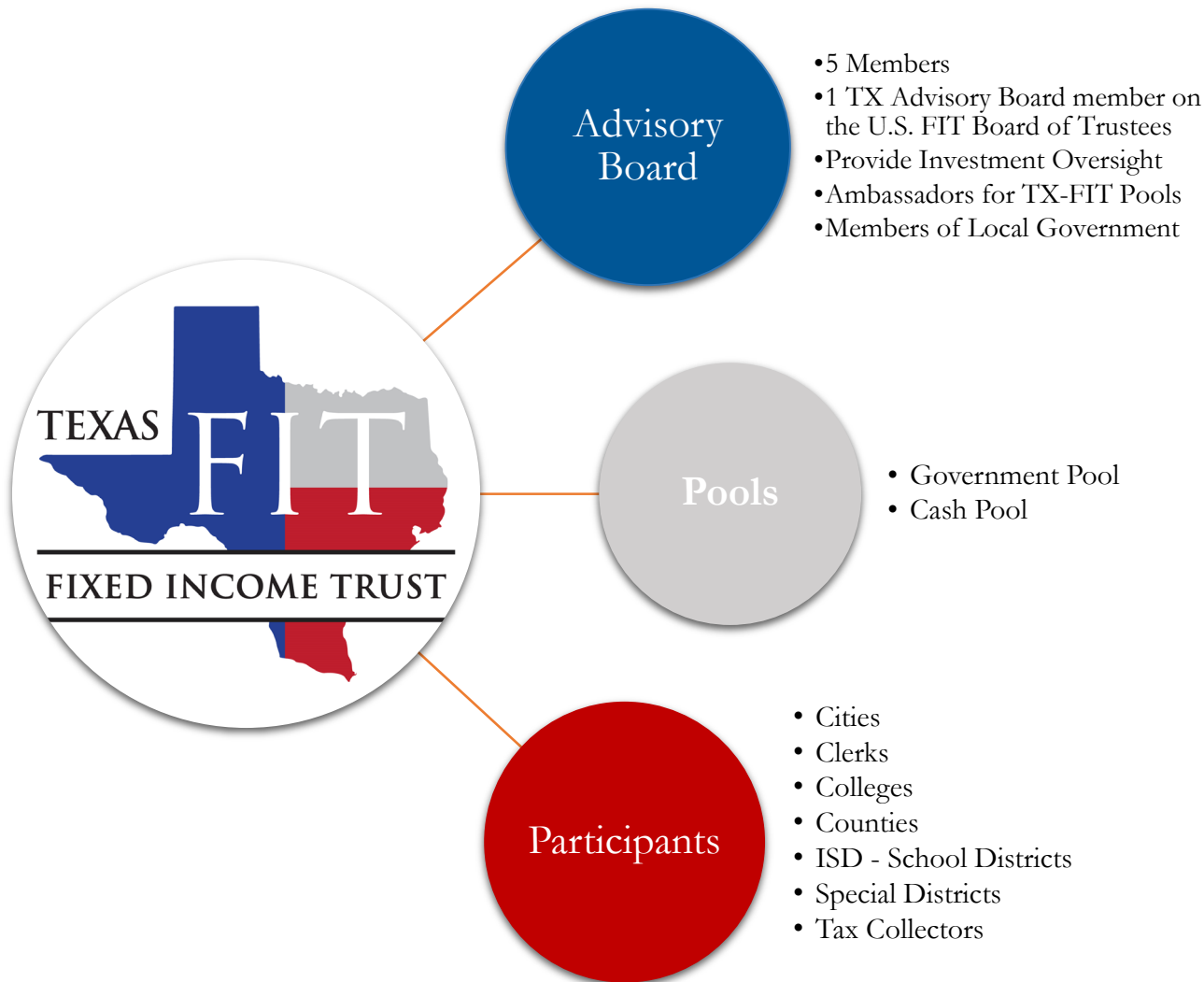
Wells Fargo Securities, LLC
RBC Capital Markets, LLC

Government Pools

Texas Local Government Investment Pool (TEXPOOL) – 2020 Investments
TexasTERM Local Government Investment Pool (TexasTERM) – 2020 Investments
Texas CLASS Local Government Investment Pool
Local Government Investment Cooperative (LOGIC)
TexSTAR Local Government Investment Pool
Texas FIT Fixed Income Trust (TX-FIT) Government Pool

TEXAS FIXED INCOME TRUST STRUCTURE

40



TEXAS FIXED INCOME TRUST POOLS

TX-FIT investments meet the standards of care as required by Section 2256.006 of the Public Funds Investment Act, and are governed by the following investment objectives: preservation and safety of principal, liquidity, and yield.



Cash Pool

- Same day liquidity
- Floating net asset value managed to dollar-in/dollar-out
- Excellent cash management tool for public sector entities
- Rated AA Af/S1 by Fitch Ratings

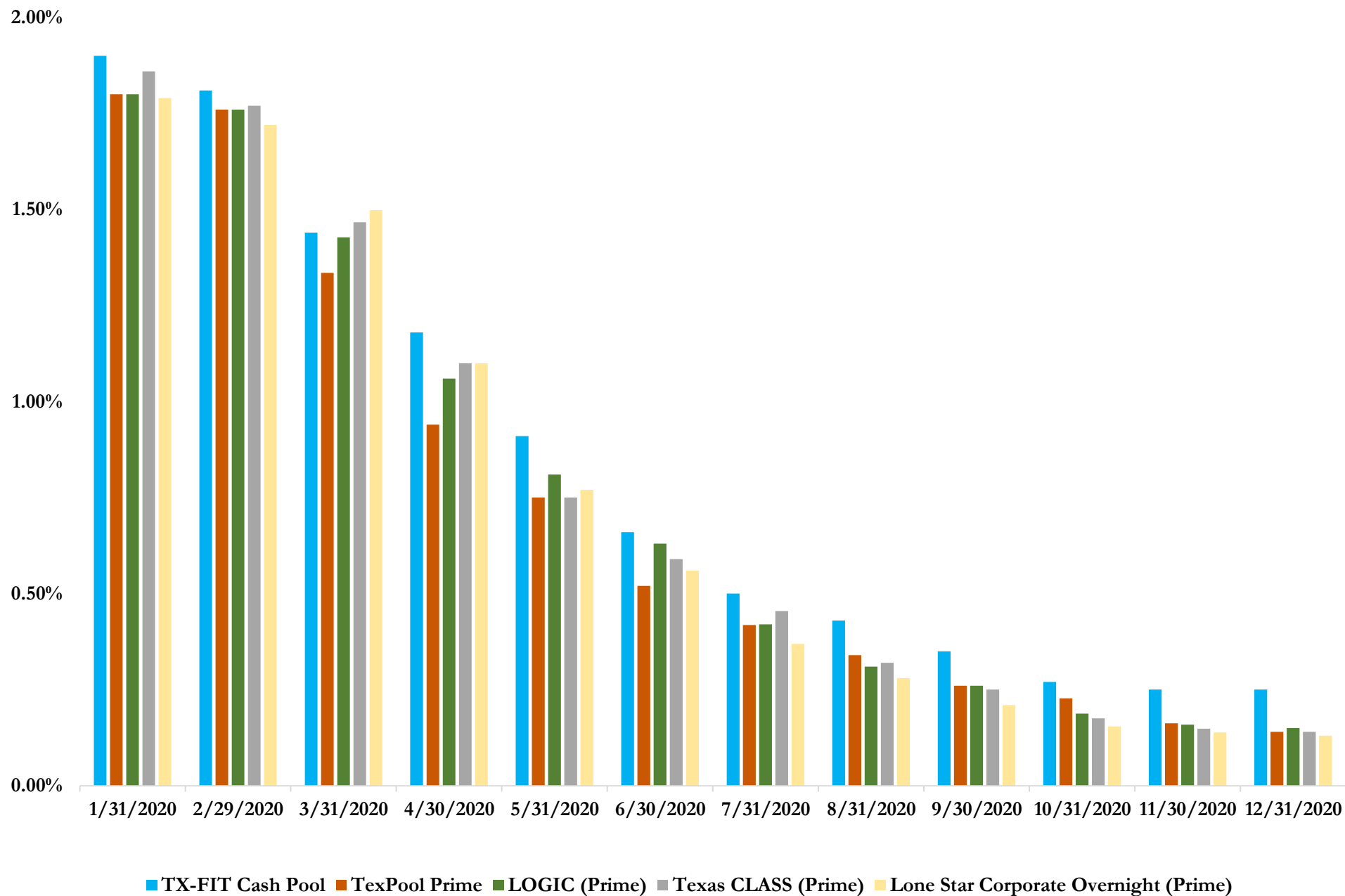
Government Pool

- Same day liquidity
- Stable net asset value
- No corporate exposure
- Rated AA A mmf by Fitch Ratings

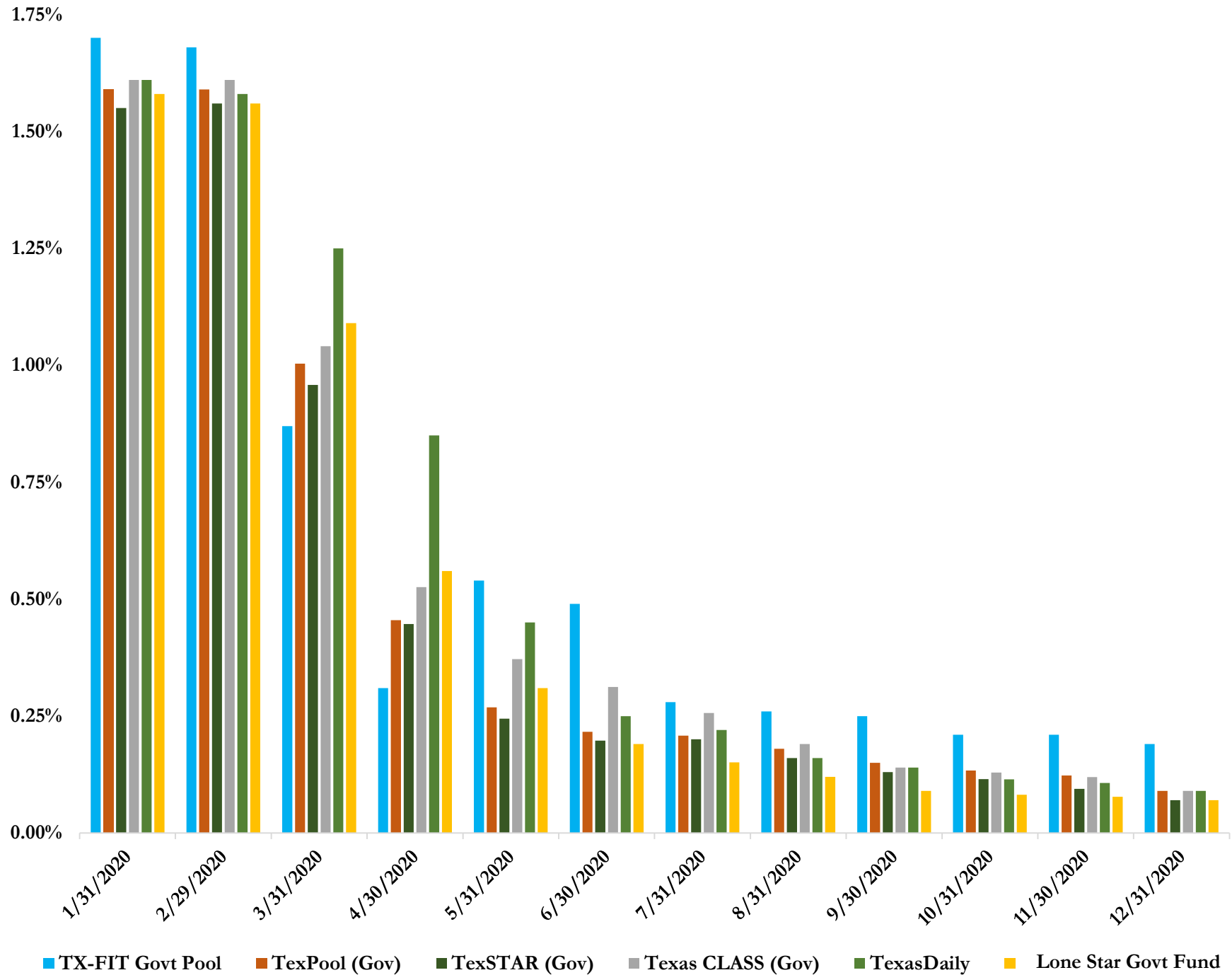
Disclaimers:

- 1) Investments in the TX-FIT are not 100% insured or guaranteed by the FDIC or any other government agency.

Texas Prime Funds



Texas Government Funds



CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 28, 2021

AGENDA ITEM: 8

Deliberate and act on 1st quarter Report from Rockport Center for the Arts for Fiscal Year 2020-2021 market expenditures.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: PKC

BACKGROUND: The Rockport Center for the Arts has been allocated \$125,000 in Fiscal Year 2020-2021 Hotel Occupancy Tax (HOT) funds. According to our agreement with Rockport Center for the Arts, fiscal quarterly reports are required to be submitted to the City Council for approval. See the accompanying 1st Quarter HOT Expenditure Report for additional information.

FISCAL ANALYSIS: Charged to account 6602040. The budgeted amount is \$125,000 and year to date expenses are \$31,250.00.

RECOMMENDATION: Staff recommends Council approve the Rockport Center for the Arts Fiscal Year 2020-2021 Hotel Occupancy Tax funds 1st quarter expenditures and authorization to disburse 2nd quarter funds in the amount of \$31,250.00, as presented.

45 City of Rockport Hotel Occupancy Tax Report FY2021 Detail of Marketing Expenditures per Quarter							
Approved Budget Expense Category	Approved Budget Amount per Category	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Total	Variance
		Oct-Dec	Jan-Mar	Apr-Jun	Jul-Sep	Expenditures	by Expense
		2020	2021	2021	2021	by Line Item	Category
Advertising	\$ 33,000.00	\$ 600.00				\$ 600.00	\$ 32,400.00
Tour of Studios	\$ 10,000.00	\$ -				\$ -	\$ 10,000.00
Art Festival	\$ 33,000.00	\$ 1,100.00				\$ 1,100.00	\$ 31,900.00
Exhibitions	\$ 30,000.00	\$ 2,270.50				\$ 2,270.50	\$ 27,729.50
Workshops & Classes	\$ 13,000.00	\$ 2,562.67				\$ 2,562.67	\$ 10,437.33
Sculpture Garden	\$ 9,000.00	\$ 185.00				\$ 185.00	\$ 8,815.00
Total Funds Used		\$ 6,718.17				\$ 6,718.17	
Total Approved / Received	\$125,000.00	\$ 31,250.00				\$ 31,250.00	



Hotel Occupancy Tax Grant Report for the City of Rockport
1st Quarter 2021
October to December 2020

OUR MISSION

Rockport Center for the Arts' mission is to be the catalyst and epicenter for opportunities to explore the creative arts.

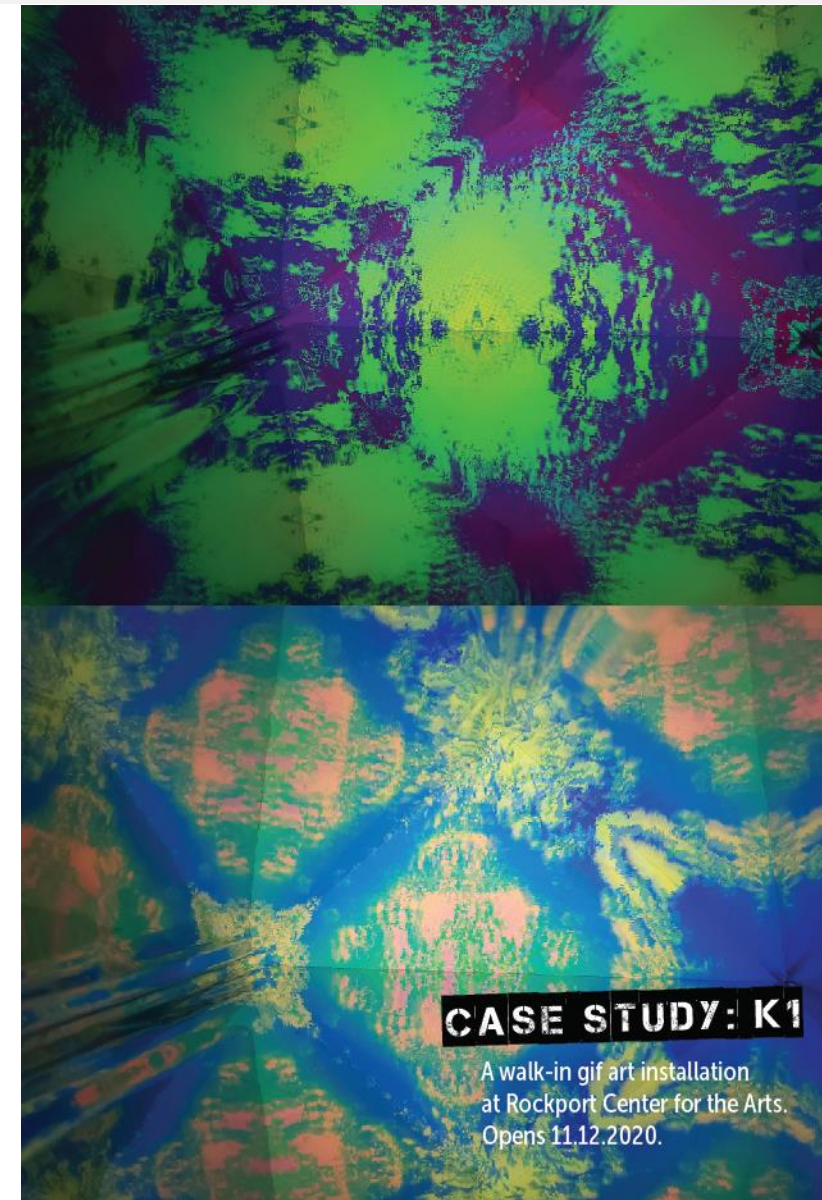
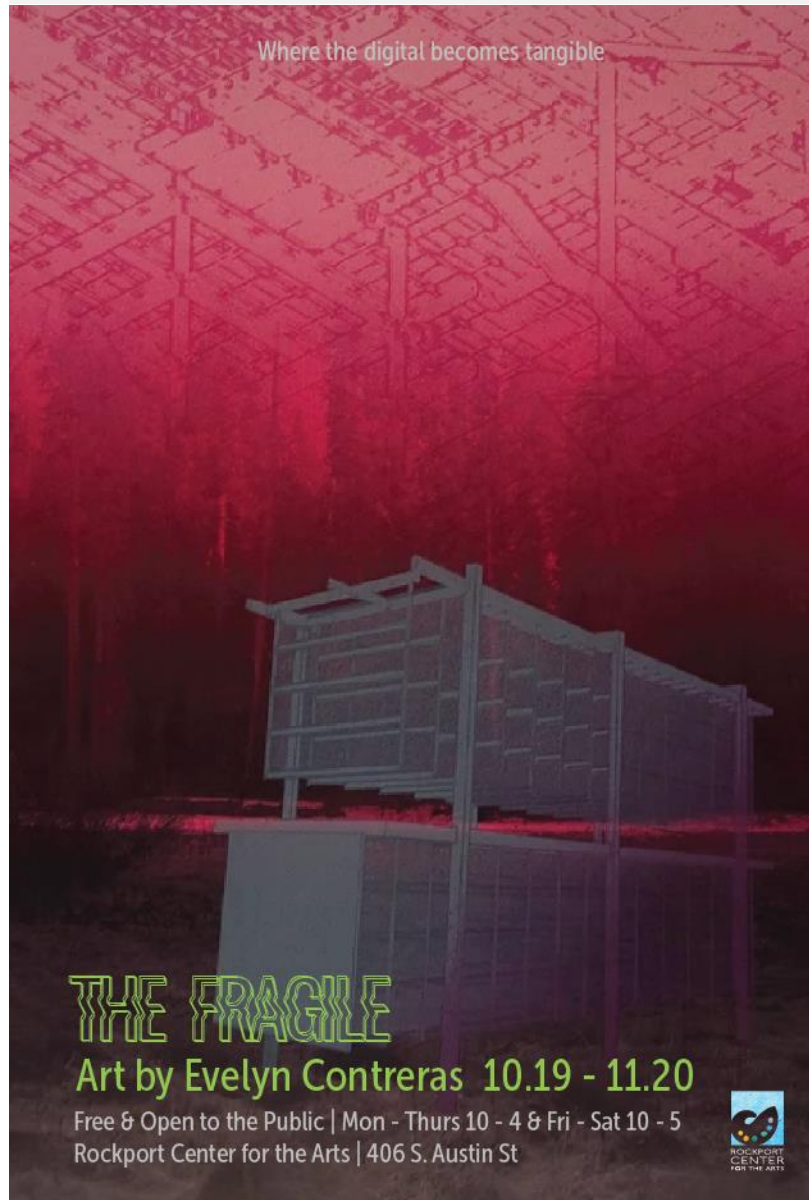
OUR SLOGAN

Explore. Discover. Express.

Compelling Visual Arts Programming



October and November 2020
Visual Arts Program: The Artist in Residence Program
Santa Barbara, California Artist, Evelyn Contreras



November 2020

A Wearable Art and Fashion Event: Women on the Verge of a Silver Meltdown
Celebrating Rockport's Silversmith Tradition

49



WOMEN ON THE VERGE OF A
SILVER MELTDOWN

SAVE THE DATE
SAT. | NOV. 7 | 2020

PRESENTED BY:
LA PALMERA
CORPUS CHRISTI

December 2020

Visual Arts Program: Currents: The All Members Show

50

CURRENTS

2020 All-Members Show



ROCKPORT
CENTER
FOR THE ARTS

November 25 - December 26

Tourism Visitation Records

Rockport Center for the Arts

Highlights of Tourism Activities, Data Set October - December 2019

Though not mandatory, zip codes are requested from every single visitor.

Visitor Data at Rockport Center for the Arts	Oct-20	Nov-20	Dec-20	Quarterly Total
Total Attendance (n)	975	1,006	588	2,569
Visitor Data Distribution	Oct-20	Nov-20	Dec-20	
Outside 75 Miles*	46.60%	32.70%	39.10%	40% Average
Local**	53.40%	67.30%	60.900%	
Total	100.00%	100.00%	100.00%	
*Highlights of Tourism > 75+ miles and major metropolitan areas in Texas	Oct-20	Nov-20	Dec-20	
Austin	6.70%	4.90%	5.20%	Third Market
Dallas / Ft. Worth	1.80%	2.90%	2.20%	
Houston	6.90%	6.40%	6.50%	Secondary Market
San Antonio	13.40%	8.30%	11.20%	Top Market
				26% Average
Total major metro areas	28.80%	22.50%	25.10%	
Tourism from outside of Texas	4.70%	4.20%	5.00%	50% Lower vs. 19
Rural tourism beyond 75 miles	13.10%	6.00%	9.00%	Comparable to 19
Total tourism from beyond 75 miles	46.60%	32.70%	39.10%	
** Local Visitors < 75 miles	Oct-20	Nov-20	Dec-20	
Rockport / Fulton	44.80%	59.00%	49.00%	
Corpus Christi	3.60%	4.00%	5.20%	
Victoria	1.60%	0.00%	2.00%	
Rural Areas	3.40%	4.30%	4.70%	
Total	53.40%	67.30%	60.90%	

Expenditures Against Budget

Rockport Center for the Arts

Actual Administrative Expenses vs. Annual Budget FY2020 Not Paid with HOT Taxes

54

	Fiscal Year Administrative Expenses YTD Actual	Projected Administrative Expenses (Source FY2020 Operating Budget, Class: General)	% of Fiscal Year 2020 Projections	% of Fiscal Year 2020 Projections
Expense Category				
Advertising & Promotion	3,756	3,500	256	107%
Awards, Honorariums & Gifts	78	1,500	(1,422)	5%
Bad Debt	9	-	-	-
Bank Service Charges	2,292	500	1,792	458%
Cash (Over) Short	48	-	-	-
Conservation	19,411	-	-	-
Contract services	804	1,500	(696)	54%
Credit Card Fees	4,783	6,000	(1,217)	80%
Depreciation Expense	11,422			
Dues and Subscriptions	5,950	4,250	1,700	140%
Food & Beverage	355	2,500	(2,145)	14%
Insurance	10,969	22,750	(11,781)	48%
Interest	1,923	-	-	-
Internet Services	1,252	-	-	-
Licenses, Fees and Permits	-	300	(300)	0%
Maintenance & Repairs	1,816	1,000	816	182%
Marketing	2,951	2,500	451	118%
Miscellaneous Expense	185	-	-	-
Payroll Expenses	125,490	140,192	(14,702)	90%
Postage and Delivery	1,546	3,000	(1,454)	52%
Printing and Reproduction	1,203	2,000	(797)	60%
Professional Fees	27,148	24,350	2,798	111%
Rental	19,255	15,912	3,343	121%
Scholarships	2,845	-	-	-
Security	2,069	-	-	-
Staff Training & Development	125	-	-	-
Supplies & Materials	4,461	7,500	(3,039)	59%
Taxes	50	100	(50)	50%
Telephone	613	1,860	(1,247)	33%
Transportation	131	720	(589)	18%
Travel	775	2,000	(1,225)	39%
Utilities	6,259	6,000	259	104%
Total Expense	259,971	249,934	10,037	104%



Hotel Occupancy Tax Report for October to December 2020

Support through the HOT Grant allows the Art Center to develop, nurture and promote cultural programming that is a boon for tourism to the City of Rockport. Thank you for your continued support.

**Luis Purón
Executive Director**

ROCKPORT CITY COUNCIL

Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 9

Deliberate and act on a Resolution of the Rockport City Council ordering a General Election and establishing procedures for said Election to be held on Saturday, May 1, 2021; the General Election shall be for the purpose of electing a Council Member to represent Ward #1 and a Council Member to represent Ward #3; providing other matters relating to the General Election; and finding and determining that the meeting at which this Resolution is passed is open to the public as required by law.

Deliberar y tomar medidas sobre la Resolución del Ayuntamiento de la Ciudad de Rockport en la que se ordena la realización de unas Elecciones Generales y se establecen procedimientos para dichas Elecciones, que se llevarán a cabo el sábado 1 de mayo de 2021; las Elecciones Generales se realizarán con el propósito de elegir un Concejál que represente el Distrito #1 y un Concejál que represente el Distrito #3; se estipulan otros asuntos relacionados con las Elecciones Generales, y se decide y determina que la reunión en la cual se aprueba esta Resolución estará abierta al público, como lo requiere la ley.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: PKC

BACKGROUND: The accompanying Resolution establishes the procedures for the May 1, 2021, General Election in accordance with the general laws and Constitution of the State of Texas, and the City's Home Rule Charter. The May 1, 2021, Election is called for the resident, qualified voters of Ward 1 and Ward 3 to vote for their respective Council Member.

Ms. Patricia Barker will serve as Presiding Judge, and Ms. Diane Blackwell will serve as Alternate Presiding Judge with up to four clerks of the election to be appointed by the Presiding Judge. The appointment is for a single election to be held on Saturday, May 1, 2021. Election officials shall be paid \$12.00 per hour. The polls on Election Day shall be open from seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m.

Section 10 of the Resolution requires the Mayor to set the date and time of the Official Canvass for this Election. Mayor Rios has set Tuesday, May 11, 2021 at 6:30 pm for the official canvass.

FISCAL ANALYSIS: Elections are charged to account 6072009 and has \$15,000 budgeted of which \$17,420 has been expended due to the November election.

RECOMMENDATION: Staff recommends City Council approve the Resolution, as presented.

RESOLUTION NO. 2021-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKPORT ORDERING A GENERAL ELECTION AND ESTABLISHING PROCEDURES FOR SAID ELECTION TO BE HELD ON SATURDAY, MAY 1, 2021; THE GENERAL ELECTION SHALL BE FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER TO REPRESENT WARD #1 AND A COUNCIL MEMBER TO REPRESENT WARD #3; PROVIDING OTHER MATTERS RELATING TO THE GENERAL ELECTION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

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

In accordance with the general laws and Constitution of the State of Texas, and the Charter of the City, a General Election is hereby called and ordered for Saturday, May 1, 2021. All resident, qualified voters of the City of Rockport's Ward #1 and Ward #3 shall be permitted to vote for their representative in Ward #1 and #3, respectively, in said election.

Section 1: The City Secretary of the City of Rockport is hereby directed to cause notice to be given of said elections by publication in the official newspaper of the City of Rockport, Texas, in accordance with the State Election Code.

Section 2: Applications to have the name of a candidate placed on the ballot may not be filed earlier than thirty (30) days before the deadline prescribed by the Election Code for filing applications with the City Secretary, and that the earliest date for a candidate to file same will be Wednesday, January 13, 2021, at 8:00 a.m., with the last day for filing to be Friday, February 12, 2021, at 5:00 p.m., in accordance with Election Code Sec. 143.006 and 143.007.

Section 3: The order in which the names of the candidates are to be printed on the ballot for the positions of Council Member Ward #1 and Council Member Ward #3 on said Rockport City Council shall be determined by a drawing conducted by the City Secretary, as provided by Section 52.094 of the Texas Election Code, on Wednesday February 24, 2021, at 10:00 a.m. in the Office of the City Secretary, Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas.

Section 4: The Elections Administrator of Aransas County Kevin A. Stroud is designated as the Early Voting Clerk. Early voting by personal appearance will be conducted each weekday at the Aransas County Elections & Voter Registration Office, 602 E. Concho Street, Rockport, Texas as follows:

Monday, April 19, 2021	8:00 a.m. – 5:00 p.m.
Tuesday, April 20, 2021	8:00 a.m. – 5:00 p.m.
Wednesday, April 21, 2021	8:00 a.m. – 5:00 p.m.
Thursday, April 22, 2021	8:00 a.m. – 5:00 p.m.
Friday, April 23, 2021	8:00 a.m. – 5:00 p.m.
Monday, April 26, 2021	7:00 a.m. – 7:00 p.m.
Tuesday, April 27, 2019	7:00 a.m. – 7:00 p.m.

Section 5: The Early Voting Clerk shall process all applications for early voting by mail. Applications for ballot by mail shall be mailed to: Kevin A. Stroud, Elections Administrator of Aransas County, Early Voting Clerk, 602 E. Concho Street, Rockport, TX 78382. Applications for ballot by mail may also be emailed to: kstroud@aransascounty.org. The last day to receive an application from a voter in person for a ballot to be voted by mail is the close of business on Friday, April 16, 2021.

Section 6: A HAVA compliant voting system approved by the Texas Secretary of State shall be used for voting during Early Voting and Election Day. Paper ballots shall be used for voting by mail. The Early Voting Ballot Board shall canvass all ballots cast in the Saturday, May 1, 2021, General Election.

Section 7: Patricia Barker will serve as Presiding Judge and Dianne Blackwell will serve as Alternate Presiding Judge, and the clerks of the election will be appointed by the Presiding Judge in a number not to exceed four (4) clerks. The appointment is for a single election to be held on Saturday, May 1, 2021.

Election officials shall be paid \$12.00 per hour. The Presiding Judge, or the election worker at the polling location that he or she designates, who picks up the elections supplies on May 1, 2021, from the Contracting Officer and who returns the remaining supplies, ballot boxes, and all other election records from the polling location to the Contracting Officer will be compensated with a delivery fee of \$25.00.

The polls at the polling place shall on said Election Day be open from seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m.

Section 8: A committee, of the following persons, is hereby established to hold three computer accuracy tests. The first test shall be conducted at least 48 hours before the count of voted ballots. The second test shall be conducted immediately prior to the start and the third test immediately subsequent to the count of voted ballots to ascertain that the computer will accurately count the votes cast for the offices to be voted upon in said election:

- a) Patricia Barker, Presiding Judge;
- b) Rockport City Secretary, Teresa Valdez; and
- c) Aransas County Independent School District Executive Assistant

Section 9: Notice of this election shall be given in accordance with the provisions of the Texas Election Code and returns of such notice shall be made as provided for in said Code. The Mayor shall issue all necessary orders and writs for such election and returns of such election shall be made to the City Secretary immediately after the closing of the polls. In addition, the election materials as outlined in Section 272.005, Texas Election Code, shall be printed in both English and Spanish for use at the polling places and for early voting for said election.

Section 10: The City Secretary or a designated representative will provide Official Oath and Statement of Elected Officials to candidates who appear to have won or may win, on Tuesday, May 25, 2021. Mayor Patrick R. Rios has set Tuesday, May 11, 2021, at 6:30 p.m. as the date of Official Canvass. The City Secretary is directed to record results in Election Register as soon as practicable after the Canvass.

Section 11: Said election shall be held in accordance with the Texas Election Code and the Federal Voting Rights Act of 1965, as amended.

Section 12: 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 13: 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 26th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

RESOLUCIÓN NO. 2021-__

UNA RESOLUCIÓN DEL AYUNTAMIENTO DE LA CIUDAD DE ROCKPORT EN LA QUE SE ORDENA LA REALIZACIÓN DE UNAS ELECCIONES GENERALES Y SE ESTABLECEN PROCEDIMIENTOS PARA DICHAS ELECCIONES, QUE SE LLEVARÁN A CABO EL SÁBADO, 1 DE MAYO DE 2021; LAS ELECCIONES GENERALES SE REALIZARÁN CON EL PROPÓSITO DE ELEGIR UN CONCEJAL QUE REPRESENTA EL DISTRITO #1 Y UN CONCEJAL QUE REPRESENTA EL DISTRITO #3; SE ESTIPULAN OTROS ASUNTOS RELACIONADOS CON LAS ELECCIONES GENERALES, Y SE DECIDE Y DETERMINA QUE LA REUNIÓN EN LA CUAL SE APRUEBA LA RESOLUCIÓN ESTARÁ ABIERTA AL PÚBLICO, COMO LO REQUIERE LA LEY.

EL AYUNTAMIENTO DE LA CIUDAD DE ROCKPORT, CONDADO DE ARANSAS, ESTADO DE TEXAS, RESUELVE QUE:

De acuerdo con las leyes generales y la Constitución del Estado de Texas, y con el Fuero de la Ciudad, se convoca a Elecciones Generales por medio de la presente y se ordena llevarlas a cabo el sábado 1 de mayo de 2021. Todos los votantes residentes de los Distritos #1 y #3 de la Ciudad de Rockport, que reúnan los requisitos, tendrán permiso para votar en dichas elecciones por su representante en el Distrito #1 y en el Distrito #3, respectivamente.

Sección 1: Por la presente se le ordena a la Secretaria Municipal de la Ciudad de Rockport notificar sobre dichas elecciones por medio de una publicación en el periódico oficial de la Ciudad de Rockport, Texas, de acuerdo con el Código Electoral Estatal.

Sección 2: Las solicitudes para poner el nombre de un candidato en la papeleta de votación no pueden presentarse con más de treinta (30) días de anticipación de la fecha límite prescrita por el Código Electoral para presentar solicitudes a la Secretaria Municipal. La primera fecha en que un candidato puede presentar dicha solicitud es el miércoles 13 de enero de 2021, a las 8:00 a.m., y el último día para presentar las solicitudes es el viernes 12 de febrero 2021, a las 5:00 p.m., de acuerdo con el Código Electoral, Sec. 143.006 y 143.007.

Sección 3: El orden en el cual se imprimirán los nombres de los candidatos en la papeleta de votación para los cargos de Concejal del Distrito #1 y Concejal del Distrito #3 en dicho Ayuntamiento de la Ciudad de Rockport se determinará por medio de un sorteo realizado por la Secretaria Municipal, como lo estipula la Sección 52.094 del Código Electoral de Texas, el miércoles 24 de febrero de 2021, a las 10:00 a.m. en la Oficina de la Secretaria Municipal, En Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas.

Sección 4: Kevin A. Stroud el Administrador de Elecciones del Condado de Aransas Condado está designada como el oficinista de Votación temprana. La votación anticipada en persona se llevará a cabo cada día de la semana en el Condado de Aransas oficina de registro de votantes y elecciones, 602 E. Concho Street, Rockport, Texas, de la siguiente manera:

Lunas, 19 de abril de 2021	8:00 a.m. - 5:00 p.m.
Martes, 20 de abril de 2021	8:00 a.m. - 5:00 p.m.
Miércoles, 21 de abril de 2021	8:00 a.m. – 5:00 p.m.
Jueves, 22 de abril de 2021	8:00 a.m. – 5:00 p.m.
Viernes, 23 de abril de 2021	8:00 a.m. – 5:00 p.m.
Lunes, 26 de abril de 2021	7:00 a.m. – 7:00 p.m.
Martes, 27 de abril de 2021	7:00 a.m. – 7:00 p.m.

Sección 5: La votación temprana funcionario deberá tramitar todas las solicitudes para la votación anticipada por correo. Las solicitudes para votar por correo deben enviarse por correo a: Kevin A. Stroud, el Administrador de Elecciones del Condado de Aransas Condado, Early Voting Clerk, 602 East Concho Street, Rockport, TX 78382. Solicitudes de votación por correo electrónico también puede ser enviado por correo electrónico a: kstroud@aransascounty.org. El último día para recibir en persona la solicitud de un votante para votar por correo es el viernes 16 de abril, 2021, a la hora del cierre de oficinas.

Sección 6: Se usará un sistema de votación compatible con la Ley para Ayudar a América a Votar (HAVA, por sus siglas en inglés), aprobado por el Secretario de Estado de Texas, durante la votación anticipada y el día de elecciones. Las papeletas de votación se usarán para votar por correo. La Junta de 1 de mayo de 2021.

Sección 7: Patricia Barker servirá como Jueza Presidenta, y Dianne Blackwell servirá como Jueza Presidenta Suplente, y los trabajadores electorales de las elecciones serán nombrado por el la jueza, sin exceder más de cuatro (4) trabajadores electorales. El nombramiento es para que se realicen unas solas elecciones el sábado 1 de mayo de 2021.

Los funcionarios de las elecciones recibirán un pago de \$12.00 por hora. El Juez que preside, o el trabajador electoral en el lugar de votación que designe, que recoja las suministros de las elecciones el 1 de mayo de 2021, desde el oficial de contratación y que devuelva los suministros restantes, las urnas y todos los demás registros electorales al de la ubicación del Oficial de Contratación será compensada con una tarifa de entrega de \$ 25.00.

Las urnas en el sitio de votación durante el Día de Elecciones permanecerán abiertas desde las siete en punto (7:00) a.m. hasta las siete en punto (7:00) p.m.

Sección 8: Por la presente se establece un comité, constituido por las siguientes personas, con el fin de realizar tres pruebas de exactitud de la computadora. La primera prueba se llevará a cabo por lo menos 48 horas antes del conteo de los votos sufragados. La segunda prueba se realizará inmediatamente antes del comienzo del conteo, y la tercera prueba se hará inmediatamente después del conteo de los votos sufragados, con el fin de determinar que la computadora contará con exactitud los votos sufragados para la elección de los funcionarios por los cuales se votará en dichas elecciones:

- a) Patricia Barker, sirviendo como juez presidente
- b) Secretaria Municipal, Teresa Valdez; y
- c) Asistente Ejecutiva, Aransas County Independent School District

Sección 9: Se dará aviso de estas elecciones de acuerdo con las disposiciones del Código Electoral de Texas, y los resultados de tal notificación se informarán como se estipula en dicho Código. El Alcalde expedirá todas las órdenes necesarias y los mandatos judiciales para dichas elecciones, y los resultados de tales elecciones se informarán a la Secretaria Municipal inmediatamente después del cierre de las urnas. Además, los materiales de las elecciones, como se explica en la Sección 272.005 del Código Electoral de Texas, se imprimirán tanto en inglés como en español para usarlos en los sitios de votación y durante la votación anticipada en dichas elecciones.

Sección 10: La Secretaria Municipal, o un representante designado, proporcionará 25 de mayo de 2021 un Juramento Oficial y una Declaración de Funcionarios Electos a los candidatos que parezcan haber ganado o que puedan ganar. El Alcalde Patrick R. Rios ha establecido que la fecha del escrutinio oficial será el miércoles 11 de mayo de 2021, a las 6:30 p.m.. La Secretaria Municipal tiene la orden de registrar los resultados en el Registro Electoral tan pronto como sea posible después del escrutinio.

Sección 11: La Secretaria Municipal tiene la orden de informar al Secretario de Estado de Texas, a más tardar el lunes, 3 de junio de 2019, el resultado del escrutinio de los votos sufragados en la votación anticipada por cada candidato o disposición, por distrito electoral.

Sección 12: Si alguna parte, sección, subsección, párrafo, oración, cláusula o frase contenida en esta resolución es considerada inconstitucional, nula o sin validez, dicha consideración no afectará la validez de la porción restante de esta resolución, sino que en todos los aspectos dicha porción restante permanecerá en completa vigencia y efecto.

Sección 13: Por la presente se falla y se determina oficialmente que la reunión en la cual se aprueba esta resolución está abierta al público como lo requiere la ley, y que se hizo una notificación pública de la hora, lugar y propósito de dicha reunión, como es requerido.

APROBADA por el Ayuntamiento de la Ciudad de Rockport, Condado de Aransas, Estado de Texas, este día 26 de enero de 2021.

CIUDAD DE ROCKPORT, TEXAS

Patrick R. Rios, Alcalde

ATESTIGUA:

Teresa Valdez, Secretaria Municipal

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 10

Deliberate and act on Contract for Election Services with the Elections Administrator of Aransas County for the May 1, 2021 Election.

Deliberar y actuar sobre el contrato de servicios electorales con el administrador de elecciones del condado de Aransas para las elecciones del 1 de Mayo de 2021.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: PKC

BACKGROUND: Elections conducted by the City of Rockport have previously been held in the Council Chambers of City Hall. Due to the damage caused by the hurricane the Council Chamber of City Hall were not available to utilize for election purposes in May 2018. In addition, the City's electronic voting machines are past the age of receiving maintenance support from the vendor, so, if there were to be a problem with the machines, we no longer have a source to resolve the problem. The City contracted with Aransas County Elections Administrator to conduct the General Election in May of 2018, May 2019 and May 2020 (which was moved to November 3, 2020, because of COVID-19).

The Contract is the same as the previous year's contracts except Section II.G. has been added by the Elections Administrator. The City does not maintain a street inventory list, so the Aransas County Appraisal District was contacted, and they provided the City a comprehensive list of streets they have listed within the City limits of Rockport.

FISCAL ANALYSIS: Budgeted for FY 2020-2021 Election Expenses was \$15,000. Due to the May election postponement to November 2020 there is a negative balance of \$2,420 in the Election Expense budget.

Aransas County Elections Administrator has estimated the cost for the City for a joint election with ACISD to be \$11,352.48 and the cost for an independent City election to be \$22,430.50.

RECOMMENDATION: Staff recommends Council approve the Contract for Election Services between the Elections Administrator of Aransas County and the City of Rockport for the May 1, 2021 Election, as presented.

CONTRACT FOR ELECTION SERVICES
BETWEEN
THE ELECTIONS ADMINISTRATOR OF ARANSAS COUNTY
AND
THE CITY OF ROCKPORT
FOR THE MAY 1, 2021 ELECTION

THIS CONTRACT is made and entered into by and between Kevin A. Stroud, the Elections Administrator of Aransas County, Texas, hereinafter referred to as “Contracting Officer,” and the City of Rockport, hereinafter referred to as the “CITY”, pursuant to the authority under Section 31.092(a) of the Texas Election Code and Chapter 791 of the Texas Government Code. In consideration of the mutual covenants and promises hereinafter set forth, the parties agree to this interlocal agreement with regard to the coordination, supervision, and running of the CITY’s MAY 1, 2021 Election, hereinafter referred to as “the election”. The purpose of this agreement is to maintain consistency and accessibility in voting practices, polling places and election procedures to assist the voters of the CITY.

I. RESPONSIBILITIES OF CONTRACTING OFFICER. The Contracting Officer shall be responsible for performing the following services and furnishing the following materials and equipment in connection with the election:

A. *Notification to Presiding and Alternate Judges; Appointment of Clerks.*

1. The Contracting Officer shall notify each presiding judge and alternate judge of his or her appointment. The notification will also include the assigned polling location, the date of the election school(s), the eligibility requirements that pertain to them and to the selection of Election Day clerks, the date and time of the election, the rate of compensation, the number of election clerks the presiding judge may appoint, and the name of the presiding or alternate judge, as appropriate.

2. The Contracting Officer shall ensure that the presiding judges make the appropriate election clerk appointments and notify the clerks of their appointments. The recommendations of the CITY will be the accepted guidelines for the number of clerks secured to work in each polling place. The presiding election judge of each polling place, however, will use his/her discretion to determine when additional manpower is needed during peak voting hours. Election judges shall be secured by the Contracting Officer with the approval of the CITY.

3. The Contracting Officer shall notify the CITY of the list of election judges and alternate judges for Election Day, so that the CITY may approve by written order.

4. Notification to the election judges and alternates shall be made no later than the date prescribed by Texas Election Code.

B. Contracting with Third Parties. In accordance with Section 31.098 of the Texas Election Code, the Contracting Officer is authorized to contract with third persons for election services and supplies. The cost of such third-person services and supplies will be paid by the Contracting Officer and reimbursed by the CITY as agreed upon on Exhibit “C.”

C. Election School(s). The Contracting Officer shall be responsible for conducting one or more, at his discretion, election schools to train the presiding judges, alternate judges, election clerks, and early voting clerks, and Early Voting Ballot Board members in the conduct of elections, including qualifying voters, provisional voting, and the counting of ballots. The Contracting Officer shall determine the date, time, and place for such school(s) and notify the presiding judges, alternate judges, and election clerks of such. The Contracting Officer may hold the election school(s) on a Saturday in order to increase its availability to election workers who are employed during the regular work week.

D. Election Supplies. The Contracting Officer shall procure, prepare, and distribute to the presiding judges for use at the polling locations on Election Day and the Early Voting Ballot Board (and to the Deputy Early Voting Clerks during Early Voting) the following election supplies: election kits from third-party vendors (including the appropriate envelopes, sample ballots, lists, forms, name tags, posters, and signage described in Chapters 51, 61, and 62, and Subchapter B of Chapter 66 of the Texas Election Code); pens; pencils; tape; markers; paper clips; ballot box seals; sample ballots; tacks, and all consumable-type office supplies necessary to hold an election.

E. Registered Voter List. The Contracting Officer shall provide all lists of registered voters required for use on Election Day and for the early voting period required by law. The Election Day list of registered voters shall be arranged in alphabetical order by each precinct.

F. Ballots. The Contracting Officer shall be responsible for the programming of the direct recording electronic voting devices (referred to as DRE’s) and the printing of ballots requested by mail or used for early voting or Election Day. The Contracting Officer shall be responsible for distributing the DRE’s along with the election supplies.

G. Early Voting. In accordance with Section 31.094, of the Texas Election Code, the Contracting Officer will serve as Early Voting Clerk for the election, subject to Sections 31.096 and 31.097(b).

1. As Early Voting Clerk, the Contracting Officer shall receive applications for early voting ballots to be voted by mail in accordance with

Chapters 31 and 86 of the Texas Election Code. The Contracting Officer shall work with the CITY in securing personnel to serve as Early Voting Deputies.

2. The Contracting Officer shall, upon request, provide the CITY a copy of the early voting report on a daily basis and a cumulative final early voting report following the election.

3. Early Voting by personal appearance for the election shall be conducted during the hours and time period and at the locations listed in Exhibit “A,” attached hereto and made a part of this contract.

4. The Contracting Officer shall receive mail ballot applications on behalf of the CITY. All applications for mail ballots shall be processed in accordance with Title 7 of the Texas Election Code by the Contracting Officer or his deputies at 602 E Concho Street, Rockport, Texas 78382. Any requests for early voting ballots to be voted by mail received by the CITY shall be forwarded immediately to the Contracting Officer for processing.

5. All Early Voting ballots (those cast by mail and those cast by personal appearance) shall be secured and maintained by the Contracting Officer and delivered by him or his deputy for counting in accordance with Chapter 87 of the Texas Election Code to the Early Voting Ballot Board at the Aransas County Elections and Voter Registration Office on Election Day, MAY 1, 2021.

H. Election Day Polling Locations. The Election Day polling locations are those listed in Exhibit “B,” attached hereto and made a part of this contract. The Contracting Officer shall arrange for the use of all Election Day polling places and shall arrange for the setting up of all polling locations for Election Day, including ensuring that each polling location has the necessary tables, chairs, and voting booths.

I. Central Counting Station. The Contracting Officer shall be responsible for establishing and operating the Central Counting Station to receive and tally the voted ballots in accordance with Section 127.001 of the Election Code and of this agreement. Counting Station Manager and Central Count Judge shall be Kevin A. Stroud. The Tabulation Supervisor shall be the Assistant Elections Administrator. The tabulation supervisor shall handle ballot tabulation in accordance with statutory requirements and county policies, under the auspices of the Contracting Officer.

1. Election night reports will be available to the CITY at the Central Counting Station on election night and will provide individual polling location totals.

J. Manual Counting. The Contracting Officer shall conduct a manual count as prescribed by Section 127.201 of the Texas Election Code and submit a written report to the CITY in a timely manner. The Secretary of State may waive this

requirement. If applicable, a written report shall be submitted to the Secretary of State as required by Section 127.201(E) of the aforementioned code.

K. *Election Reports.* The Contracting Officer shall prepare the unofficial tabulation of precinct results under Section 66.056(a) of the Texas Election Code and shall provide a copy of the tabulation to the CITY as soon as possible after the Contracting Officer has received the precinct returns on Election Day night. Provisional ballots will be tabulated after election night in accordance with state laws.

L. *Custodian of Voted Ballots.* The Contracting Officer is hereby appointed the custodian of voted ballots and shall preserve them in accordance with Chapter 66 of the Texas Election Code and other applicable law.

II. RESPONSIBILITIES OF THE CITY. The CITY shall assume the following responsibilities:

A. *Election School(s).* At the request of the Contracting Officer, and at no cost to the Contracting Officer, the CITY will make available space in a CITY building to hold the election school(s), if applicable.

B. *Polling Locations.* The CITY shall pay the respective cost of all employee services required to provide access, security, or custodial services for the polling locations.

C. *Applications for Mail Ballots.* The CITY shall date stamp and then immediately hand deliver to the Contracting Officer all original mail ballot applications for mail ballots that it receives.

D. *Election Orders, Election Notices, Canvass.* The CITY shall prepare the election order, resolutions, notices, official canvass, and other pertinent documents for adoption by the CITY's governing body. The CITY shall be responsible for having the required election notice under Section 4.003(a)(1) of the Texas Election Code published in the newspaper as required by State law. The CITY shall also be responsible for posting the notice required under Section 4.003(b) of the Texas Election Code as required by law. Promptly after approval of election order, resolutions, notices, official canvass, and other pertinent documents by the CITY's governing body and within such time so as not to impede the orderly conduct of the election, the CITY shall return said documents to the Contracting Officer for proper recordkeeping. The CITY assumes the responsibility of promoting the schedules for Early Voting and Election Day.

The CITY will provide for the appointment of the Contracting Officer as the early voting clerk for the election in the orders calling the election. The orders will also include approval of Election Day polling places; times, dates and places for early voting; and appointment of precinct judges.

E. Paper Ballots. In advance of the date on which the Texas Secretary of State's Office encourages the mailing out of ballots for early voting by mail, the Contracting Officer shall arrange with a third party to prepare the necessary optical paper ballots for the election. The ballots shall be in English with the Spanish translation included.

F. Ballot Preparation. The CITY shall furnish the Contracting Officer a list of candidates and/or propositions showing the order and the exact manner in which their names or proposition(s) are to appear on the official ballot (including bilingual titles and text). This list shall be delivered to the Contracting Officer as soon as possible after ballot positions have been determined. The CITY shall perform the duties required for drawing for place on the ballot by candidates. The CITY shall be responsible for proofreading and approving the ballot insofar as it pertains to the authority's candidates and/or propositions.

G. Streets List Review. Two authorized representatives of the CITY shall review, and sign off as correct, a list of street ranges provided by the Contracting Officer that are associated with the District and any applicable Wards, or sub-districts, in the County's Voter Registration System. The CITY's representatives shall direct any corrections that need to be made to the Contracting Officer. Once the Contracting Officer has made the requested corrections, a list with the corrected streets will be sent to the CITY. The CITY will again review the list. Once the CITY confirms that the new list is correct, the representatives will sign off on it and the signed list shall be delivered to the Contracting Officer.

If there are any changes to the list of street ranges by the CITY, due to annexation or other reasons, after this initial review of the list, the CITY must notify the Contracting Officer by email with 24 hours of those changes. The Contracting Officer will then send an updated list of street ranges to the CITY for review. The CITY shall then deliver the updated reviewed and signed list to the Contracting Officer within 48 hours.

III. SPECIAL PROVISIONS RELATING TO ELECTION WORKERS

A. Compensation. The parties agree that presiding judges and alternate judges will be compensated at a rate of \$12.00/hr, and election clerks will be compensated at a rate of \$12.00/hr. They will be compensated for all hours actually worked, including the time to set up the polling location and the time to complete the counting and to wrap up the paper work, but not to exceed one hour before and two hours after the polling location is open for voting. The presiding judge, or the election worker at the polling location that he or she designates, who picks up the election supplies from the Contracting Officer and who returns the remaining supplies, ballot boxes, and all other election records from the polling location to the Contracting Officer will be compensated with a delivery fee of \$25 at the same time that payment is made for the hours worked. The Contracting Officer will pay the election workers directly and be reimbursed for such by the CITY.

B. *Number of Election Workers.* The parties agree that at all polling locations there will be a minimum of three election workers, consisting of the presiding judge, alternate judge, and one clerk.

IV. JOINT EXPENSES AND PAYMENT

A. *Expenses Incurred and Billing.*

1. The participating authorities agree to share actual costs incurred to the extent that the costs and expenses are incurred in connection with a polling location used by more than one local political subdivision, such as (without limitation) the cost of renting polling locations and voting equipment, programming the voting equipment, supplies needed for the polling place, wages and salaries of election workers. Election expenses shall be pro-rated equally among the participants.
2. The parties agree, for those polling locations used solely by the district and not shared by any other participating authority, that the CITY will pay the wages, salaries, and other applicable election costs and expenses directly related to such polling location.
3. It is understood that to the extent space is available, other districts and political subdivisions may wish to participate in the use of the County's election equipment and voting places, and it is agreed that the Elections Administrator may contract with such other districts or political subdivisions for such purposes and that in such event there may be an adjustment of the pro-rata share to be paid to the County by the participating authorities.

B. *Billing.* As soon as reasonably possible after Election Day, the Contracting Officer will submit an itemized invoice to the CITY for (1) actual expenses directly attributable to the coordination, supervision, and running of the election and incurred on behalf of the CITY by the Contracting Officer, including expenses for supplies in connection with the election school(s), publication and printing of election notices, election supplies, wages paid to the Contracting Officer's employees for services under this contract performed outside of normal business hours, election workers, and any other expenses reasonably and directly related to the election, including, without limitation, rental and programming of DREs and audio ballots, and (2) the Contracting Officer's fee under Section 31.100(d) of the Texas Election Code and as provided in **Section IV.F** below. Expenses related to wages shall be supported by compensation sheets. Other expenses shall be supported by invoices or receipts, except that the price of items coming out of the Contracting Officer's stock of election supplies shall be supported by the Contracting Officer's certificate about the number of items used and the unit cost therefore according to the vendor's standard price list.

C. Payment. The CITY shall pay the Contracting Officer's invoice within 30 days from the date of receipt to: **Aransas County, Attn: Kevin A. Stroud, Elections Administrator, 602 East Concho Street, Rockport, TX 78382.** If the CITY disputes any portion of the invoice, the CITY shall pay the undisputed portion of the invoice, and the parties will discuss in good faith a resolution of the disputed portion. All payments shall be made from current revenues available to the CITY.

D. Expense Item Larger than \$500. If a single election expense exceeds \$500, the Contracting Officer reserves the right to invoice the CITY for such expense at the time it is incurred, supported by an invoice or receipt, rather than waiting until after Election Day. The CITY shall pay such invoice within 30 days from the date of receipt.

E. Estimated Cost of Services. A cost estimate for election expenses is attached hereto and made a part of this contract as Exhibit "C." The parties agree that this is an estimate only and that the CITY is obligated to pay their respective portion of the actual expenses of the election as set forth herein. The Contracting Officer agrees to advise the CITY if it appears that the actual expenses incurred by the Contracting Officer will exceed by 20% or more the estimated expenses to be paid initially by the Contracting Officer and reimbursed jointly by the CITY.

F. Administrative Fee. The CITY shall pay the Contracting Officer a 10 % administrative fee, pursuant to the Texas Election Code, Section 31.100.

V. GENERAL PROVISIONS

A. Nontransferable Functions. In accordance with Section 31.096 of the Texas Election Code, nothing in this contract shall be construed as changing

1. the authority with whom applications of candidates for a place on the ballot are filed;
2. the authority with whom documents relating to political funds and campaigns under Title 15 of the Texas Election Code are filed; or
3. the authority to serve as custodian of voted ballots or other election records, except that the Contracting Officer, if requested in writing by the CITY, will become the custodian of the voted ballots.

B. Joint Election. The parties acknowledge that the Contracting Officer may contract with other entities holding elections at the same time as the CITY on MAY 1, 2021.

C. Cancellation of Election. If the CITY cancels its election pursuant to Section 2.053 of the Texas Election Code, the Contracting Officer shall only be entitled to receive the actual expenses incurred before the date of cancellation in connection with the election and an administrative fee of \$75. The Contracting

Officer shall submit an invoice for such expenses (properly supported as described in **Section IV**) as soon as reasonably possible after the cancellation and the CITY shall make payment therefore in a manner similar to that set forth in **Section IV. Subsection C. PAYMENT** above. The Contracting Officer agrees to use reasonable diligence not to incur major costs in connection with election preparations until it is known that the election will be held, unless the CITY authorizes such major costs in writing. An entity canceling an election will not be liable for any further costs incurred by the Contracting Officer in conducting the MAY 1, 2021 Election.

D. Contract Copies to Treasurer and Auditor. In accordance with Section 31.099 of the Texas Election Code, the Contracting Officer agrees to file copies of this contract with the County Treasurer of Aransas County, Texas and the County Auditor of Aransas County, Texas.

E. Representatives. For purposes of implementing this contract and coordinating activities hereunder, the CITY and the Contracting Officer designate the following individuals, and whenever the contract requires submission of information or documents or notice to the CITY or the Contracting Officer, respectively, submission or notice shall be to these individuals:

For the CITY:

Teresa Valdez
City Secretary
City of Rockport
2751 SH 35 Bypass
Rockport, TX 78382
Tel: (361) 729-2213 ext. 225
Fax: (361) 790-5966
Email: tvaldez@cityofrockport.com

For the Contracting Officer:

Kevin A. Stroud
Elections Administrator
Aransas County
602 E. Concho Street
Rockport, TX 78382
Tel: (361) 729-7431
Fax: (361) 790-0177
Email: kstroud@aransascountry.org

F. Amendment/Modification. Except as otherwise provided, this Agreement may not be amended, modified, or changed in any respect whatsoever, except by a further Agreement in writing, duly executed by the parties hereto. No official, representative, agent, or employee of the County has any authority to modify this Agreement except pursuant to such expressed authorization as may be granted by the Commissioners Court of Aransas County, Texas. No official, representative, agent, or employee of the CITY has any authority to modify this Agreement except pursuant to such expressed authorization as may be granted by the governing body of the CITY. Both the Contracting Officer and the CITY may propose necessary amendments or modifications to this Agreement in writing in order to conduct the Election smoothly and efficiently.

G. Entire Agreement. This Agreement contains the entire agreement of the parties relating to the rights herein granted and the obligations herein assumed and supersedes all prior agreements, including prior election services contracts and

prior agreements to conduct joint elections. Any prior agreements, promises, negotiations, or representations not expressly contained in this Agreement are of no force and effect. Any oral representations or modifications concerning this Agreement shall be of no force or effect, excepting a subsequent modification in writing as provided herein.

H. Severability. If any provision of this Agreement is found to be invalid, illegal or unenforceable by a court of competent jurisdiction, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this Agreement; and, parties to this Agreement shall perform their obligations under this Agreement in accordance with the intent of the parties to this Agreement as expressed in the terms and provisions of this Agreement.

I. Third Party Beneficiaries. Except as otherwise provided herein, nothing in this Agreement, expressed or implied, is intended to confer upon any person, other than the parties hereto, any benefits, rights or remedies under or by reason of this Agreement.

J. Mediation. Any controversy, claim or dispute arising out of or relating to this contract, shall be settled through mediation by the parties. The parties agree to use a mutually agreed upon mediator, or a person appointed by a court of competent jurisdiction, for mediation as described in Section 154.023 of the Texas Civil Practice and Remedies Code. Unless both parties are satisfied with the result of mediation, the mediation will not constitute a final and binding resolution of the dispute. All communications within the scope of the mediation shall remain confidential as described in Section 154.023 of the Texas Civil Practice and Remedies Code unless both parties agree, in writing, to waive the confidentiality. Notwithstanding the foregoing, the parties intend to fully comply with the Texas Open Meetings Act and the Texas Public Information Act whenever applicable. The term “confidential” as used in this Agreement has the same meaning as defined and construed under the Texas Public Information Act and the Texas Open Meetings Act.

WITNESS BY MY HAND THIS THE _____ DAY OF _____, 20____.

Patrick R. "Pat" Rios
Mayor
City of Rockport, Texas

WITNESS BY MY HAND THIS THE _____ DAY OF _____, 20____.

C.H. "Burt" Mills, Jr.
County Judge
Aransas County, Texas

WITNESS BY MY HAND THIS THE _____ DAY OF _____, 20____.

Kevin A. Stroud
Elections Administrator
Aransas County, Texas

EXHIBIT “A”**EARLY VOTING DATES, TIMES, AND LOCATIONS****Time Period:**

Monday, April 19, 2021 through Tuesday, April 27, 2021.

Main Location:

Aransas County Elections & Voter Registration Office, 602 E. Concho St, Rockport, TX

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
April 19 8 AM - 5 PM	April 20 8 AM - 5 PM	April 21 8 AM - 5 PM	April 22 8 AM - 5 PM	April 23 8 AM - 5 PM	April 24 CLOSED	April 25 CLOSED
April 26 7 AM - 7 PM	April 27 7 AM - 7 PM					

Voting by Mail:

Kevin A. Stroud, Aransas County Elections Administrator, 602 E Concho St, Rockport,
TX 78382

EXHIBIT “B”**ELECTION DAY POLLING LOCATIONS****Time Period:**

Saturday, May 1, 2021

7:00 a.m. to 7:00 p.m.

Precincts 1, 1A, 2, 3, 4 and 4A

Aransas County Elections & Voter Registration Office, 602 E Concho St, Rockport, TX

EXHIBIT "C-1"
ESTIMATED COST OF MAY 2021 ELECTION
WITHOUT JOINT ELECTION

CITY OF ROCKPORT

<u>Ballot Proofing/Distribution</u>	\$250.00
<u>Ballots and Programming</u>	\$1,785.00
<u>Election Forms/Kits</u>	\$120.00
<u>Election Officials</u>	\$1,000.00
<u>Deputy Early Voting Clerks</u>	\$6,000.00
<u>Early Voting by Mail and Support</u>	\$3,500.00
<u>Preparation and Distribution of Supplies Early Voting</u>	\$250.00
<u>Preparation and Distribution of Supplies Election Day</u>	\$250.00
<u>Central Counting Station/Elections Office Personnel</u>	\$1,500.00
COST OF ELECTION	\$14,655.00
Administrative Fee (10%)	\$1,465.50
TOTAL COST OF CONTRACT	\$16,120.50
RENTAL AGREEMENT	
a. Use of County Election Equipment	
2 Controllers, 8 Touch, 2 Access touch & 1 Scanner	\$6,310.00
TOTAL COST OF ELECTION	\$22,430.50
50 % DEPOSIT DUE AT SIGNING OF CONTRACT	\$11,215.25

EXHIBIT "C-2"
ESTIMATED COST OF MAY 2021 ELECTION
WITH JOINT ELECTION

CITY OF ROCKPORT

<u>Ballot Proofing/Distribution</u>	\$83.33
<u>Ballots and Programming</u>	\$1,785.00
<u>Election Forms/Kits</u>	\$40.00
<u>Election Officials</u>	\$333.33
<u>Deputy Early Voting Clerks</u>	\$2,000.00
<u>Early Voting by Mail and Support</u>	\$3,500.00
<u>Preparation and Distribution of Supplies Early Voting</u>	\$83.33
<u>Preparation and Distribution of Supplies Election Day</u>	\$83.33
<u>Central Counting Station/Elections Office Personnel</u>	\$500.00
COST OF ELECTION	\$8,408.32
Administrative Fee (10%)	\$840.83
TOTAL COST OF CONTRACT	\$9,249.15
RENTAL AGREEMENT	
a. Use of County Election Equipment	
2 Controllers, 8 Touch, 2 Access touch & 1 Scanner	\$2,103.33
TOTAL COST OF ELECTION	\$11,352.48
50 % DEPOSIT DUE AT SIGNING OF CONTRACT	\$5,676.24

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 11

Deliberate and act on May 1, 2021 Joint Election Contract for Election Services between the City of Rockport and Aransas County Independent School District in compliance with HB 1.

Deliberar y tomar medidas sobre el Contrato de Elecciones Conjuntas del 1 de mayo de 2021 para Servicios Electorales entre la Ciudad de Rockport y el Distrito Escolar Independiente del Condado de Aransas, en conformidad con HB 1.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: PKC

BACKGROUND: In compliance with House Bill 1, which amended Section 11.01, Subchapter C, Chapter 11 “Elections” by adding 11.058, the City and Aransas County Independent School District (ACISD) have determined that it is in the public interest of the inhabitants of Rockport to enter into a contract for the purpose of voter convenience and public economy in connection with the May 2021 General Election. In this combined joint election, all races and/or propositions will be on one voting ballot for the City’s registered voters and a separate ballot for countywide registered voters. School districts are mandated to conduct joint elections with another government entity and ACISD has chosen the City to join in their general elections. See the accompanying contract for additional details.

FISCAL ANALYSIS: Conducting ACISD’s election is budget neutral because ACISD will be responsible for any direct and *pro rata* expenses related to their election.

RECOMMENDATION: Staff recommends City Council approve the May 1, 2021, Joint Election Contract for Election Services between the City of Rockport and Aransas County Independent School District in compliance with HB 1, as presented.

**JOINT ELECTION AGREEMENT
BETWEEN THE ARANSAS COUNTY INDEPENDENT SCHOOL DISTRICT AND THE
CITY OF ROCKPORT**

This joint election agreement ("Agreement") is made and entered into between the Aransas County Independent School District ("ACISD") and the City of Rockport ("the City").

WHEREAS, ACISD has previously elected to hold its general trustee election on the May uniform election date;

WHEREAS, the City has previously elected to hold its City Officers General Election on the May uniform election date;

WHEREAS, Texas Election Code section 271.002 authorizes the governing bodies of political subdivisions to enter into an agreement to hold joint elections in election precincts that can be served by common polling places;

WHEREAS, Texas Government Code, Chapter 791, authorizes local governments to contract with one another and with agencies of the state for various governmental functions including those in which the contracting parties are mutually interested;

WHEREAS, A provision of the Texas Education Code, Section 11.0581, requires the District to hold its general trustee elections jointly with a municipality located wholly within the boundaries of the District on the May uniform election date.

WHEREAS, ACISD and the City (collectively referred to hereinafter as the "Entities" or "Participating Entities") have agreed to hold joint elections on the May uniform election date;

WHEREAS, the parties to this agreement serve voters within the same boundaries, and it would be to the benefit of the City, ACISD, and the citizens and voters thereof to hold the elections jointly.

NOW, THEREFORE, it is agreed that a Joint Election will be held by ACISD and the City, pursuant to Sections 271.002, and 271.003 of the Texas Election Code, Section 11.0581 of the Texas Education Code and Chapter 791 of the Texas Government Code, under the following terms and conditions.

I. Scope of the Election Agreement

- A. ACISD and the City will share common early voting and election-day polling location(s) located within their shared boundaries for each joint election to the extent possible. See ("Exhibits A & B"). Each Entity will contract with the Elections Administrator of Aransas County for election services to be provided in the joint election.

- B. Each of the Entities shall be individually responsible for the preparation and/or publication of orders, resolutions, notices and other pertinent documents for adoption or execution by its own respective governing board as required by law.
- C. Each of the Entities shall be individually responsible for obtaining appropriate pre-clearance, if necessary, from the United States Department of Justice. Each of the Entities shall be individually responsible for posting and publishing its election notices.
- D. If required, each entity shall be individually responsible for obtaining HAYA-compliant voting system, which will be used by the entities in their respective elections.

II. Election Judge, Officer, and Clerks

Determination regarding the appointment of Election Judges, Officers, and Clerks for the joint election shall be made by each Entity in its contract with the Elections Administrator of Aransas County for election services for the joint election.

III. Early Voting

The Entities shall share early voting location(s) located within their shared boundaries to the extent possible as provided in this Agreement. Early voting locations will be mutually agreed upon and authorized and ordered by the governing body of each Participating Entity. See ("Exhibit A").

IV. Election Day

The Entities will share the common election-day voting locations as provided in this Agreement. Election-day voting locations will be mutually agreed upon and authorized and ordered by the governing body of each Participating Entity. See ("Exhibit B"). The Entities will contract with the Election Administrator of Aransas County for election services, including administration of each Entity's respective election.

The final returns for each Participating Entity shall be canvassed separately by each respective Entity.

V. Joint Election Costs: Payment

A. Costs

Each Entity remains responsible for all costs associated with its respective election.

All funds expended by each Entity will be from current revenues.

B. Cancellation.

In the event any of the participating Entities cancel their election because of unopposed candidates under Subchapter C of the Title I of the Texas Election Code, the remaining Entity shall be responsible for their respective election.

VI. General Provisions

A. Communications

Throughout the term of this Agreement, the Participating Entities will engage in ongoing communications concerning the conduct of the Joint Election and discuss and resolve any problems, which might arise regarding the Joint Election.

B. Effective Date

This Agreement takes effect upon the complete Execution of this Agreement by all Participating Entities.

C. Termination of Agreement

This Agreement shall continue in force and effect until terminated by either Entity for any reason. Termination of this Agreement and the Entities' rights, duties and responsibilities hereunder shall only occur upon 120 days written notice from the terminating Entity. In no event shall this Agreement be terminated on a date that is less than 90 days prior to the annual May uniform election date each year. Written notice shall be sent by certified mail or hand-delivery to the business office of each Entity.

D. Modification of Election Day Polling Location

The early voting and election-day polling locations provided in this Agreement may be modified as necessary, upon agreement by both the District and the City. Signatures of the Superintendent and Mayor, acting upon the authority of their respective governing bodies, on the written statement of agreed modifications to the polling locations shall evidence such modification.

E. Custodian of Records

Each Participating Entity will serve as their Individual custodian for purposes of election records as required by law. Each Participating Entity shall appoint a qualified person to act as Custodian of Records for the Entity to perform the duties imposed by the Election Code on the custodian of records for its respective entity.

VII. Miscellaneous Provisions

A. Venue and Choice of Law

The Entities agree that venue for any dispute arising under this Agreement will lie in the appropriate courts of Aransas County, Texas. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas and the United States of America.

B. Entire Agreement

This Agreement contains the entire agreement of the parties relating to the rights herein granted and the obligations herein assumed and supersede all prior agreements, including prior election services contracts relating to any future joint elections between the Entities. Any prior agreements, promises, negotiations, or representations not expressly contained in this Agreement are of no force and effect. Any oral representations or modifications concerning this Agreement shall be of no force or effect, excepting a subsequent modification in writing as provided herein.

C. Severability

If any provision of this Agreement is found to be invalid, illegal or unenforceable by a court of competent jurisdiction, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this Agreement; and, parties to this Agreement shall perform their obligations under this Agreement in accordance with the intent of the parties to this Agreement as expressed in the terms and provisions of this Agreement.

D. Breach

If any Participating Entity or City breaches any of its obligations under this Agreement, the non-breaching party shall be entitled to pursue any and all rights and remedies allowed by law. Nothing in this Agreement shall be construed as a waiver of any immunity or defense to which any participating Entity is entitled under statutory or common law.

E. Other Instruments

The Entities agree that they will execute other and further instruments, or any documents as may become necessary or convenient to effectuate and carry out the purposes of this Agreement.

F. Mediation

When mediation is acceptable to both parties in resolving a dispute arising under this Agreement, the parties agree to use a mutually agreed upon mediator, or a person appointed by a court of competent jurisdiction, for mediation as described in Section 154.023 of the Texas Civil Practice and Remedies code. Unless both parties are satisfied with the result of the

mediation, the mediation will not constitute a final and binding resolution of the dispute. All communications within the scope of the mediation shall remain confidential as described in Section 154.023 of the Texas Civil Practice and Remedies Code unless both parties agree, in writing, to waive the confidentiality. Notwithstanding the foregoing, the parties intend to fully comply with the Texas Open Meetings Act and the Texas Public Information Act whenever applicable. The term "confidential" as used in this Agreement has the same meanings as defined and construed under the Texas public Information Act and the Texas Open Meetings Act.

G. Amendment/Modification

Except as otherwise provided, this Agreement may not be amended, modified, or changed in any respect whatsoever, except by a further Agreement in writing, duly executed by the parties hereto. No official, representative, agent, or employee of Participating Entity has any authority to modify this Agreement except pursuant to such expressed authorization as may be granted by the governing body of the respective Participating Entity.

H. Counterparts

This Agreement may be executed in multiple counterparts, all of which shall be deemed originals and with the same effect as if all parties hereto had signed the same document. All such counterparts shall be construed together and shall constitute one and the same Agreement.

IN TESTIMONY WHEREOF, the Participating Entities have executed this Agreement in multiple copies, each of equal dignity.

Joshua Garcia, Superintendent
Aransas County Independent School District

Date

Patrick R. Rios, Mayor
City of Rockport

Date

EXHIBIT “A”**EARLY VOTING DATES, TIMES, AND LOCATIONS****Time Period:**

Monday, April 19, 2021 through Tuesday, April 27, 2021.

Main Location:

Aransas County Elections & Voter Registration Office, 602 E. Concho St, Rockport, TX

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
April 19 8 AM - 5 PM	April 20 8 AM - 5 PM	April 21 8 AM - 5 PM	April 22 8 AM - 5 PM	April 23 8 AM - 5 PM	April 24 CLOSED	April 25 CLOSED
April 26 7 AM - 7 PM	April 27 7 AM - 7 PM					

Voting by Mail:

Kevin A. Stroud, Aransas County Elections Administrator, 602 E Concho St, Rockport, TX 78382

EXHIBIT “B”**ELECTION DAY POLLING LOCATIONS****Time Period:**

Saturday, May 1, 2021

7:00 a.m. to 7:00 p.m.

Precincts 1, 1A, 2, 3, 4 and 4A

Aransas County Elections & Voter Registration Office, 602 E Concho St, Rockport, TX

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 12

Deliberate and act on an Ordinance of the City Council of the City of Rockport, Texas, extending a COVID-19 pandemic Declaration of Local Disaster for the period of January 26 – February 23, 2021; establishing rules and regulations for the duration of the disaster; restricting certain activities; and establishing penalties for violations.

SUBMITTED BY: City Manager Kevin Carruth

APPROVED FOR AGENDA: PKC

BACKGROUND: Mayor Rios declared the original COVID-19 pandemic state of disaster for the City of Rockport beginning March 16, 2020. *Texas Government Code* Section 418.108(b) states that the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed with the consent of the governing body of the political subdivision. The original Disaster Declaration expired on March 22, 2020, and the table below details the various extensions of the declaration.

Disaster Declaration Extensions
Original Declaration March 16, 2020 to March 22, 2020

Date of Extension	Period Covered by Extension	Extension No.	Ordinance No.
March 20, 2020	March 23, 2020 - April 14, 2020	#1	No. 1782
April 14, 2020	April 14, 2020 – May 4, 2020	#2	No. 1788
April 28, 2020	May 4, 2020 – May 12, 2020	#3	No. 1790
May 12, 2020	May 12, 2020 – May 26, 2020	#4	No. 1792
May 25, 2020	May 26, 2020 – June 9, 2020	#5	No. 1794
June 9, 2020	June 9, 2020 – June 23, 2020	#6	No. 1795
June 23, 2020	June 23, 2020 – July 14, 2020	#7	No. 1797
July 14, 2020	July 14, 2020 – July 28, 2020	#8	No. 1798
July 28, 2020	July 28, 2020 – August 11, 2020	#9	No. 1800
August 11, 2020	August 11, 2020 – September 22, 2020	#10	No. 1802
September 22, 2020	September 22, 2020 – October 27, 2020	#11	No. 1808
October 27, 2020	October 27, 2020 – November 24, 2020	#12	No. 1812
November 24, 2020	November 24, 2020 – January 26, 2021	#13	No. 1814

The proposed Ordinance continues and renews the Disaster Declaration for the period of January 26 – February 23, 2021, and matches other orders that will also be extended.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff recommends Council adopt the Ordinance extending a COVID-19 pandemic Declaration of Local Disaster for the period of January 26 – February 23, 2021; establishing rules and regulations for the duration of the disaster; restricting certain activities; and establishing penalties for violations, as presented.

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS, EXTENDING A COVID-19 PANDEMIC DECLARATION OF LOCAL DISASTER FOR THE PERIOD OF JANUARY 26 – FEBRUARY 23, 2021; ESTABLISHING RULES AND REGULATIONS FOR THE DURATION OF THE DISASTER; RESTRICTING CERTAIN ACTIVITIES; AND ESTABLISHING PENALTIES FOR VIOLATIONS.

WHEREAS, in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death; and

WHEREAS, on January 30, 2020, the World Health Organization Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and

WHEREAS, on March 5, 2020, the World Health Organization Director General urged aggressive preparedness and activation of emergency plans to aggressively change the trajectory of this epidemic; and

WHEREAS, on March 11, 2020, the World Health Organization declared that the COVID-19 outbreak should be characterized as pandemic; and

WHEREAS, the Center for Disease Control and Prevention is closely monitoring the growing number of COVID-19 cases that have spread into the United States; and

WHEREAS, over 1,629 cases of COVID-19 have been reported in the United States, including 41 deaths; and

WHEREAS, a large gathering of unidentifiable individuals without necessary mitigation for the spread of infection may pose a risk of the spread of infectious disease; and

WHEREAS, President Trump declared a national emergency on March 13, 2020; and

WHEREAS, Governor Greg Abbott declared a public health disaster on March 13, 2020; and

WHEREAS, the Center for Disease Control recommends that citizens stop handshaking, clean hands at the door, schedule regular hand washing, avoid touching faces and cover coughs and sneezes, disinfect surfaces like doorknobs, tables, desks, and handrails regularly, and increase ventilation by opening windows or adjusting air conditioning; and

WHEREAS, the Center for Disease Control recommends the use of videoconferencing for meetings when possible, and adjusting or postponing large meetings or gatherings; and

WHEREAS, the Center for Disease Control recommends citizens stay home if they are feeling sick or when they have a sick family member in their home; and

WHEREAS, households with vulnerable seniors and those with underlying health conditions should conduct themselves as if they were a significant risk to the person with underlying conditions; and

WHEREAS, the identification of “community spread” cases of COVID-19 in the United States could has signaled that transmission of the virus is no longer limited to those who traveled to China, or had contact with travelers who have visited china; and

WHEREAS, the COVID-19 virus spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, the continued worldwide spread of COVID-19 presents an imminent threat of widespread illness, which requires emergency action; and

WHEREAS, a declaration of local disaster includes the ability to take measures to reduce the possibility of exposure to disease, control the risk, and promote the health and safety of Rockport residents; and

WHEREAS, the City of Rockport will work collaboratively with Aransas County to ensure that all appropriate and necessary measures are taken to limit the development, contraction and spread of COVID-19; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the emergency management director of the City of Rockport, and may exercise the powers granted to the governor on an appropriate local scale; and

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including isolation, surveillance, quarantine, or placement of persons under public health observation, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from the governor of state resources; and

WHEREAS, the Mayor has made a Declaration of Public Health Emergency, and further declared all rules and regulations that may inhibit or prevent prompt response to this threat suspended for the duration of the incident; and

WHEREAS, the Mayor, under the Texas Disaster Act of 1975, has authorized the use of all available resources of state government and political subdivisions to assist in the City’s response to this situation; and

WHEREAS, the Mayor has determined that extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people exposed to and those infected with the virus, as well as those that could potentially be infected or impacted by COVID-19.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on March 24, 2020, renewed and extended the local state of disaster and public health emergency for the period of March 24 – April 14, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on April 14, 2020, renewed and extended the local state of disaster and public health emergency for the period of April 14 – May 4, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on April 28, 2020, renewed and extended the local state of disaster and public health emergency for the period of May 4 – May 12, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on May 12, 2020, renewed and extended the local state of disaster and public health emergency for the period of May 12 – May 26, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on May 26, 2020, renewed and extended the local state of disaster and public health emergency for the period of May 26 – June 9, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on June 9, 2020, renewed and extended the local state of disaster and public health emergency for the period of June 9 – June 23, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on June 23, 2020, renewed and extended the local state of disaster and public health emergency for the period of June 23 – July 14, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on July 14, 2020, renewed and extended the local state of disaster and public health emergency for the period of July 14 – July 28, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on July 28, 2020, renewed and extended the local state of disaster and public health emergency for the period of July 28 – August 11, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on August 11, 2020, renewed and extended the local state of disaster and public health emergency for the period of August 11 – September 22, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on September 22, 2020, renewed and extended the local state of disaster and public health emergency for the period of September 22 – October 27, 2020, declared for the City of Rockport, Texas,

pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on October 27, 2020, renewed and extended the local state of disaster and public health emergency for the period of October 27, 2020 – November 24, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on November 24, 2020, renewed and extended the local state of disaster and public health emergency for the period of November 24, 2020 – January 26, 2021, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

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

- Section 1.** The recitals contained in the preamble hereof 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 City Council.
- Section 2.** The local state of disaster and public health emergency declared by Mayor Patrick R. Rios for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code is hereby renewed and extended for a period January 26 – February 23, 2021, pursuant to §418.108(b) of the Government Code.
- Section 3.** Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
- Section 4.** Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster and public health emergency activates the City of Rockport emergency management plan.
- Section 5.** Pursuant to §418.020(c) of the Government Code, this declaration authorizes the City to commandeer or use any private property, temporarily acquire, by lease or other means, sites required for temporary housing units or emergency shelters for evacuees, subject to compensation requirements.
- Section 6.** Pursuant to §122.006 of the Health and Safety Code, this declaration authorizes the City to take any actions necessary to promote health and suppress disease, including quarantine, examining and regulating hospitals, regulating ingress and egress from the City, and fining those who do not comply with the City's rules.
- Section 7.** All ordinances 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 herein.
- Section 8.** This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 9. 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 Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 10. 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, Texas Government Code, as amended.

Section 11. This Ordinance shall be in force and effect from and after its final passage, and any publication required by law.

PASSED, ADOPTED, APPROVED, and EFFECTIVE the 26th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA

Regular Meeting: January 26, 2021

AGENDA ITEM: 13

Deliberate and act on an Ordinance of the City Council of the City of Rockport, Texas, extending a Declaration of Local Disaster (Hurricane Hanna) for the period of January 26 – February 23, 2021; establishing rules and regulations for the duration of the disaster; and establishing an effective date.

SUBMITTED BY: City Manager Kevin Carruth

APPROVED FOR AGENDA: PKC

BACKGROUND: Texas Governor Greg Abbott issued a Disaster Declaration for 32 counties due to severe weather from Hurricane Hanna which began on July 25, 2020. Mayor Rios declared the original state of disaster for the City of Rockport beginning July 25, 2020. *Texas Government Code* Section 418.108(b) states that the state of disaster shall continue for a period of not more than seven dates from the date of this declaration unless continued or renewed by the City of Rockport.

The original Disaster Declaration expired on July 31, 2020, and the table below details the extensions of the declaration.

Disaster Declaration Extensions
Original Declaration July 25, 2020 to July 31, 2020

Date of Extension	Period Covered by Extension	Extension No.	Ordinance No.
August 3, 2020	August 1 - August 25, 2020	#1	No. 1801
August 25, 2020	August 25, 2020 – September 22, 2020	#2	No. 1803
September 22, 2020	September 22, 2020 – October 27, 2020	#3	No. 1809
October 27, 2020	October 27, 2020 – November 24, 2020	#4	No. 1812
November 24, 2020	November 24, 2020 – January 26, 2021	#5	No. 1815

The proposed Ordinance continues and renews the Disaster Declaration for the period of January 26 – February 23, 2021.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Council adopt Ordinance, as presented.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS, EXTENDING A DECLARATION OF LOCAL DISASTER (HURRICANE HANNA) FOR THE PERIOD OF JANUARY 26 – FEBRUARY 23, 2021; ESTABLISHING RULES AND REGULATIONS FOR THE DURATION OF THE DISASTER; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Texas Governor Greg Abbott issued a Disaster Declaration for 32 Counties due to severe weather from Hurricane Hanna which began Saturday, July 25, 2020 and posed a threat of imminent disaster, including property damage and loss of life, due to widespread flooding, storm surge, and hurricane force winds, in Aransas, Bee, Bexar, Brazoria, Brooks, Calhoun, Cameron, Dimmit, Duvall, Fort Bend, Galveston, Goliad, Harris, Hidalgo, Jackson, Jim Hogg, Jim Wells, Kennedy, Kleberg, La Salle, Live Oak, Matagorda, McMullen, Nueces, Refugio, San Patricio, Starr, Victoria, Webb, Wharton, Willacy, and Zapata counties; and

WHEREAS, declaring a state of disaster facilitated and expedited the use and deployment of resources to enhance preparedness and response; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the emergency management director of the City of Rockport, and may exercise the powers granted to the governor on an appropriate local scale; and

WHEREAS, the Mayor, under the Texas Disaster Act of 1975, has authorized the use of all available resources of state government and political subdivisions to assist in the City's response to this situation; and

WHEREAS, the Mayor has determined that extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people and to protect or rehabilitate property; and

WHEREAS, Pursuant to §418.108(a) of the Government Code, Mayor Patrick R. Rios, on July 25, 2020, declared a local state of disaster and public health emergency for the City of Rockport, Texas.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on August 3, 2020, renewed and extended the local state of disaster and public health emergency for the period of August 1 – August 25, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on August 25, 2020, renewed and extended the local state of disaster and public health emergency for the period of August 25 – September 22, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on September 22, 2020, renewed and extended the local state of disaster and public health emergency for the period of September 22 – October 27, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on October 27, 2020, renewed and extended the local state of disaster and public health emergency for the period of October 27 – November 24, 2020, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

WHEREAS, Pursuant to §418.108(b) of the Government Code, Mayor Patrick R. Rios, on November 24, 2020, renewed and extended the local state of disaster and public health emergency for the period of November 24, 2020 – January 26, 2021, declared for the City of Rockport, Texas, pursuant to §418.108(a) of the Texas Government Code.

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

- Section 1.** The recitals contained in the preamble hereof 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 City Council.
- Section 2.** The local state of disaster and public health emergency declared by Mayor Patrick R. Rios for the City of Rockport, Texas, pursuant to §418.108(a) of the Government Code is hereby renewed and extended for a period of January 26 – February 23, 2021, pursuant to §418.108(b) of the Government Code.
- Section 3.** Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
- Section 4.** Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster and public health emergency activates the City of Rockport emergency management plan.
- Section 5.** All ordinances 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 herein.
- Section 6.** This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 7.** 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 Council hereby declares that this Ordinance would have been enacted without such invalid provision.
- Section 8.** 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, Texas Government Code, as amended.
- Section 9.** This Ordinance shall be in force and effect from August 1, 2020 and after its passage, and any publication required by law.

PASSED, ADOPTED, APPROVED, the 26th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 14

Deliberate and act on 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for retail and office space for property located at 309 West Market Street; also known as the east 90 feet of Lot 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.

SUBMITTED BY: Community Planner Amanda Torres

APPROVED FOR AGENDA: PKC

BACKGROUND: Property owner HHSG Property/Harper Gerhardt has submitted an application seeking a request to rezone located at 309 West Market Street; also known as East 90 feet of Lots 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; to B-1 (General Business District) for retail and office space, currently zoned R-1 (1st Single Family Dwelling District).

The property in question was annexed by the City of Rockport in 2017. Because this property was incorporated into the city as part of an annexation, this and surrounding properties were designated as R-1 (1st Single Family Dwelling District) in accordance to the City's zoning policy for newly annexed territory (City of Rockport Code of Ordinances, Chapter 118 Zoning, Article 5 Newly Annexed Territory). The 2011 Future Land Use Map indicated the south side of Market Street as residential; however, existing land uses along this stretch are commercial.

A public notice regarding this item was published in *The Rockport Pilot* in the Saturday, December 12, 2020, edition and mailed out to twenty property owners within a 200-foot radius of the property. Two letters against the request have been received. A Joint Public Hearing was held on Tuesday, January 12. Two comments against the request were read into the record. These comments do not invoke the twenty percent rule as described in Section 118-26.2 of the Code of Ordinances:

Twenty Percent Rule. If a protest against such proposed amendment, supplement, change or modification shall be presented to the City Secretary, duly signed and acknowledged by the owners of twenty percent or more, either of the area of lots or land immediately adjoining the same extending 200 feet therefrom, such amendment, supplement, change or modification shall not become effective except by favorable vote of three-fourths of the members of the City Council.

(See accompanying backup showing that commenting property owners only constitute 11% of adjoining land.)

The Planning & Zoning Commission met on Monday, January 18 to deliberate and act on this item. The Commission asked about the concern about large vehicle traffic, but the applicant was not available to address the question at the time. Staff followed up with the applicant, who explained that shipments typically come through UPS, FedEx, or the occasional box truck, but they would create a loading space on the property for those trucks to park. The Planning & Zoning Commission recommended approval of this item.

Please see the accompanying zoning change request application and Section 118-15 of Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff concurs with Planning & Zoning Commission's recommendation to City Council for approval of an ordinance amending the Official Zoning Map as stipulated under Article 4.1 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 309 West Market Street; also known as the east 90 feet of Lot 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas, for retail and office space; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP AS STIPULATED UNDER ARTICLE 4.1 OF THE CITY OF ROCKPORT ZONING ORDINANCE NUMBER 1027 BY CHANGING THE ZONING OF LAND FROM R-1 (1ST SINGLE FAMILY DWELLING DISTRICT) TO B-1 (GENERAL BUSINESS DISTRICT) FOR RETAIL AND OFFICE SPACE FOR PROPERTY LOCATED AT 309 WEST MARKET STREET; ALSO KNOWN AS EAST 90 FEET OF LOTS 9, 10, AND 11, BLOCK 153, DOUGHTY AND MATHIS DIVISION, CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS;; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a request to re-zone property was received in the office of the Building Department, Rockport, Texas; and

WHEREAS, On December 8, 2020, notice was posted on the bulletin boards at the City of Rockport Service Center, 2751 State Highway 35 Bypass, and on the City's webpage www.cityofrockport.com; and

WHEREAS, on December 11, 2020, notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on December 12, 2020, the City caused to be published "Notice of Joint 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 January 12, 2021, at 6:30 p.m., the Rockport City Council and the Planning & Zoning Commission did hold a Joint Public Hearing; and

WHEREAS, on January 18, 2021, the Planning & Zoning Commission did meet and said Commission voted to recommend to City Council to accept and approve this request to re-zone property, located at 309 W. Market from R-1 (1st Single Family Dwelling District), to B-1 (General Business District) for retail and office space.

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

SECTION 1 – AMENDMENT

That, pursuant to Article 4 of the City of Rockport Zoning Ordinance Number 1027, the current zoning of land located at 309 West Market Street, also known at as the east 90 feet of Lot 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; be changed from R-1 (1st Single Family Dwelling District), to B-1 (General Business District).

SECTION 2 - REPEALER

Any previously adopted ordinances, and any subsequent amendments to them, which conflict with this ordinance, are hereby repealed.

SECTION 3 - SEVERABILITY

It is the intention of the City Council of the City of Rockport that if any phrase, sentence, section or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

SECTION 4 - EFFECTIVE DATE

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

APPROVED on first reading the 26th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the ____ day of ____ 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

STAFF REPORT

Building & Development Services | Amanda Torres, Community Planner
 2751 SH 35 Bypass, Rockport, TX 78362
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com

**PROPERTY ADDRESS/LOCATION**

309 W Market

APPLICANT/PROPERTY OWNER

HHS Property/Harper Gerhardt

PUBLIC HEARING DATE

Tuesday, January 12, 2021

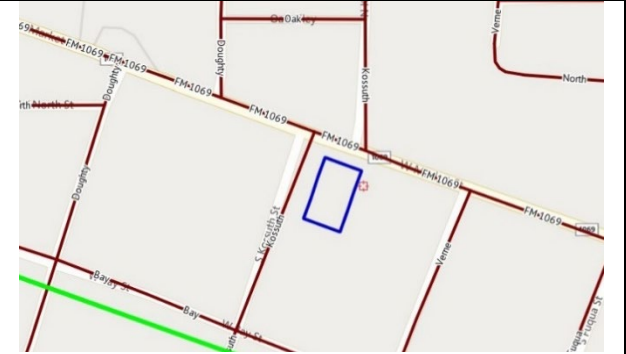
P&Z DATE

Monday, January 18, 2021

CITY COUNCIL DATE(S)1st Reading - Tuesday, January 26, 20212nd Reading - Tuesday, February 9, 2021**BRIEF SUMMARY OF REQUEST**

Property owner HHS Property/Harper Gerhardt has submitted an application seeking a request to rezone located at 309 West Market Street; also known as East 90 feet of Lots 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; to B-1 (General Business District) for retail and office space, currently zoned R-1 (1st Single Family Dwelling District). The property was annexed and therefore currently zoned R-1 (1st Single Family Residential District) due to annexation that was previously done.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, December 12, 2020 edition and mailed out to twenty property owners within a 200-foot radius of the property. Two letters against the request has been received. A Joint Public Hearing was held on Tuesday, January 12. Two comments against the request were read into the record. Planning & Zoning Commission met on Monday, January 18 and recommended approval.



MAP SOURCE: Pictometry

EXISTING ZONING	EXISTING LAND USE	SURROUNDING ZONING & LAND USE	SITE IMPROVEMENTS	SIZE OF PROPERTY
R-1 1 st Single Family Dwelling District	Undeveloped	North: R-1 1 st Single-Family Dwelling, businesses, undeveloped South: R-1 1 st Single-Family Dwelling, businesses, business East: R-1 1 st Single-Family Dwelling, businesses West: R-1 1 st Single-Family Dwelling, businesses	None requested	0.3099 acres

STAFF RECOMMENDATION**APPROVE****APPROVE WITH CONDITIONS****DENY****COMPATIBILITY with the ZONING ORDINANCE & FUTURE LAND USE MAP**

Any future development will meet all setback requirements of the B-1 General Business District if approved.

The 2011 Future Land Use Map indicated the south side of Market Street as residential. However, existing land uses along this stretch have been commercial.

PROPERTY HISTORY

Compatibility with the planned development (or other controlling documents); traffic/parking; public works/utilities; engineering/flood plain/soil; building code/fire or design

The property is not within the Special Flood Hazard Area. Commercial plans including parking, drainage, building design, etc. will need to conform to the approved zoning district, if zoning is approved.

The property in question was annexed by the City of Rockport in 2017. Because this property was incorporated into the city as part of an annexation, this and surrounding properties were designated as R-1 (1st Single Family Dwelling District) in accordance to the City's zoning policy for newly annexed territory (City of Rockport Code of Ordinances, Chapter 118 Zoning, Article 5 Newly Annexed Territory).

ATTACHMENTS
(CIRCLE)

SUBMITTED PLANS

**PUBLIC HEARING PETITION/
APPLICATION FORM**

LEGAL NOTICE

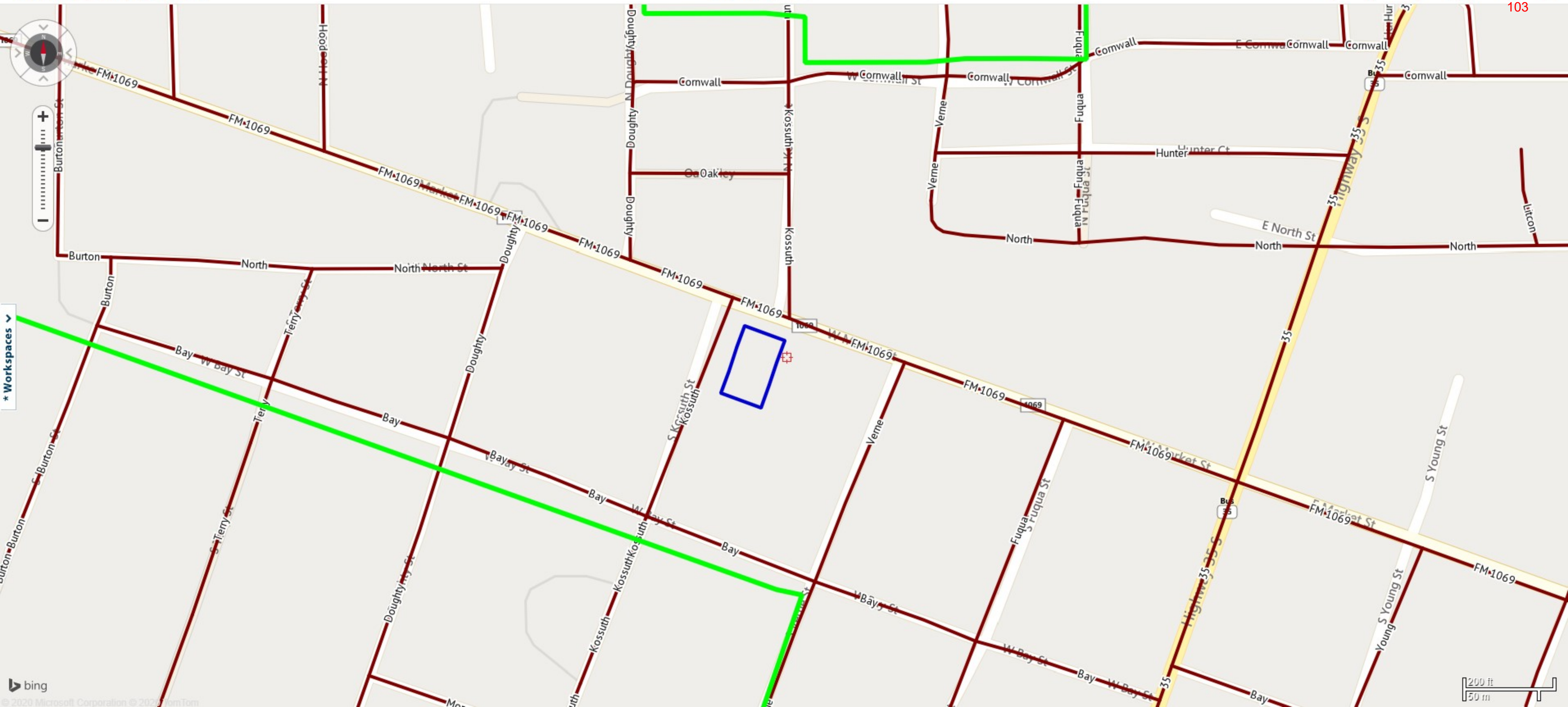
LEGAL DESCRIPTION

PUBLIC COMMENTS

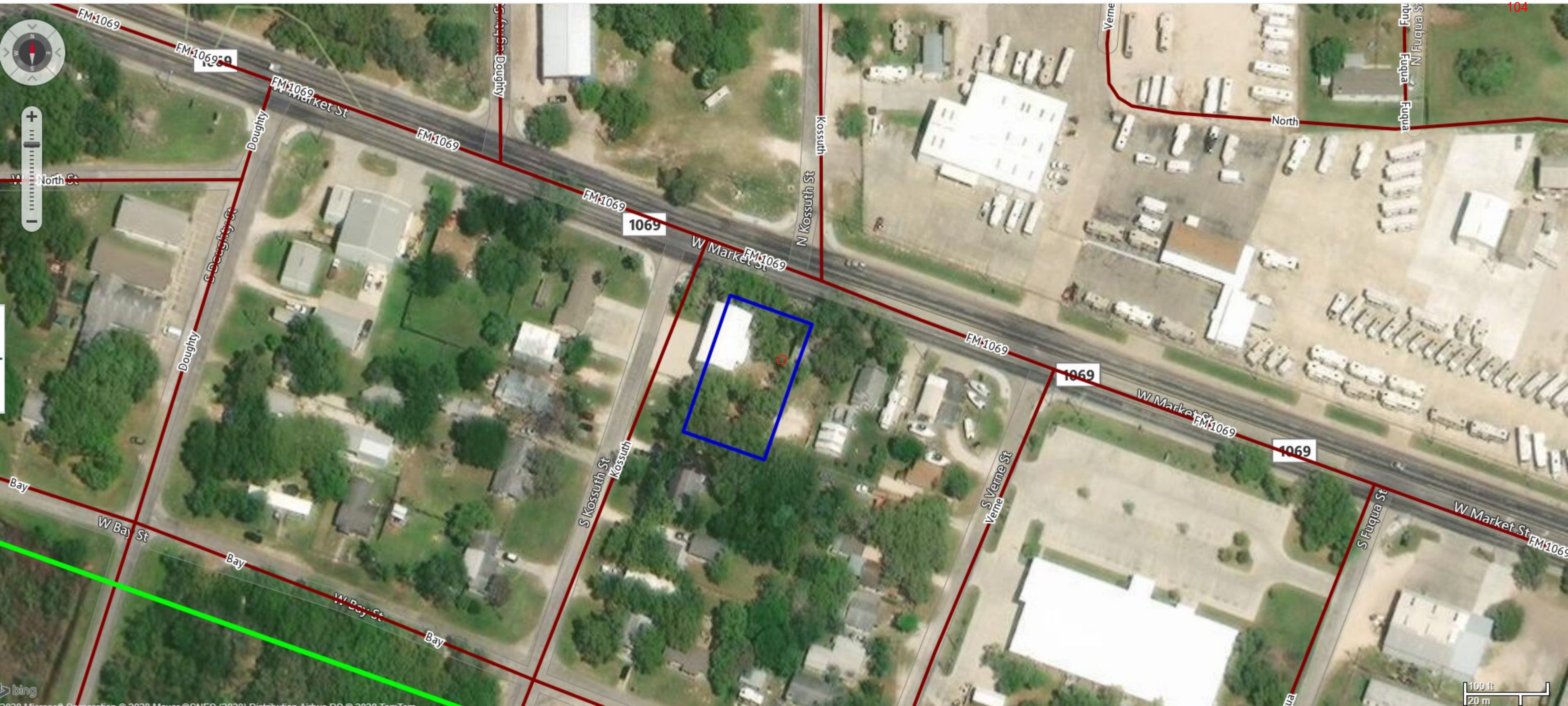
AGENCY COMMENTS

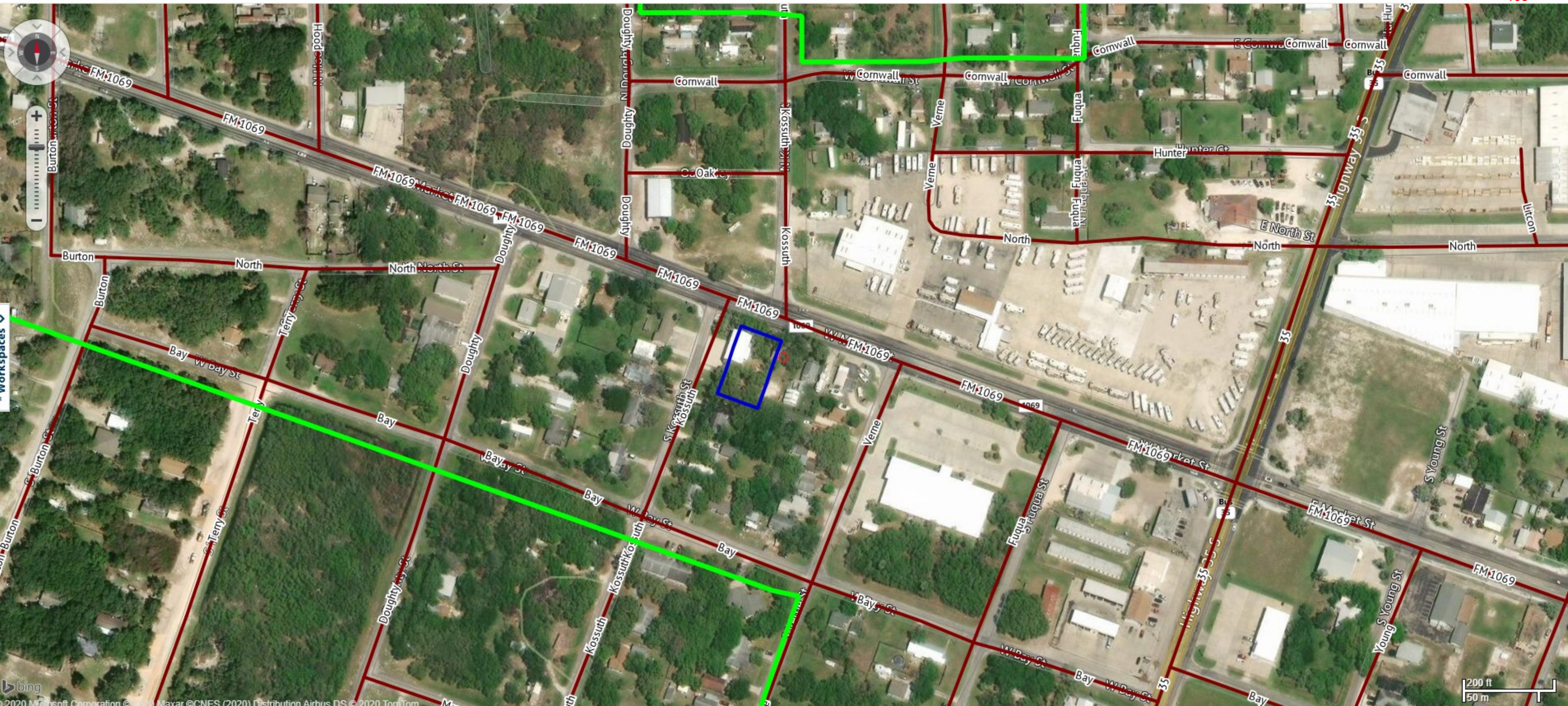
RESPONSE TO STANDARDS

OTHER (DESCRIBE)



* Workspaces

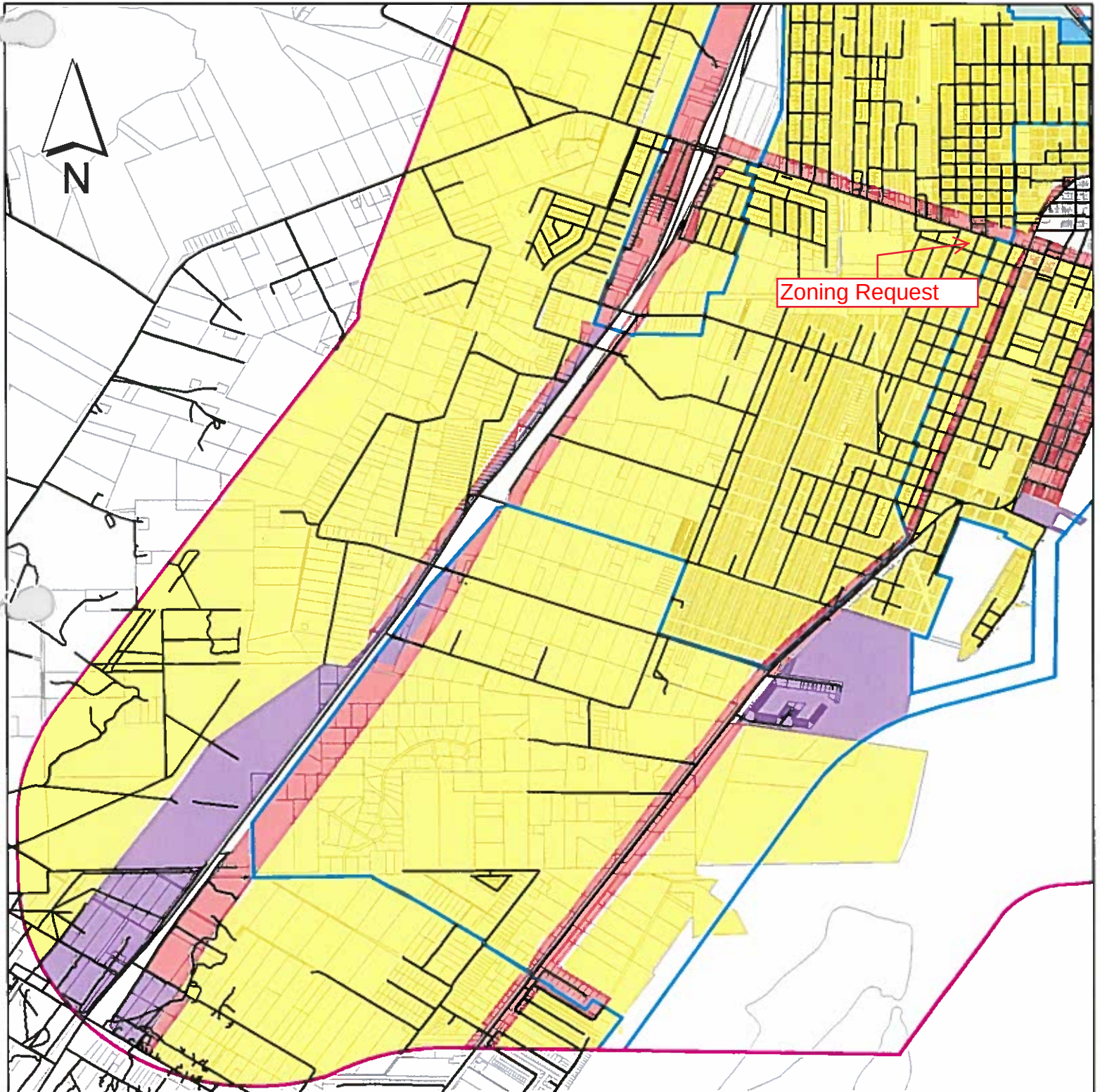




Workspaces

City of Rockport, Texas Study Area Future Land Use Map: Exhibit A

106



Legend

- | | | |
|----------------------|--------------------------|-----------------------|
| Rockport ETJ | Commercial/Business | Parks and Green Space |
| Rockport City Limits | Industrial | Public |
| Roads | Low Density Residential | Aransas Parcels |
| | Multi-family Residential | |

Article I. Zoning Ordinance*

Sec. 118-15. B-1 General Business District.

15.1 *Use Regulations.* The purpose of this district is to provide suitable locations for a wide variety of business and mercantile uses. In addition to the previous listed uses in R-1 through R-7 districts, land and premises may be used for:

1. Restaurants, cafes, food catering services.
2. Offices, banks, libraries, museums, etc.
3. Service stations, car washes, laundromats.
4. Malls, shopping centers, retail stores.
5. Shops (butcher shops, shoe shops, shell shops, etc., including pawn shops that have been licensed to transact business by the Consumer Credit Commissioner under Chapter 371, Finance Code).
6. Grocery stores, convenience stores, markets.
7. Retail markets (seafood/meat) and bait stands.
8. Entertainment facilities (theaters, bowling alleys, pool halls, clubs and lounges, etc.
9. Sales, service and repair shops (radio, television, shoe repair, tool repair and rental, lawn mower repair, auto and boat repair shops, etc).
10. Personal service shops (beauty salons, barber shops, tailoring and dressmaking shops, etc).
11. Storage buildings, auto storage yards.
12. Animal hospitals, boarding kennels and grooming shops.
13. Mortuaries and funeral homes.
14. Agricultural services, greenhouses and landscaping services.
15. Outdoor welding, fabricating operations, by CUP.
16. Permanent or long term (more than 30 days) public entertainment facilities or uses, by CUP. Such uses may include, but not be limited to, amusement parks, carnivals, circuses, marine life shows, dance/theatrical productions and natatoriums.
17. Fish houses, seafood processing plants, by CUP.
18. Adult entertainment, by CUP.

15.2 *Area and Yard Regulations.*

15.2.1 *Area of the Lot.* None required for non-dwelling uses. For dwelling uses, See [[section 118-20](#)] Table 20.

15.2.2 *Width of the Lot.* The minimum width of the lot shall be fifty (50) feet. See [[section 118-20](#)] Table 20.

15.2.3 *Area of the Building.* For a primary use structure, the minimum floor area shall be five hundred (500) square feet. See [[section 118-20](#)] Table 20.

15.2.4 *Yard Area and Building Setbacks.* See [[section 118-20](#)] Table 20

15.3 *Height of the Building.* No building shall exceed forty five (45) feet in height. See Article 3 [[section 118-3](#)] Definitions and Article 20 [[section 118-20](#)].

15.4 *Parking Regulations.* Parking regulations for permitted uses as contained in Article 21 [[section 118-21](#)].

15.5 *Accessory Use Regulations.* Accessory uses, which are auxiliary or incidental to the primary use of a building or premises, as contained in Article 22 [[section 118-22](#)].

(Ord. No. 1027, art. 15, 4-9-96)



**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 [X] Conditional Permit []
Planned Unit Development (P.U.D.) by Conditional Permit []

B. ADDRESS AND LOCATION OF PROPERTY _____
309 W. MARKET ST, ROCKPORT, TX 78382

C. CURRENT ZONING OF PROPERTY: R1

D. PRESENT USE OF PROPERTY: NONE - EMPTY LOT

E. ZONING DISTRICT REQUESTED: B1

F. CONDITIONAL USE REQUESTED: _____

G. LEGAL DESCRIPTION: (Fill in the one that applies)

• Lot or Tract 90' Lot 9, 10, 11 Block No 153

• Tract DOUGHERTY & MATHES DIVISION of the ARANSAS COUNTY
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): 13,500 Sq Ft

J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:
(Please be specific)

PLEASE SEE ATTACHED -

K. OWNER'S NAME: (Please print) HHS6 PROPERTY / HAROLD GEORGE
 ADDRESS: 36 BAHAMA ST. NORTH
 CITY, STATE, ZIP CODE: ROCKPORT, TX 78382
 PHONE NO 713-498-8883

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 _____ 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: Harold George
 (Owner or Representative)

(FOR CITY USE)

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

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

If rejected, reasons why: _____

Receipt No. _____

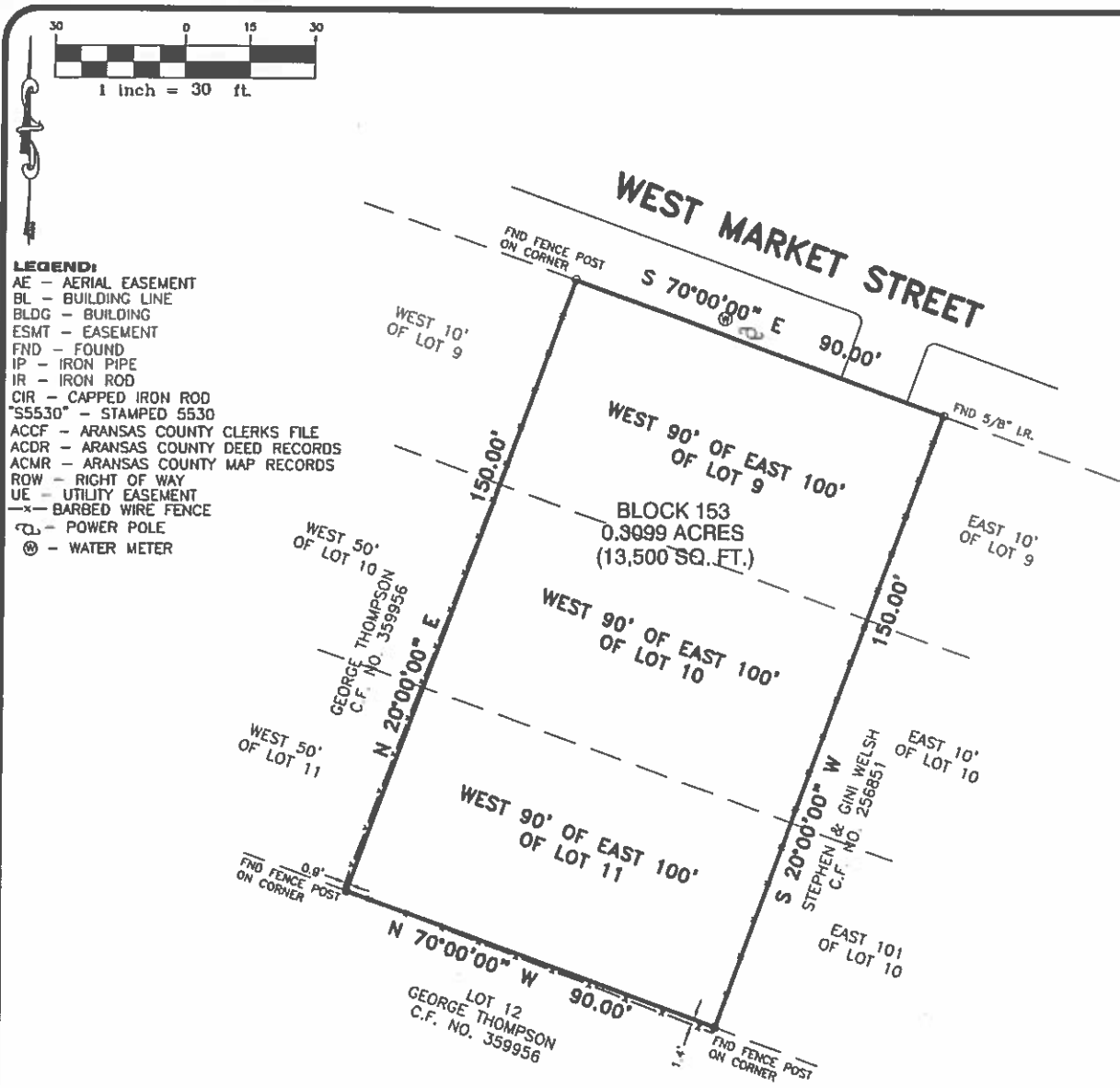
MERMAID RANCH
502 S Austin St.
Rockport, Texas 78382

Phone: 361-450-5002
Email: MermaidRanch@peoplepc.com

Request for Rezoning

11/20/2020

Mermaid Ranch Costal Décor and HHSG Property would like to request a zoning change for the property located at 309 W Market Street, Rockport, Texas 78382. From R1 to B1. Harper and Susan Gerhardt are the owners of HHSG Property and Mermaid Ranch. We would like to build a building for an addition storefront for Mermaid Ranch to display large furnishing and furniture that will not fit in our current store located at 502 S. Austin Street. In addition we also need a space for several office rooms and additional space to assembly products, build display pieces, store inventory, itemize and tag inventory, and a variety of other activities and we cannot do with our current limited space.



NOTES:
1. BEARING BASIS IS THE SOUTH R.O.W. LINE OF WEST MARKET STREET BEING SOUTH 70 DEGREES 00 MINUTES 00 SECONDS EAST.
2. SURVEYOR DID NOT ABSTRACT PROPERTY. SURVEY BASED ON LEGAL DESCRIPTIONS RECORDED IN A.C.C.F. NO. 0000377123.
3. NOTHING IN THIS SURVEY IS INTENDED TO EXPRESS AN OPINION REGARDING OWNERSHIP OR TITLE.
4. THE WORD CERTIFY IS UNDERSTOOD TO BE AN EXPRESSION OF PROFESSIONAL JUDGMENT BY THE SURVEYOR, WHICH IS BASED ON HIS BEST KNOWLEDGE, INFORMATION AND BELIEF.
5. SURVEY IS CERTIFIED FOR THIS TRANSACTION ONLY.
6. THE FINDINGS AND OPINIONS OF LANDCO, L.P. REFLECTED HEREON ARE PRIVILEGED, CONFIDENTIAL AND INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY FOR WHOM THIS WORK WAS PREPARED, IT IS UNDERSTOOD THAT THE USE OF, RELIANCE ON, OR REPRODUCTION OF SAME, IN WHOLE OR IN PART, BY OTHERS WITHOUT THE EXPRESS WRITTEN CONSENT OF LANDCO, L.P. IS PROHIBITED AND WITHOUT WARRANTY, EXPRESS OR IMPLIED, LANDCO, L.P. SHALL BE HELD HARMLESS AGAINST DAMAGES OR EXPENSES RESULTING FROM SUCH UNAUTHORIZED USE, RELIANCE OR REPRODUCTION. COPYRIGHT 2020. ALL RIGHTS RESERVED.
7. THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE REPORT. CERTAIN EASEMENTS AND/OR BUILDING LINES MAY HAVE BEEN GRANTED WHICH ARE NOT REFLECTED HEREON. THIS SURVEY IS SUBJECT TO ANY FACTS THAT MAY BE DISCLOSED BY A FULL AND ACCURATE TITLE SEARCH. THIS SURVEY WAS DONE WITHOUT BENEFIT OF DEED. OWNER SHOULD OBTAIN A TITLE COMMITMENT BEFORE DESIGN OR CONSTRUCTION COMMENCES.

PROPERTY LIES WITHIN FLOOD ZONE X, ACCORDING TO F.I.R.M. MAP NO. 48007C 0240G, DATE 02-17-2016. BY GRAPHING PLOTTING ONLY, WE DO NOT ASSUME RESPONSIBILITY FOR EXACT DETERMINATION.
BEFORE ANY DEVELOPMENT PLANNING, DESIGN, OR CONSTRUCTION IS STARTED, THE COMMUNITY, CITY AND COUNTY IN WHICH SUBJECT TRACT EXISTS SHOULD BE CONTACTED. SAID ENTITIES MAY IMPOSE LARGER FLOOD PLAIN AND FLOODWAY AREAS THAN SHOWN BY F.I.R.M. MAPS THAT WILL AFFECT DEVELOPMENT.

ADDRESS: 39 WEST MARKET STREET
CITY: ROCKPORT, TEXAS
PURCHASER:
REVISION:
ZIP: 78382
JOB NO: 20-8394R/2078-20 DATE: 11-13-20 SCALE: 1"=30'-00"

SURVEY OF
EAST 90 FEET OF LOTS 9, 10 AND 11, IN BLOCK 153, DOUGHTY AND MATHIS DIVISION, ARANSAS COUNTY, TEXAS ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME E, PAGE 272-273, DEED RECORDS, ARANSAS COUNTY, TEXAS.

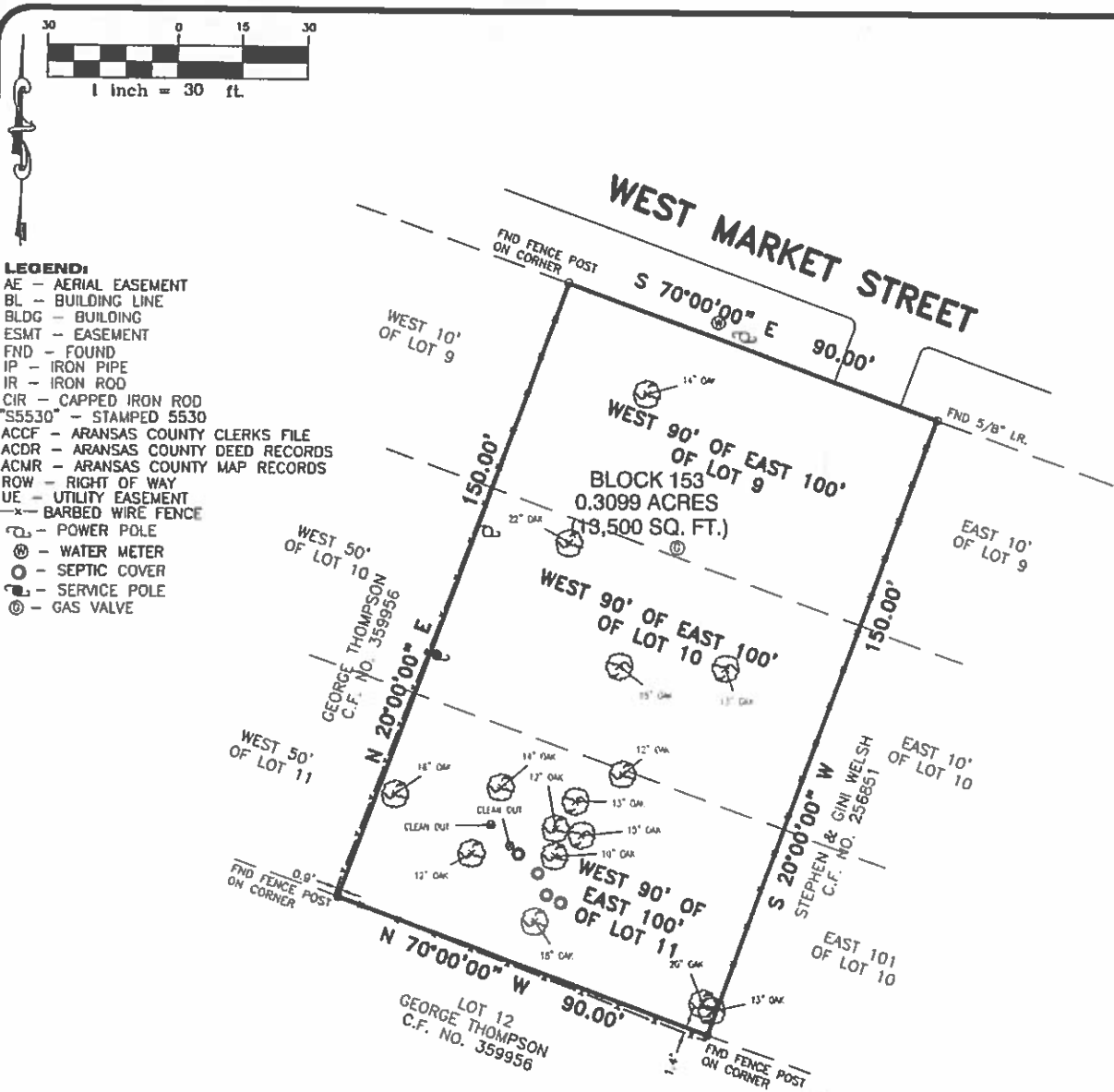
SURVEYOR'S CERTIFICATION
PROPERTY SUBJECT TO CITY ORDINANCE AND SUBDIVISION COVENANTS, CONDITIONS AND RESTRICTIONS. I hereby certify that this survey was made on the ground and that this plat correctly represents the facts found at the time of survey showing any improvements, from legal descriptions supplied by client. There are no encroachments apparent on the ground, except as shown. This survey is only certified for boundary and this transaction only. Surveyor did not abstract property. Easements, building lines, etc. shown are as identified by:
GF N/A of N/A



LANDCO, L.P.
11281 RICHMOND, BLDG. J SUITE 105, HOUSTON, TEXAS 77062
OFFICE (281) 556-1202 FAX (281) 606-1202
INFO@LANDCOSERVICES.COM
Copyright 2020 Landco, L.P.
Perm Number: 10046300



Fred F. Lawton
Fred F. Lawton Registered Professional Land Surveyor No. 5530
Surveyor's Email Address: Fredf@landcoservices.com



NOTES:

1. BEARING BASIS IS THE SOUTH R.O.W. LINE OF WEST MARKET STREET BEING SOUTH 70 DEGREES 00 MINUTES 00 SECONDS EAST.
2. SURVEYOR DID NOT ABSTRACT PROPERTY. SURVEY BASED ON LEGAL DESCRIPTIONS RECORDED IN A.C.C.F. NO. 0000377123.
3. NOTHING IN THIS SURVEY IS INTENDED TO EXPRESS AN OPINION REGARDING OWNERSHIP OR TITLE.
4. THE WORD CERTIFY IS UNDERSTOOD TO BE AN EXPRESSION OF PROFESSIONAL JUDGMENT BY THE SURVEYOR, WHICH IS BASED ON HIS BEST KNOWLEDGE, INFORMATION AND BELIEF.
5. SURVEY IS CERTIFIED FOR THIS TRANSACTION ONLY.
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PROPERTY LIES WITHIN FLOOD ZONE X, ACCORDING TO F.I.R.M. MAP NO. 48007C 0240G, DATE 02-17-2016. BY GRAPHING PLOTTING ONLY, WE DO NOT ASSUME RESPONSIBILITY FOR EXACT DETERMINATION. BEFORE ANY DEVELOPMENT PLANNING, DESIGN, OR CONSTRUCTION IS STARTED, THE COMMUNITY, CITY AND COUNTY IN WHICH SUBJECT TRACT EXISTS SHOULD BE CONTACTED. SAID ENTITIES MAY IMPOSE LARGER FLOOD PLAIN AND FLOODWAY AREAS THAN SHOWN BY F.I.R.M. MAPS THAT WILL AFFECT DEVELOPMENT.

ADDRESS: 38 WEST MARKET STREET
CITY: ROCKPORT, TEXAS
PURCHASER:
JOB NO: 20-8394R/2078-20 DATE: 11-13-20 SCALE: 1"=30'-00"

REVISION: 11-19-20 ADD TREE

ZIP: 78382



LANDCO, L.P.

11281 RICHMOND, BLDG. J SUITE 105, HOUSTON, TEXAS 77082
OFFICE (281) 556-1202 FAX (281) 606-1202
INFO@LANDCOSERVICES.COM
Copyright 2020 Landco, L.P.
Firm Number: 10046300

K:\COMRES 2020\2078-20.DWG (KT)

SURVEY OF

EAST 90 FEET OF LOTS 9, 10 AND 11, IN BLOCK 153, DOUGHTY AND MATHIS DIVISION, ARKANSAS COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME E, PAGE 272-273, DEED RECORDS, ARKANSAS COUNTY, TEXAS.

SURVEYOR'S CERTIFICATION

PROPERTY SUBJECT TO CITY ORDINANCE AND SUBDIVISION COVENANTS, CONDITIONS AND RESTRICTIONS. I hereby certify that this survey was made on the ground and that this plat correctly represents the facts found at the time of survey showing any improvements, from legal descriptions supplied by client. There are no encroachments apparent on the ground, except as shown. This survey is only certified for boundary and this transaction only. Surveyor did not obstruct property. Easements, building lines, etc. shown are as identified by:

GF N/A of N/A

[Signature]



Fred F. Lawton, Registered Professional Land Surveyor No. 5530
Surveyor's Email Address: Fredf@landcoservices.com

JOB NO: 2078-20



JOINT PUBLIC HEARING

Rockport City Council and Planning & Zoning Commission

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on Tuesday, January 12, 2020, at 6:30 p.m., to consider a request to rezone property located at 309 West Market Street; also known as East 90 feet of Lots 9, 10, and 11, Block 153, Doughty and Mathis Division, City of Rockport, Aransas County, Texas; to B-1 (General Business District) for retail and office space, currently zoned R-1 (1st Single Family Dwelling District).

The meeting will be held using the video conferencing application ZOOM. **No in-person meeting will be conducted at the Rockport Service Center.** A temporary suspension of the Open Meetings Act to allow telephone or video conference public meeting has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. **Video conferencing capabilities will be utilized to allow individuals to address the Planning & Zoning Commission and City Council. Email comments may also be submitted to communityplanner@cityofrockport.com by 3:00 p.m. the day of the meeting. Members of the public are entitled to participate remotely via Zoom at <https://us02web.zoom.us/j/87919756753> or scan the QR code to the right.**



Due to the COVID-19 pandemic, the attorney general has said: “statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials.” Public participation is valued and citizens wishing to express their views on any topic or agenda item can either electronically submit a citizen participation form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code to the right. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.



The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

POSTED the 8th day of December 2020 at 4:30 p.m., 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, December 12, 2020, Edition, in accordance with the City of Rockport Code of Ordinances.

CITY OF ROCKPORT, TEXAS


Teresa Valdez, City Secretary

<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>	<u>Acreage</u>
58078	Ronald Carothers & Thomas Welsh	107 N Kossuth	302 W Market	Rockport	TX	78382-4925	0.3703
58035	Rockport RV Services	302 W Market	302 W Market	Rockport	TX	78382-4925	3.8743
50502	Coastline Investments Inc.	401 W Market	P.O. Box 691	Rockport	TX	78381-0691	0.338
18313	George Thompson	313 W Market	P.O. Box 2387	Rockport	TX	78381-2387	0.1722
62357	Dorian Calfas	309 W Market	8103 Rain Forest	San Antonio	TX	78239-3247	0
62356	Stephen & Gini S Welsh	305 W Market	305 W Market	Rockport	TX	78382-4925	0.2754
18305	John & Patricia Hamm	303 W Market	1120 W Market	Rockport	TX	78382-6208	0.1722
18308	Eleanor E Master & Sam Burnett	109 S Verne	P.O. Box 310451	New Braunfels	TX	78131-0451	0.0689
18307	E L Chandler	115 S Verne	P.O. Box 594	Rockport	TX	78381-0594	0.2066
18309	Rosita G Dreyer	117 S Verne	P.O. Box 107	Rockport	TX	78381-0107	0.1722
18310	Alan S Martinez	121 S Verne	1609 W Moore	Aransas Pass	TX	78336-2923	0.1722
18311	Bobby & Sharon Barnes	125 S Verne	2108 La Manda Blvd	San Antonio	TX	78201-2213	0.1722
18312	Keith Allen	129 S Verne	129 S Verne	Rockport	TX	78382-4939	0.1722
18315	George & Jamie Thompson	108 S Kossuth	106 Cherry Hills	Rockport	TX	78382-6838	0.3444
18316	Fred C Niemann	110 S Kossuth	110 S Kossuth	Rockport	TX	78382-4944	0.1722
18317	Alan Holland	316 W Bay	107 Katie Marie CV	Georgetown	TX	78633-1976	0.1837
18318	Dwayne & Sandra Townsend	320 W Bay	13803 Brays Forest	San Antonio	TX	78217-1708	0.1607
50502	Coastline Investments Inc.	401 W Market	P.O. Box 691	Rockport	TX	78381-0691	0.338
59557	James T Andrews	107 S Kossuth	107 S Kossuth	Rockport	TX	78382-4943	0.1722
18459	Osie T Andrews	109 S Kossuth	109 S Kossuth	Rockport	TX	78382-4943	0.4304
						TOTAL:	7.9683
		Total Acreage of Properties in Opposition:				0.8379	
		Divided by Total Acreage of All Adjacent Properties:				7.9683	
		Percentage:				11%	

*Highlighted items are comments in opposition received from these property owners.



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The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

CITY OF ROCKPORT, TEXAS

/s/ Teresa Valdez, City Secretary

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: Edgar L Chandler
Address: 115 South Verne P.O. Box 594 City/State: Rockport TX 78382
() IN FAVOR ☒ IN OPPOSITION Phone: 361 789 7655

REASON:

TWO small for business
NO PARKING SPACE
NO EASEMENT for
ALL V

E L Chandler
Signature
See map on reverse side.

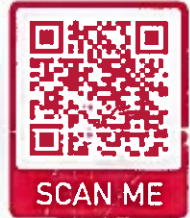


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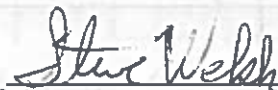
Printed Name: Stephen & Gini Welsh

Address: 305 West Market St. City/State: Rockport, Tx. 78382

() IN FAVOR ☒ IN OPPOSITION

Phone: 361-756-1966

REASON:


 Signature

 See map on reverse side.



Citizen Participation Form

Rockport City Council

Citizens are encouraged to watch City Council meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens wishing to address the City Council may submit comments on any topic or agenda item electronically by utilizing this Citizen Participation Form. All form must be received by 4:00 p.m. on the date of the meeting and will be provided for the record.

Date of meeting:

First Name:

Last Name:

Address:

City:

State:

Zip:

If you wish to be contacted please provide the following:

Phone Number:

Email Address:

Company/Organization represented, if any:

Residence:

☒ Inside City Limits

☐ Outside City Limits

Speaker Status:

☐ Speaker

☒ Non-Speaker

Type of Participation:

☐ Citizens to be heard

☒ Specific Agenda Item

Representing

Applicant?

☐ Yes ☒ No

Agenda Item to be addressed:

(If not speaking under Citizens to be heard.)

If Applicable

☐ In Support

☒ In Opposition

Statement to be read into record:

I am very concerned with the rezoning application agenda item #11. The property proposed is in direct line behind my property and the utmost concerns are noise, devaluation of property value and security on this block. I oppose agenda item 11 rezoning.

(Statements are limited to 2,000 Characters.)

 Receive an email copy of this form.

Email Address:

AlnhInd@sbcglobal.net

This field is not part of the form submission.



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☒ Inside City Limits

☐ Outside City Limits

Speaker Status:

☐ Speaker

☒ Non-Speaker

Type of Participation:

☐ Citizens to be heard

☒ Specific Agenda Item

Representing

Applicant?

☐ Yes ☒ No

Agenda Item to be addressed:

(If not speaking under Citizens to be heard.)

If Applicable

☐ In Support

☒ In Opposition

Statement to be read into record:

I am in opposition of the rezone stated in agenda item 11 because the proposed usage does not fit the size of the land. The two commercial businesses on that same block are corner properties and utilize city right of way as parking and this would not be the case on this small lot. In addition, converting this to a commercial overflow type storage location would bring about additional noise via larger truck traffic and increase potential hazards exiting the property or worse cause large trucks to block the street because they cannot fit in the property. 18 wheeler traffic is already a problem in this area as they circle the block through the residential neighborhood to either approach for a drop off or depart after. With the amount of young children that play outside in this area, it would only increase risk to them if commercial traffic was to become greater.

In my humble opinion this is not a fitting option for rezoning at this time.

(Statements are limited to 2,000 Characters.)

 Receive an email copy of this form.

Email Address:

Keithallen4mayor2020@gmail.com

This field is not part of the form submission.

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 15

Deliberate and act on second and final 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 changing the zoning of land from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District) for property located at 607 S. Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas; to preserve residential feel of neighborhood; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.

SUBMITTED BY: Community Planner Amanda Torres

APPROVED FOR AGENDA: PKC

BACKGROUND: Property owner Blanco Ventures has submitted an application seeking a request to rezone property located at 607 South Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas, to R-2 (2nd Single Family Dwelling District) to preserve residential feel of neighborhood; currently zoned B-1 (General Business District). The property owners own this property as well as the adjacent Mathis House and would like to protect the adjacent property by down-zoning the property as shown in the request.

A public notice regarding this item was published in *The Rockport Pilot* in the Saturday, November 21, 2020, edition and mailed out to nineteen property owners within a 200-foot radius of the property. One letter in favor (from the applicant) has been received. A Joint Public Hearing was held on Tuesday, December 8. Two adjacent property owners submitted comments in opposition. The applicant spoke in favor of the request. The Planning & Zoning Commission met on Monday, December 14 and recommended approval to City Council.

There have been no changes in format or content since Council approved the first reading of the Ordinance on January 12, 2021.

Please see the accompanying zoning change request application and Section 118-7 of Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff concurs with Planning & Zoning Commission's recommendation for the approval of the second and final 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 changing the zoning of land from B-1 (General Business District) for property located at 607 S. Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas; to R-2 (2nd Single Family Dwelling District) to preserve residential feel of neighborhood; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP AS STIPULATED UNDER ARTICLE 4.1 OF THE CITY OF ROCKPORT ZONING ORDINANCE NUMBER 1027 BY CHANGING THE ZONING OF LAND FROM B-1 (GENERAL BUSINESS DISTRICT) TO R-2 (2ND SINGLE FAMILY DWELLING DISTRICT) FOR PROPERTY LOCATED AT 607 S. CHURCH STREET; ALSO KNOWN AS THE SOUTH 35 FEET OF LOT 2, ALL OF LOT 3, AND THE NORTH HALF OF LOT 4, BLOCK 61, MATHIS SUBDIVISION, CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS; TO PRESERVE RESIDENTIAL FEEL OF NEIGHBORHOOD; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a request to re-zone property was received in the office of the Building Department, Rockport, Texas; and

WHEREAS, On November 18, 2020, notice was posted on the bulletin boards at the City of Rockport Service Center, 2751 State Highway 35 Bypass, and on the City's webpage www.cityofrockport.com; and

WHEREAS, on November 20, 2020, notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on November 21, 2020 the City caused to be published "Notice of Joint 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 December 8, 2020 at 6:30 p.m., the Rockport City Council and the Planning & Zoning Commission did hold a Joint Public Hearing; and

WHEREAS, on December 14, 2020, the Planning & Zoning Commission did meet and said Commission voted to recommend to City Council to accept and approve this request to re-zone property, located at 607 South Church Street from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District) to prepare property for commercial use.

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

SECTION 1 – AMENDMENT

That, pursuant to Article 4 of the City of Rockport Zoning Ordinance Number 1027, the current zoning of land located at 607 South Church Street; also known as the south 35 feet of Lot 2, all

of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas; be changed from B-1 (General Business District) to R-2 (2nd Single Family Dwelling District).

SECTION 2 - REPEALER

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this ordinance, are hereby repealed.

SECTION 3 - SEVERABILITY

It is the intention of the City Council of the City of Rockport that if any phrase, sentence, section or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

SECTION 4 - EFFECTIVE DATE

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

APPROVED on first reading the 12th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the ____ day of _____ 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

STAFF REPORT

Building & Development Services | Amanda Torres, Community Planner
 2751 SH 35 Bypass, Rockport, TX 78362
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com



PROPERTY ADDRESS/LOCATION
 607 S Church

APPLICANT/PROPERTY OWNER
 Blanco Ventures

PUBLIC HEARING DATE
 Tuesday, December 8, 2020

P&Z DATE
 Monday, December 14, 2020

CITY COUNCIL DATE(S)
 1st Reading - Tuesday, January 12, 2021
 2nd Reading - Tuesday, January 26, 2021

BRIEF SUMMARY OF REQUEST

Applicant would like to change the zoning to a more restrictive, residential zoning district, R-2 2nd Single Family Dwelling District, in order to preserve the residential feel of the neighborhood. It is currently zoned B-1 General Business. The property is currently undeveloped.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, November 21, 2020 edition and mailed out to nineteen property owners within a 200-foot radius of the property. One letter in favor (from the applicant) has been received. A Joint Public Hearing was held on Tuesday, December 8. Two adjacent property owners submitted comments in opposition. The applicant spoke in favor of the request.



MAP SOURCE: Pictometry

EXISTING ZONING	EXISTING LAND USE	SURROUNDING ZONING & LAND USE	SITE IMPROVEMENTS	SIZE OF PROPERTY
B-1 General Business	Undeveloped	North: B-1 General Business, former Appraisal District building South: R-2 2 nd Single-Family Dwelling, residence East: B-1 General Business, former business West: B-1 General Business, former cottages	None requested	0.4167 acres

STAFF RECOMMENDATION**APPROVE****APPROVE WITH CONDITIONS****DENY****COMPATIBILITY with the ZONING ORDINANCE & FUTURE LAND USE MAP**

Any future development will meet all setback requirements of the R-2 2nd Single Family Dwelling District if approved.

The 2011 Future Land Use Map indicates this area as Residential.

PROPERTY HISTORY

Compatibility with the planned development (or other controlling documents); traffic/parking; public works/utilities; engineering/flood plain/soil; building code/fire or design

The property is not within the Special Flood Hazard Area. If developed, the parcel would have to conform to all requirements listed in the Residential Plan Checklist.

ATTACHMENTS
 (CIRCLE)

SUBMITTED PLANS

PUBLIC HEARING PETITION/
 APPLICATION FORM

LEGAL NOTICE

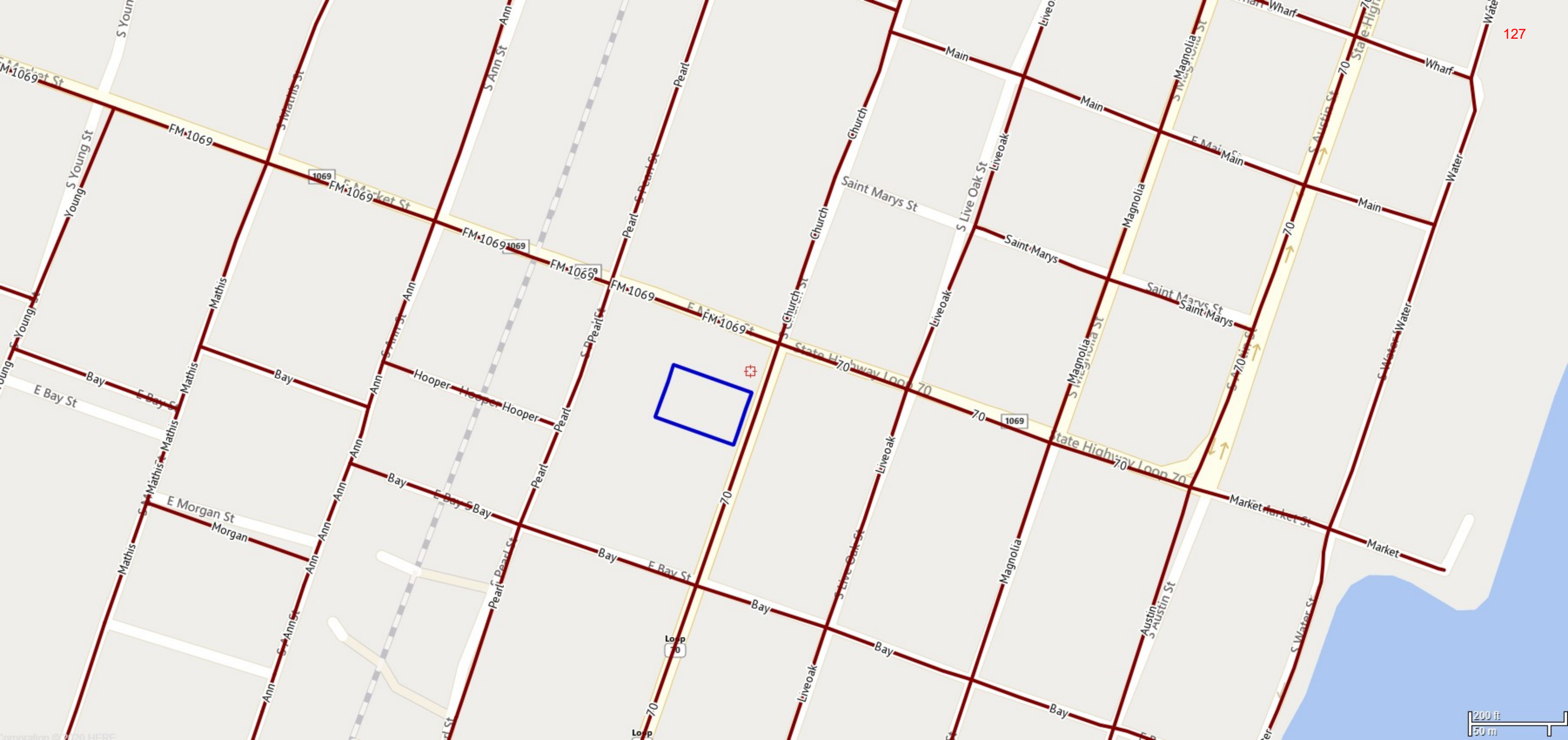
LEGAL DESCRIPTION

PUBLIC COMMENTS

AGENCY COMMENTS

RESPONSE TO STANDARDS

OTHER (DESCRIBE)





1069

FM 1069

FM 1069

FM 1069

E Market St
FM 1069

S Church St

128

Liveoak

State Highway Loop 70

1069

S Live Oak St

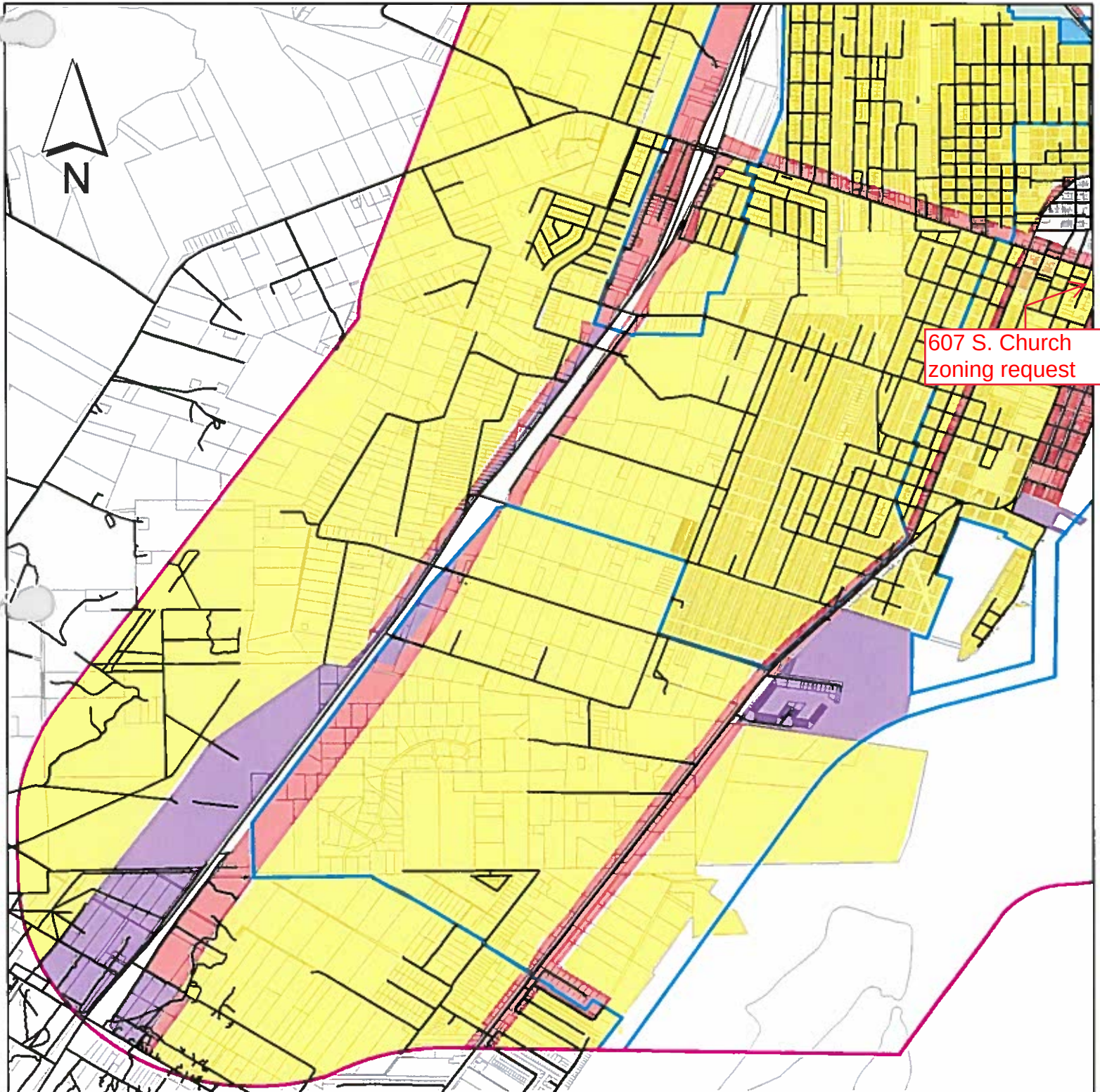
Loop 70

70



City of Rockport, Texas Study Area Future Land Use Map: Exhibit A

130



Legend

- | | | |
|----------------------|--------------------------|-----------------------|
| Rockport ETJ | Commercial/Business | Parks and Green Space |
| Rockport City Limits | Industrial | Public |
| Roads | Low Density Residential | Aransas Parcels |
| | Multi-family Residential | |

Article I. Zoning Ordinance*

Sec. 118-7. R-2 2nd Single-Family Dwelling District.

7.1 *Use Regulations.* The purpose of this district is to provide a residential district with smaller lot sizes in keeping with established standards in certain parts of the city, but which will provide the same residential environment as the 1st Single-Family Dwelling District. Land and premises may be used only for:

1. Uses 1 through 8 in an R-1 district.

7.2 *Area and Yard Regulations.*

7.2.1 *Area of the Lot.* The minimum area of the lot shall be five thousand (5,000) square feet. See Article 20 [[section 118-20](#)].

7.2.2 *Width of the Lot.* The minimum width of the lot shall be fifty (50) feet. See [[section 118-20](#)] Table 20.

7.2.3 *Area of the Dwelling.* The minimum living area of the dwelling shall be six hundred (600) square feet. See [[section 118-20](#)] Table 20.

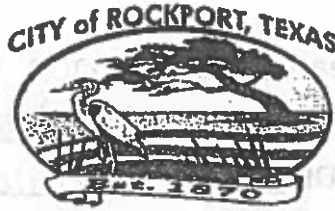
7.2.4 *Yard Area and Building Setbacks.* See [[section 118-20](#)] Table 20.

7.3 *Height of the Building.* No building shall exceed thirty five (35) feet in height. See Article 3 [[section 118-3](#)] Definitions and Article 20 [[section 118-20](#)].

7.4 *Parking Regulations.* Parking regulations for permitted uses as contained in Article 21 [[section 118-21](#)].

7.5 *Accessory Use Regulations.* Accessory uses, which are auxiliary or incidental to the primary use of a building or premises, as contained in Article 22 [[section 118-22](#)].

(Ord. No. 1027, art. 7, 4-9-96)



**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 ☐
Planned Unit Development (P.U.D.) by Conditional Permit ☐
- B. ADDRESS AND LOCATION OF PROPERTY 607 S Church St. Rockport Tx 78382
- C. CURRENT ZONING OF PROPERTY: General Business
- D. PRESENT USE OF PROPERTY: Vacant Land
- E. ZONING DISTRICT REQUESTED: Residential
- F. CONDITIONAL USE REQUESTED: Residents
- G. LEGAL DESCRIPTION: (Fill in the one that applies)
- Lot or Tract S/35' of 2, All 3, N/2 of 4 Block 61
 - Tract Mathis of the _____
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) N/a
- I. TOTAL ACREAGE OR SQ. FT. OF SITE(S): 18150 sq Ft
- J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:
(Please be specific)

To preserve residential feel of the neighborhood
and have new construction similar.
The historic Mathis House is located next
door to this lot.

K. OWNER'S NAME: (Please print) Blanco Ventures LTD *Josephine Fauers*
 ADDRESS: ~~504 No. Broadway Ave~~ 139 MT ERIN PASS *Walter Bain*
 CITY, STATE, ZIP CODE: San Antonio, TX ~~78203-4118~~ 78212 *Robert Bain*
 PHONE NO 210-859-2942

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: *Josephine Fauers*
 (Owner or Representative)

(FOR CITY USE)

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

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

If rejected, reasons why: _____

Receipt No. _____



JOINT PUBLIC HEARING Rockport City Council and Planning & Zoning Commission

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on Tuesday, December 8, 2020, at 6:30 p.m., to consider a request to rezone property located at 607 South Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas, to R-2 (2nd Single Family Dwelling District) to preserve residential feel of neighborhood; currently zoned B-1 (General Business District).

The meeting will be held using the video conferencing application ZOOM. **No in-person meeting will be conducted at the Rockport Service Center.** A temporary suspension of the Open Meetings Act to allow telephone or video conference public meeting has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. **Video conferencing capabilities will be utilized to allow individuals to address the Planning & Zoning Commission and City Council.** Email comments may also be submitted to communityplanner@cityofrockport.com by 3:00 p.m. the day of the meeting. Members of the public are entitled to participate remotely via Zoom at <https://us02web.zoom.us/j/86741759651> or scan the QR code to the right.



SCAN ME

Due to the COVID-19 pandemic, the attorney general has said: “statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials.” Public participation is valued and citizens wishing to express their views on any topic or agenda item can either electronically submit a citizen participation form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code to the right. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.



SCAN ME

The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

POSTED the 18th day of November 2020 at 4:30 p.m., 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, November 21, 2020, Edition, in accordance with the City of Rockport Code of Ordinances.

CITY OF ROCKPORT, TEXAS


Teresa Valdez, City Secretary

<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>
18595	Charlyne S Taylor	702 E Market	P.O. Box 533	Rockport	TX	78381-0533
18594	Elite Exterminating	722 E Market	2101 Saratoga Blvd	Corpus Christi	TX	78417-3406
57341	James T Godfrey	802 E Market	802 E Market	Rockport	TX	78382-2534
17675	First United Methodist Church of Rockpor	810 E Market	801 Main Street	Rockport	TX	78382-2629
28057	Daniel Jimenez	602 S Pearl	140 N Arch	Aransas Pass	TX	78336-2019
28053	Elite Exterminating	601 S Church	2101 Saratoga Blvd	Corpus Christi	TX	78417-3406
28054*	Blanco Ventures Ltd	607 S Church	139 Mt Erin Pass	San Antonio	TX	78212
28055	Josephine B Fauerso etal	615 S Church	139 Mt Erin Pass	San Antonio	TX	78212-2542
28056	Hagan Family Ltd	629 S Church	318 Forest Lake Dr	Seabrook	TX	77586-5104
17729	Lo-Tsen "Squeeky" Luce	801 E Market	P.O. Box 2092	Rockport	TX	78381-2092
17730	Mary E Wilson	612 S Church	3101 Wisteria Dr	Mission	TX	78574-2075
17731	Mary E Wilson	616 S Church	3101 Wisteria Dr	Mission	TX	78574-2075
70753	Michael D Auten	626 S Church	405 SW 17th St	Blue Springs	MO	64015-4101
58205	Domingo Hernandez Jr.	815 E Market	815 E Market	Rockport	TX	78382-2533
59452	James & Maria Wilkinson	609 S Live Oak	1718 Spanish Wls	San Antonio	TX	78245-4489
59453	Jesus & Shirley Gonzales	611 S Live Oak	5311 Cynthia Linn	San Antonio	TX	78233-2214
17725	Barry & Debra Brooks	621 S Live Oak	621 S Live Oak	Rockport	TX	78382-2521
17726	William R Erickson Jr.	625 S Live Oak	202 White Blvd	Ocean Springs	MS	39564-5046
17728	Tanya Houston	629 S Live Oak	P.O. Box 148	Cascade	MT	59421-0148



JOINT PUBLIC HEARING
Rockport City Council and
Planning & Zoning Commission

136

Tues. Dec. 8

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on Tuesday, November 10, 2020, at 6:30 p.m., to consider a request to rezone property located at 607 S Church Street; also known as the south 35 feet of Lot 2, all of Lot 3, and the north half of Lot 4, Block 61, Mathis Subdivision, City of Rockport, Aransas County, Texas; to R-2 (2nd Single Family Dwelling District) to preserve residential feel of neighborhood; currently zoned B-1 (General Business District).

The meeting will be held using the video conferencing application ZOOM. **No in-person meeting will be conducted at the Rockport Service Center.** A temporary suspension of the Open Meetings Act to allow telephone or video conference public meeting has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. **Video conferencing capabilities will be utilized to allow individuals to address the Planning & Zoning Commission and City Council.** Email comments may also be submitted to communityplanner@cityofrockport.com by 3:00 p.m. the day of the meeting. Members of the public are entitled to participate remotely via Zoom at <https://us02web.zoom.us/j/86741759651> or scan the QR code to the right.



Due to the COVID-19 pandemic, the attorney general has said: "statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials." Public participation is valued and citizens wishing to express their views on any topic or agenda item can either electronically submit a citizen participation form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code to the right. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.



The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

CITY OF ROCKPORT, TEXAS

/s/ Teresa Valdez, City Secretary

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: Josephine Bain Fauerso
Address: 139 Mount Erin Pass City/State: SAN ANTONIO, TX
☒ IN FAVOR () IN OPPOSITION Phone: 210 859-294278212

REASON:

Preserve Residential feeling
Josephine Bain Fauerso
Signature
See map on reverse side.

ZONING CASE: 607 S. CHURCH
JOINT PUBLIC HEARING SUMMARY
DECEMBER 8, 2020

1. **Charlene S. Taylor, 702 E. Market:** Ms. Taylor submitted a comment saying that she was in opposition.
2. **Jim Godfrey & George Riekers, 802 E. Market:** Mr. Riekers and Mr. Godfrey stated they were in opposition. They said this would not preserve residential feel of the neighborhood given that it is next commercial zoned property. This would amount to spot zoning and residential uses are allowed in the General Business zone. Therefore, there is no need to rezone.
3. **Josephine Fauerso (applicant):** The applicant explained that the request was to protect the Mathis House adjacent to the property. It is one of the very oldest homes in Rockport and has a Texas Historical Commission marker. It is very important to protect the integrity of that house and the current zoning would allow anything to be put there.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

138

AGENDA ITEM: 16

Deliberate and act on second and final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas; to prepare property for commercial use; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.

SUBMITTED BY: Community Planner Amanda Torres

APPROVED FOR AGENDA: PKC

BACKGROUND: Property owner Rickey Fischer and representative James Paxton have submitted an application seeking a request to rezone property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas; to B-1 (General Business District) to prepare property for commercial use, currently zoned R-1 (1st Single Family Dwelling District). This property was annexed into the City in 2016. The 2011 Future Land Use Map indicates this area as Commercial.

A public notice regarding this item was published in *The Rockport Pilot* in the Saturday, November 21, 2020, edition and mailed out to ten property owners within a 200-foot radius of the property. No letters for or against the request has been received. A Joint Public Hearing was held on Tuesday, December 8. Only the representative for the applicant spoke. The Planning & Zoning Commission met on Monday, December 14 and recommended approval to City Council.

There have been no changes in format or content since Council approved the first reading of the Ordinance on January 12, 2021.

Please see the accompanying zoning change request application and Section 118-15 of Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff concurs with Planning & Zoning Commission's recommendation for the approval of the second and final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas; to prepare property for commercial use; repealing all ordinances in conflict therewith; providing for severability; and providing an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP AS STIPULATED UNDER ARTICLE 4.1 OF THE CITY OF ROCKPORT ZONING ORDINANCE NUMBER 1027 BY CHANGING THE ZONING OF LAND FROM R-1 (1ST SINGLE FAMILY DWELLING DISTRICT) TO B-1 (GENERAL BUSINESS DISTRICT) FOR PROPERTY LOCATED AT 1711-1715 SIXTEENTH STREET; ALSO KNOWN AS 10.57 ACRES EMBRACING A PORTION OF TRACT 8, LYING WEST OF TEXAS STATE HIGHWAY 35 RELIEF ROUTE, AND THE EAST ONE-HALF OF TRACT 84, BLOCK 250, FOOR AND SWICKHEIMER SUBDIVISION, CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS; TO PREPARE PROPERTY FOR COMMERCIAL USE; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a request to re-zone property was received in the office of the Building Department, Rockport, Texas; and

WHEREAS, On November 17, 2020, notice was posted on the bulletin boards at the City of Rockport Service Center, 2751 State Highway 35 Bypass, and on the City's webpage www.cityofrockport.com; and

WHEREAS, on November 20, 2020, notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on November 21, 2020 the City caused to be published "Notice of Joint 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 December 8, 2020 at 6:30 p.m., the Rockport City Council and the Planning & Zoning Commission did hold a Joint Public Hearing; and

WHEREAS, on December 14, 2020, the Planning & Zoning Commission did meet and said Commission voted to recommend to City Council to accept and approve this request to re-zone property, located at 1711-1715 Sixteenth Street from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) to prepare property for commercial use.

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

SECTION 1 – AMENDMENT

That, pursuant to Article 4 of the City of Rockport Zoning Ordinance Number 1027, the current zoning of land located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas; be changed from R-1 (1st Single Family Dwelling District), to B-1 (General Business District).

SECTION 2 - REPEALER

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this ordinance, are hereby repealed.

SECTION 3 - SEVERABILITY

It is the intention of the City Council of the City of Rockport that if any phrase, sentence, section or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

SECTION 4 - EFFECTIVE DATE

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

APPROVED on first reading the 12th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and **ADOPTED** on second and final reading the ____ day of _____ 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

STAFF REPORT

Building & Development Services | Amanda Torres, Community Planner
 2751 SH 35 Bypass, Rockport, TX 78362
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com

**PROPERTY ADDRESS/LOCATION**

1711-1715 Sixteenth Street

APPLICANT/PROPERTY OWNER

Rickey Fischer

PUBLIC HEARING DATE

Tuesday, December 8, 2020

P&Z DATE

Monday, December 14, 2020

CITY COUNCIL DATE(S)1st Reading - Tuesday, January 12, 20212nd Reading - Tuesday, January 26, 2021**BRIEF SUMMARY OF REQUEST**

Applicant would like to change the zoning to prepare the property for commercial use. It is currently zoned R-1 1st Single Family Dwelling District. The property is currently undeveloped. The property was annexed and therefore currently zoned R-1 (1st Single Family Residential District) due to annexation that was previously done.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, November 21, 2020 edition and mailed out to ten property owners within a 200-foot radius of the property. No letters for or against the request has been received. A Joint Public Hearing was held on Tuesday, December 8. Only the representative for the applicant spoke.



MAP SOURCE: Pictometry

EXISTING ZONING	EXISTING LAND USE	SURROUNDING ZONING & LAND USE	SITE IMPROVEMENTS	SIZE OF PROPERTY
R-1 1 st Single Family Dwelling District	Undeveloped	North: R-1 1 st Single-Family Dwelling, businesses, residences South: R-1 1 st Single-Family Dwelling, businesses, residence East: Highway West: R-1 1 st Single-Family Dwelling, residences	None requested	1.9014 acres

STAFF RECOMMENDATION**APPROVE****APPROVE WITH CONDITIONS****DENY****COMPATIBILITY with the ZONING ORDINANCE & FUTURE LAND USE MAP**

Any future development will meet all setback requirements of the B-1 General Business District if approved.

The 2011 Future Land Use Map indicates this area as Commercial.

PROPERTY HISTORY

Compatibility with the planned development (or other controlling documents); traffic/parking; public works/utilities; engineering/flood plain/soil; building code/fire or design

The property is not within the Special Flood Hazard Area. Commercial plans including parking, drainage, building design, etc. will need to conform to the approved zoning district, if zoning is approved.

The property in question was annexed by the City of Rockport in 2016. Because this property was incorporated into the city as part of an annexation, this and surrounding properties were designated as R-1 (1st Single Family Dwelling District) in accordance to the City's zoning policy for newly annexed territory (City of Rockport Code of Ordinances, Chapter 118 Zoning, Article 5 Newly Annexed Territory).

ATTACHMENTS
(CIRCLE)

SUBMITTED PLANS

**PUBLIC HEARING PETITION/
APPLICATION FORM**

LEGAL NOTICE

LEGAL DESCRIPTION

PUBLIC COMMENTS

AGENCY COMMENTS

RESPONSE TO STANDARDS

OTHER (DESCRIBE)

STAFF REPORT

Building & Development Services | Amanda Torres, Community Planner
 2751 SH 35 Bypass, Rockport, TX 78362
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com



PROPERTY ADDRESS/LOCATION
 1711-1715 Sixteenth Street

APPLICANT/PROPERTY OWNER
 Rickey Fischer

PUBLIC HEARING DATE
 Tuesday, December 8, 2020

P&Z DATE
 Monday, December 14, 2020

CITY COUNCIL DATE(S)
 1st Reading - Tuesday, January 12, 2021
 2nd Reading - Tuesday, January 26, 2021

BRIEF SUMMARY OF REQUEST

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ATTACHMENTS
 (CIRCLE)

SUBMITTED PLANS

PUBLIC HEARING PETITION/
 APPLICATION FORM

LEGAL NOTICE

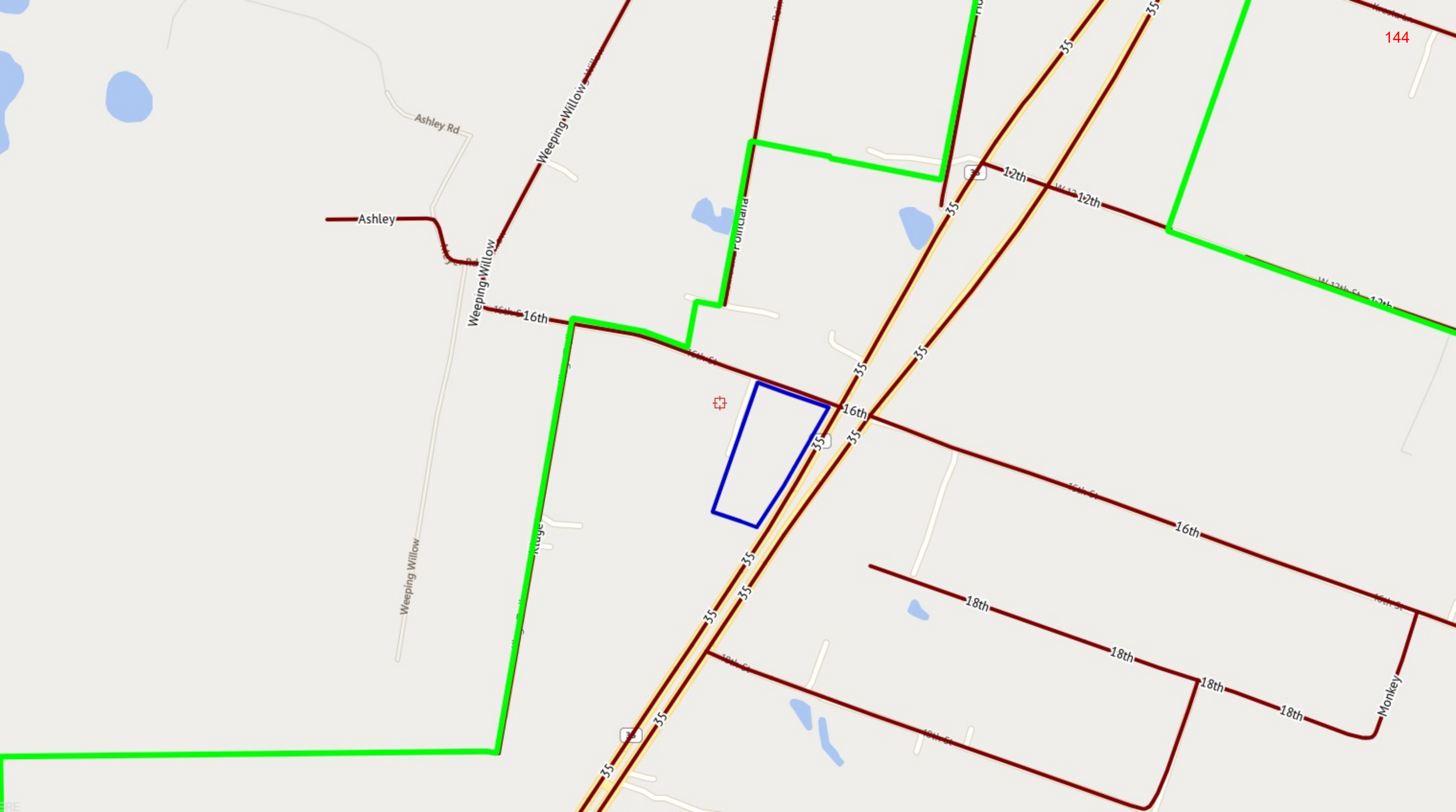
LEGAL DESCRIPTION

PUBLIC COMMENTS

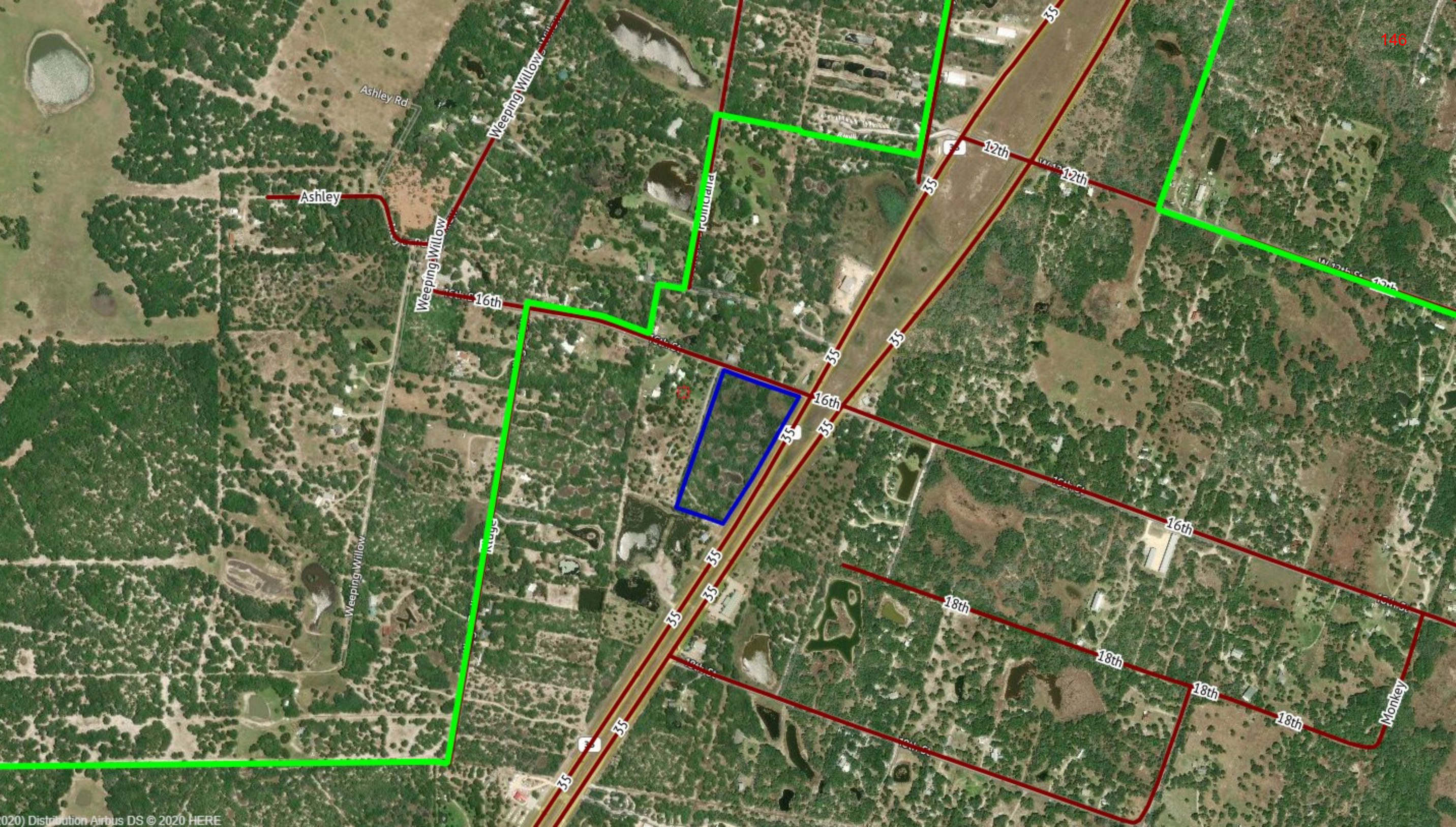
AGENCY COMMENTS

RESPONSE TO STANDARDS

OTHER (DESCRIBE)

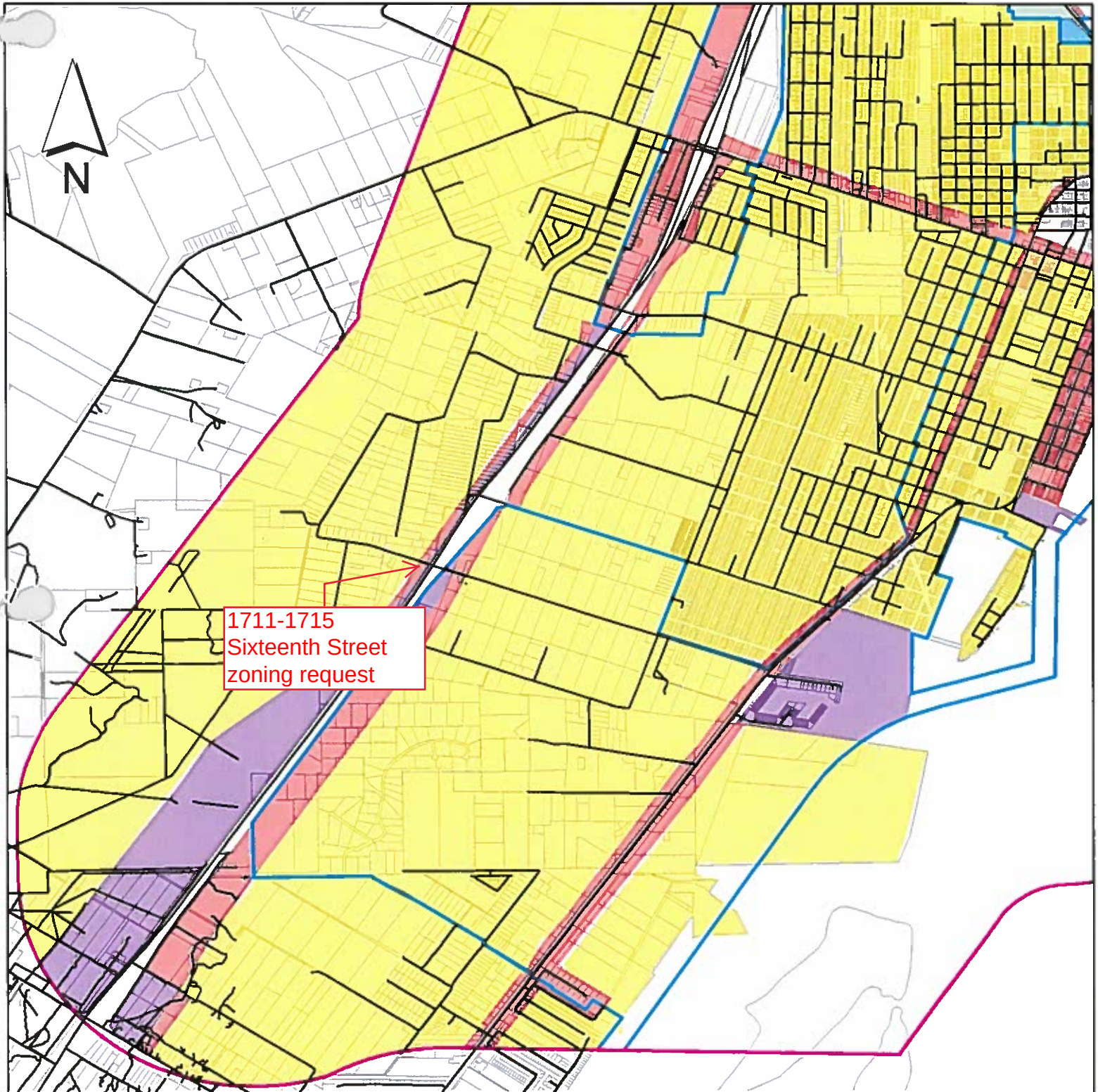






City of Rockport, Texas Study Area Future Land Use Map: Exhibit A

147



Legend

- | | | |
|----------------------|--------------------------|-----------------------|
| Rockport ETJ | Commercial/Business | Parks and Green Space |
| Rockport City Limits | Industrial | Public |
| Roads | Low Density Residential | Aransas Parcels |
| | Multi-family Residential | |

Article I. Zoning Ordinance*

Sec. 118-15. B-1 General Business District.

15.1 *Use Regulations.* The purpose of this district is to provide suitable locations for a wide variety of business and mercantile uses. In addition to the previous listed uses in R-1 through R-7 districts, land and premises may be used for:

1. Restaurants, cafes, food catering services.
2. Offices, banks, libraries, museums, etc.
3. Service stations, car washes, laundromats.
4. Malls, shopping centers, retail stores.
5. Shops (butcher shops, shoe shops, shell shops, etc., including pawn shops that have been licensed to transact business by the Consumer Credit Commissioner under Chapter 371, Finance Code).
6. Grocery stores, convenience stores, markets.
7. Retail markets (seafood/meat) and bait stands.
8. Entertainment facilities (theaters, bowling alleys, pool halls, clubs and lounges, etc.
9. Sales, service and repair shops (radio, television, shoe repair, tool repair and rental, lawn mower repair, auto and boat repair shops, etc).
10. Personal service shops (beauty salons, barber shops, tailoring and dressmaking shops, etc).
11. Storage buildings, auto storage yards.
12. Animal hospitals, boarding kennels and grooming shops.
13. Mortuaries and funeral homes.
14. Agricultural services, greenhouses and landscaping services.
15. Outdoor welding, fabricating operations, by CUP.
16. Permanent or long term (more than 30 days) public entertainment facilities or uses, by CUP. Such uses may include, but not be limited to, amusement parks, carnivals, circuses, marine life shows, dance/theatrical productions and natatoriums.
17. Fish houses, seafood processing plants, by CUP.
18. Adult entertainment, by CUP.

15.2 *Area and Yard Regulations.*

15.2.1 *Area of the Lot.* None required for non-dwelling uses. For dwelling uses, See [[section 118-20](#)] Table 20.

15.2.2 *Width of the Lot.* The minimum width of the lot shall be fifty (50) feet. See [[section 118-20](#)] Table 20.

15.2.3 *Area of the Building.* For a primary use structure, the minimum floor area shall be five hundred (500) square feet. See [[section 118-20](#)] Table 20.

15.2.4 *Yard Area and Building Setbacks.* See [[section 118-20](#)] Table 20

15.3 *Height of the Building.* No building shall exceed forty five (45) feet in height. See Article 3 [[section 118-3](#)] Definitions and Article 20 [[section 118-20](#)].

15.4 *Parking Regulations.* Parking regulations for permitted uses as contained in Article 21 [[section 118-21](#)].

15.5 *Accessory Use Regulations.* Accessory uses, which are auxiliary or incidental to the primary use of a building or premises, as contained in Article 22 [[section 118-22](#)].

(Ord. No. 1027, art. 15, 4-9-96)



CITY OF ROCKPORT
ZONING AND LAND DEVELOPMENT APPLICATION

10-29-2020

INSTRUCTION: Please fill out completely. If more space is needed, attach additional pages. Please print or use typewriter.

A. REQUESTING: Rezoning ☒ Conditional Permit ☐

Planned Unit Development (P.U.D.) by Conditional Permit ☐

B. ADDRESS AND LOCATION OF PROPERTY 1711 & 1715 16TH STREET
CORNER OF SH 35 BYPASS 10.57 ACRES

C. CURRENT ZONING OF PROPERTY: RESIDENTIAL

D. PRESENT USE OF PROPERTY: VACANT LAND

E. ZONING DISTRICT REQUESTED: _____

F. CONDITIONAL USE REQUESTED: _____

G. LEGAL DESCRIPTION: (Fill in the one that applies)

- Lot or Tract E 1/2 OF TRACT 84 Block 250
WPT OF 84 10.57 ACRES
- Tract SWICKHEIMER of the _____
 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) N/A

I. TOTAL ACREAGE OR SQ. FT. OF SITE(S): TRACT 10.57

J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:
 (Please be specific)

TO REZONE TO HIGHEST AND BEST
USE FOR SALE & DEVELOPMENT OF
TRACT B-1

K. OWNER'S NAME: (Please print) RICKEY FISCHER
 ADDRESS: P.O. Box 682
 CITY, STATE, ZIP CODE: FULTON TX 78358
 PHONE NO 210-365-0857

L. REPRESENTATIVE: (If Other Than Owner) JAMES PAYTON
 ADDRESS: REALTOR
 CITY, STATE, ZIP CODE: ROCKPORT TX 78382
 PHONE NO 361 386 0448

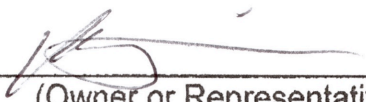
NOTE: Do you have property owner's permission for this request?
 YES ☒ NO ☐

M. FILING FEE:

REZONING	\$150.00 + \$10.00 PER ACRE	# 255.70
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: 
 (Owner or Representative)

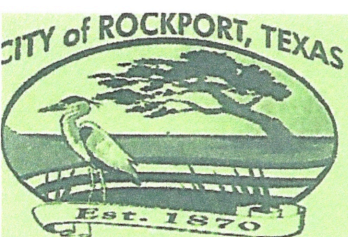
(FOR CITY USE)

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

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

If rejected, reasons why: _____

Receipt No. _____



APPLICATION FOR BRUSH CLEARING PERMIT CITY OF ROCKPORT

2751 SH 35 BYPASS, ROCKPORT, TEXAS 78382 (361)790-1125
INSPECTION REQUEST LINE (361) 790-1177

152

*MUST BE FILLED IN FOR SUBMITTAL
(OTHER INFORMATION MAY BE REQUIRED, DEPENDING ON SCOPE OF WORK)

*1. JOB ADDRESS

1711 + 1715 16TH ST CORNER OF SH 35 B.P.

2. LEGAL DESCRIPTION

SWICKHEIMER

LOT NO. E2084

PT OF 83

BLOCK

200

TRACT

10.57 ACRES

*3. OWNER

MAILING ADDRESS

ZIP

PHONE

RICKEY FISHER PO BOX 682 FULION TX 78357

*4. CONTRACTOR

MAILING ADDRESS

ZIP

PHONE

*5. DESCRIPTION OF WORK

CLEAR BUSH AND TRASH (IF ANY)

PERMIT FEE \$25.00

NOTICE

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The building official is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated. I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any state or local regulating construction or the performance of construction.

PRINT NAME

RICKEY FISHER

*SIGNATURE OF CONTRACTOR OR AUTHORIZED AGENT

DATE

*SIGNATURE OF OWNER (IF OWNER IS CONTRACTOR)

DATE

Homeowners acting as their own contractor must be knowledgeable in the trade for which the work is being done and that such work must be compliant with the city's building code.

WHEN PROPERLY VALIDATED BELOW- THIS IS YOUR PERMIT

PERMIT ISSUED ☐

PERMIT DENIED ☐ REASON FOR DENIAL:

BY:

DATE:

PERMIT NO.

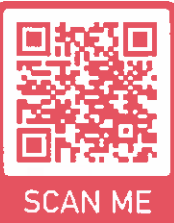


JOINT PUBLIC HEARING

Rockport City Council and Planning & Zoning Commission

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on Tuesday, December 8, 2020, at 6:30 p.m., to consider a request to rezone property located at 1711-1715 Sixteenth Street; also known as 10.57 acres embracing a portion of Tract 8, lying west of Texas State Highway 35 relief route, and the east one-half of Tract 84, Block 250, Foor and Swickheimer Subdivision, City of Rockport, Aransas County, Texas; to B-1 (General Business District) to prepare property for commercial use, currently zoned R-1 (1st Single Family Dwelling District).

The meeting will be held using the video conferencing application ZOOM. **No in-person meeting will be conducted at the Rockport Service Center.** A temporary suspension of the Open Meetings Act to allow telephone or video conference public meeting has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code. **Video conferencing capabilities will be utilized to allow individuals to address the Planning & Zoning Commission and City Council.** Email comments may also be submitted to communityplanner@cityofrockport.com by 3:00 p.m. the day of the meeting. Members of the public are entitled to participate remotely via Zoom at <https://us02web.zoom.us/j/86741759651> or scan the QR code to the right.



Due to the COVID-19 pandemic, the attorney general has said: “statutes that may be interpreted to require face-to-face interaction between members of the public and public officials are suspended; provided, however, that the governmental bodies must offer alternative methods of communicating with their public officials.” Public participation is valued and citizens wishing to express their views on any topic or agenda item can either electronically submit a citizen participation form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation> or scanning the QR code to the right. Using the same form, citizens can also provide written comments to the City Secretary by 4:00 p.m. on the day of the meeting. The Mayor will read the comments and they will be summarized in the minutes of the meeting.

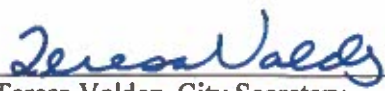


The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

POSTED the 17th day of November 2020 at 10:30 a.m., 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, November 21, 2020, Edition, in accordance with the City of Rockport Code of Ordinances.

CITY OF ROCKPORT, TEXAS


Teresa Valdez, City Secretary

<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>
69887	Jeanie Campbell etvir W H	1718 Sixteenth	P.O. Box 401	Fulton	TX	78358-0401
44628	Lenard L Nelson	1716 Sixteenth	P.O. Box 160	Rockport	TX	78381-0160
66709	Richard & Amy Wells	1710 Sixteenth	1025 Holly Rd	Rockport	TX	78382-6334
66708	Richard & Amy Wells	1301-1339 S H 35 Bypass	1025 Holly Rd	Rockport	TX	78382-6334
62324	Richard & Amy Wells	1341 S H 35 Bypass	1025 Holly Rd	Rockport	TX	78382-6334
34442	State of Texas	IS S H 35 Bypass	1700 N Congress Ave	Austin	TX	78701-1436
71166*	Rickey & Sandra D Fischer	1711-1715 Sixteenth St	P.O. Box 682	Fulton	TX	78358-0682
56479	Glenn McElroy	1725 Sixteenth St	3830 Country Estates Dr	Corpus Christi	TX	78410-4304
52882	Seng & Monexay Chittarath	1151 S H 35 Bypass	P.O. Box 1754	Rockport	TX	78381-1754
34462	William P Wendland III	1802 Eighteenth St	P.O. Box 2194	Rockport	TX	78381-2194

ZONING CASE: 1711 SIXTEENTH
JOINT PUBLIC HEARING SUMMARY
DECEMBER 8, 2020

1. **Jim Paxton, 113 Cherry Hills (representative of applicant)**: Mr. Paxton explained that the applicant was in the process of preparing the site by brush clearing and preparing a drainage plan. The current zoning was unusual given the site's location on a major thoroughfare and he couldn't imagine a homebuilder purchasing it to build homes.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 17

Deliberate and act on second & final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1123 West Market Street, also known at Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas, to bring land use into a conforming zoning district; repealing all ordinances in conflict therewith; providing for severability, and providing an effective date.

SUBMITTED BY: Community Planner Amanda Torres

APPROVED FOR AGENDA: PKC

BACKGROUND: Property owners Floyd & Brenda Clark have submitted an application seeking a request to rezone property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas; to B-1 (General Business District) to bring land use into a conforming zoning district; currently zoned R-1 (1st Single Family Dwelling District). This property was annexed into the City of Rockport in 2016 and had its business on the location prior to annexation.

A public notice regarding this item was published in *The Rockport Pilot* in the Saturday, November 21, 2020, edition and mailed out to twenty property owners within a 200-foot radius of the property. Two letters for (from the applicants) and one letter against the request have been received. A Joint Public Hearing was held on Tuesday, December 8. Only the applicant spoke for the request. The Planning & Zoning Commission met on Monday, December 14, and recommended approval to City Council.

There have been no changes in format or content since Council approved the first reading of the Ordinance on January 12, 2021.

Please see the accompanying zoning change request application and Section 118-15 of Code of Ordinances for detail information.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Staff concurs with Planning & Zoning Commission's recommendation for the approval of the second and final 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 changing the zoning of land from R-1 (1st Single Family Dwelling District) to B-1 (General Business District) for property located at 1123 West Market Street, also known at Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas; to bring land use into a conforming zoning district; repealing all ordinances in conflict therewith; providing for severability and providing an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP AS STIPULATED UNDER ARTICLE 4.1 OF THE CITY OF ROCKPORT ZONING ORDINANCE NUMBER 1027 BY CHANGING THE ZONING OF LAND FROM R-1 (1ST SINGLE FAMILY DWELLING DISTRICT) TO B-1 (GENERAL BUSINESS DISTRICT) FOR PROPERTY LOCATED AT 1123 WEST MARKET STREET; ALSO KNOWN AS LOT 7 AND LOTS 16-20, BLOCK 4, WEST TERRACE SUBDIVISION UNIT 1, CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS, TO BRING LAND USE INTO A CONFORMING ZONING DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a request to re-zone property was received in the office of the Building Department, Rockport, Texas; and

WHEREAS, On November 16, 2020, notice was posted on the bulletin boards at the City of Rockport Service Center, 2751 State Highway 35 Bypass, and on the City's webpage www.cityofrockport.com; and

WHEREAS, on November 20, 2020, notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on November 21, 2020 the City caused to be published "Notice of Joint 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 December 8, 2020 at 6:30 p.m., the Rockport City Council and the Planning & Zoning Commission did hold a Joint Public Hearing; and

WHEREAS, on December 14, 2020, the Planning & Zoning Commission did meet and said Commission voted to recommend to City Council to accept and approve this request to re-zone property, located at 1123 W. Market from R-1 (1st Single Family Dwelling District), to B-1 (General Business District) to bring land use into a conforming zoning district.

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

SECTION 1 – AMENDMENT

That, pursuant to Article 4 of the City of Rockport Zoning Ordinance Number 1027, the current zoning of land located at 1123 West Market Street, also known at Lot 7 and Lots

16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas; be changed from R-1 (1st Single Family Dwelling District), to B-1 (General Business District).

SECTION 2 - REPEALER

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this ordinance, are hereby repealed.

SECTION 3 - SEVERABILITY

It is the intention of the City Council of the City of Rockport that if any phrase, sentence, section or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

SECTION 4 - EFFECTIVE DATE

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

APPROVED on first reading the 12th day of January 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the ____ day _____ 2021.

CITY OF ROCKPORT, TEXAS

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

STAFF REPORT

Building & Development Services | Amanda Torres, Community Planner
 2751 SH 35 Bypass, Rockport, TX 78362
 Phone: (361) 790-1125, x. 226 | Email: communityplanner@cityofrockport.com

**PROPERTY ADDRESS/LOCATION**

1123 W Market

APPLICANT/PROPERTY OWNER

Floyd & Brenda Clark

PUBLIC HEARING DATE

Tuesday, December 8, 2020

P&Z DATE

Monday, December 14, 2020

CITY COUNCIL DATE(S)1st Reading - Tuesday, January 12, 20212nd Reading - Tuesday, January 26, 2021**BRIEF SUMMARY OF REQUEST**

Applicant would like to change the zoning to correspond with its existing land use. It is currently zoned R-1 1st Single Family Dwelling District. The property has an existing business. The property was annexed and therefore currently zoned R-1 (1st Single Family Residential District) due to annexation that was previously done. There are businesses next door and across the street.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, November 21, 2020 edition and mailed out to twenty property owners within a 200-foot radius of the property. Two letters for (from the applicants) and one letter against the request have been received. A Joint Public Hearing was held on Tuesday, December 8. Only the applicant spoke for the request.



MAP SOURCE: Pictometry

EXISTING ZONING	EXISTING LAND USE	SURROUNDING ZONING & LAND USE	SITE IMPROVEMENTS	SIZE OF PROPERTY
R-1 1 st Single Family Dwelling District	Business	North: R-1 1 st Single-Family Dwelling, businesses, undeveloped South: outside city limits, single family residences East: R-1 1 st Single-Family Dwelling, businesses West: R-1 1 st Single-Family Dwelling, businesses	None requested	1.9014 acres

STAFF RECOMMENDATION**APPROVE****APPROVE WITH CONDITIONS****DENY****COMPATIBILITY with the ZONING ORDINANCE & FUTURE LAND USE MAP**

Any future development will meet all setback requirements of the B-1 General Business District if approved.

The 2011 Future Land Use Map indicated the south side of Market Street as residential. However, existing land uses along this stretch have been commercial.

PROPERTY HISTORY

Compatibility with the planned development (or other controlling documents); traffic/parking; public works/utilities; engineering/flood plain/soil; building code/fire or design

The property is not within the Special Flood Hazard Area. Commercial plans including parking, drainage, building design, etc. will need to conform to the approved zoning district, if zoning is approved.

The property in question was annexed by the City of Rockport in 2016. Because this property was incorporated into the city as part of an annexation, this and surrounding properties were designated as R-1 (1st Single Family Dwelling District) in accordance to the City's zoning policy for newly annexed territory (City of Rockport Code of Ordinances, Chapter 118 Zoning, Article 5 Newly Annexed Territory).

ATTACHMENTS
(CIRCLE)

SUBMITTED PLANS

**PUBLIC HEARING PETITION/
APPLICATION FORM**

LEGAL NOTICE

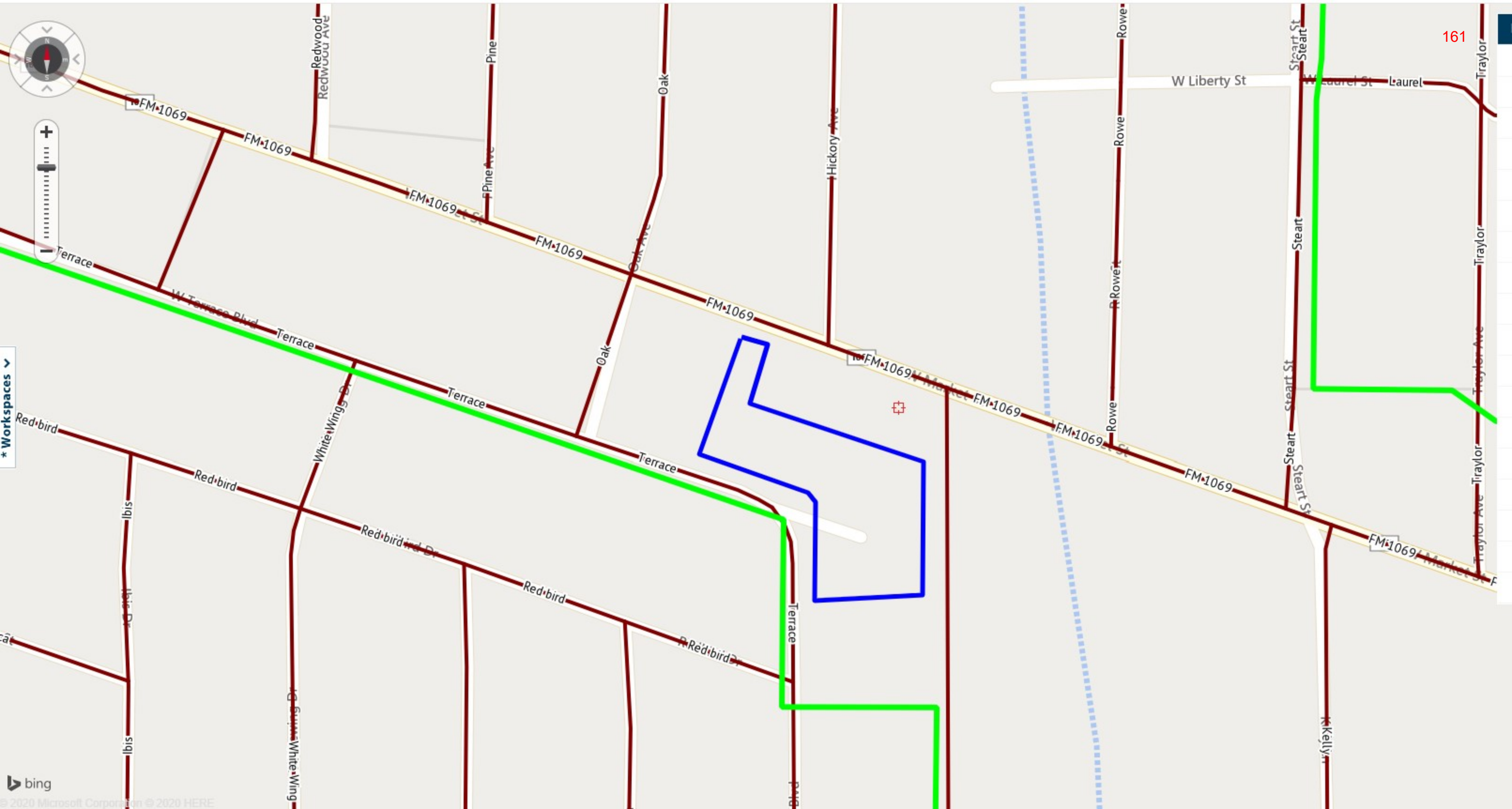
LEGAL DESCRIPTION

PUBLIC COMMENTS

AGENCY COMMENTS

RESPONSE TO STANDARDS

OTHER (DESCRIBE)



161

* Workspaces



1069

FM 1069 Market St

162

Oak Ave

FM 1069

1069

W FM 1069

FM 1069

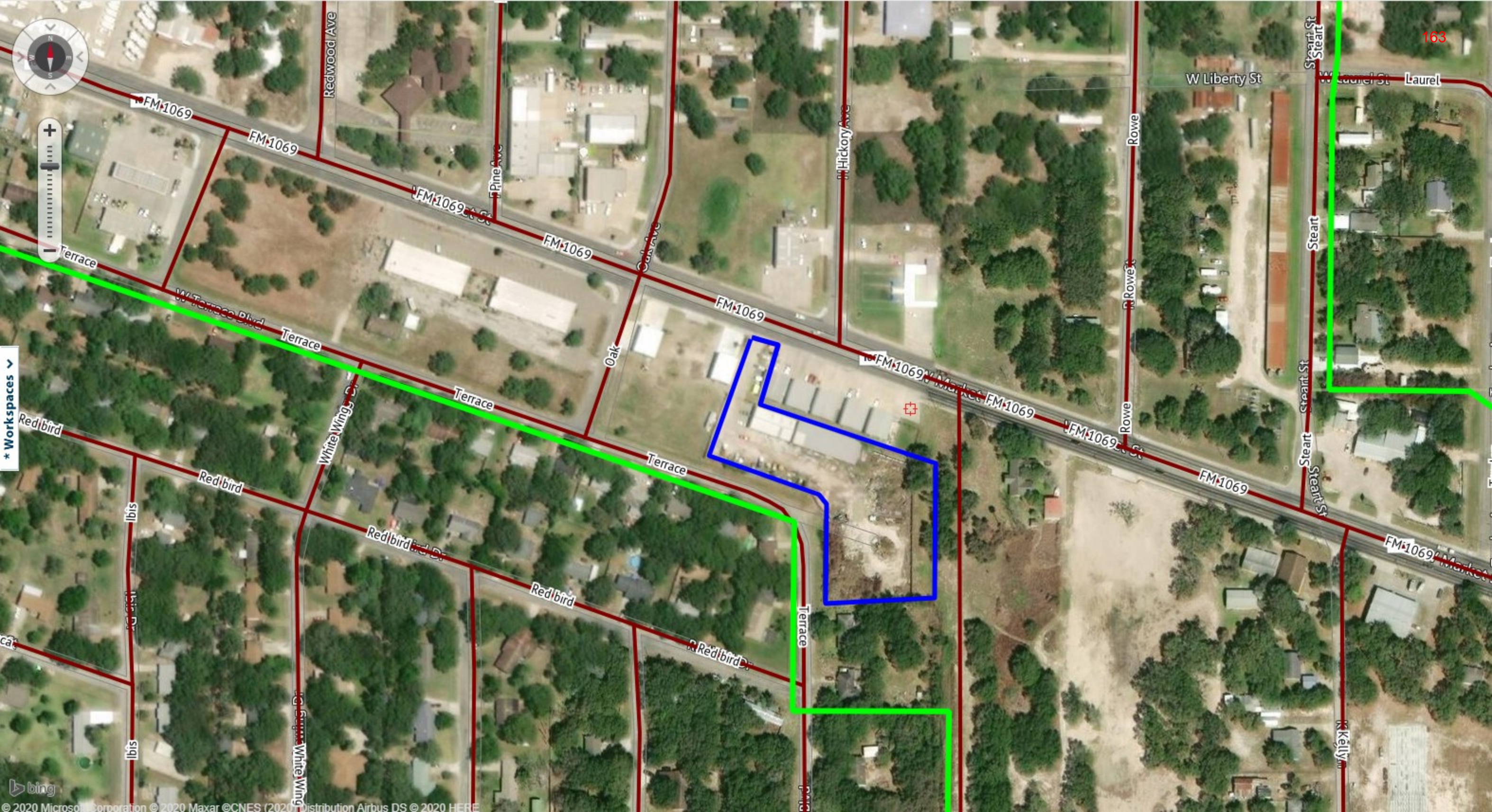
W Terrace Blvd Terrace

W Terrace Blvd

Terrace

Redbird

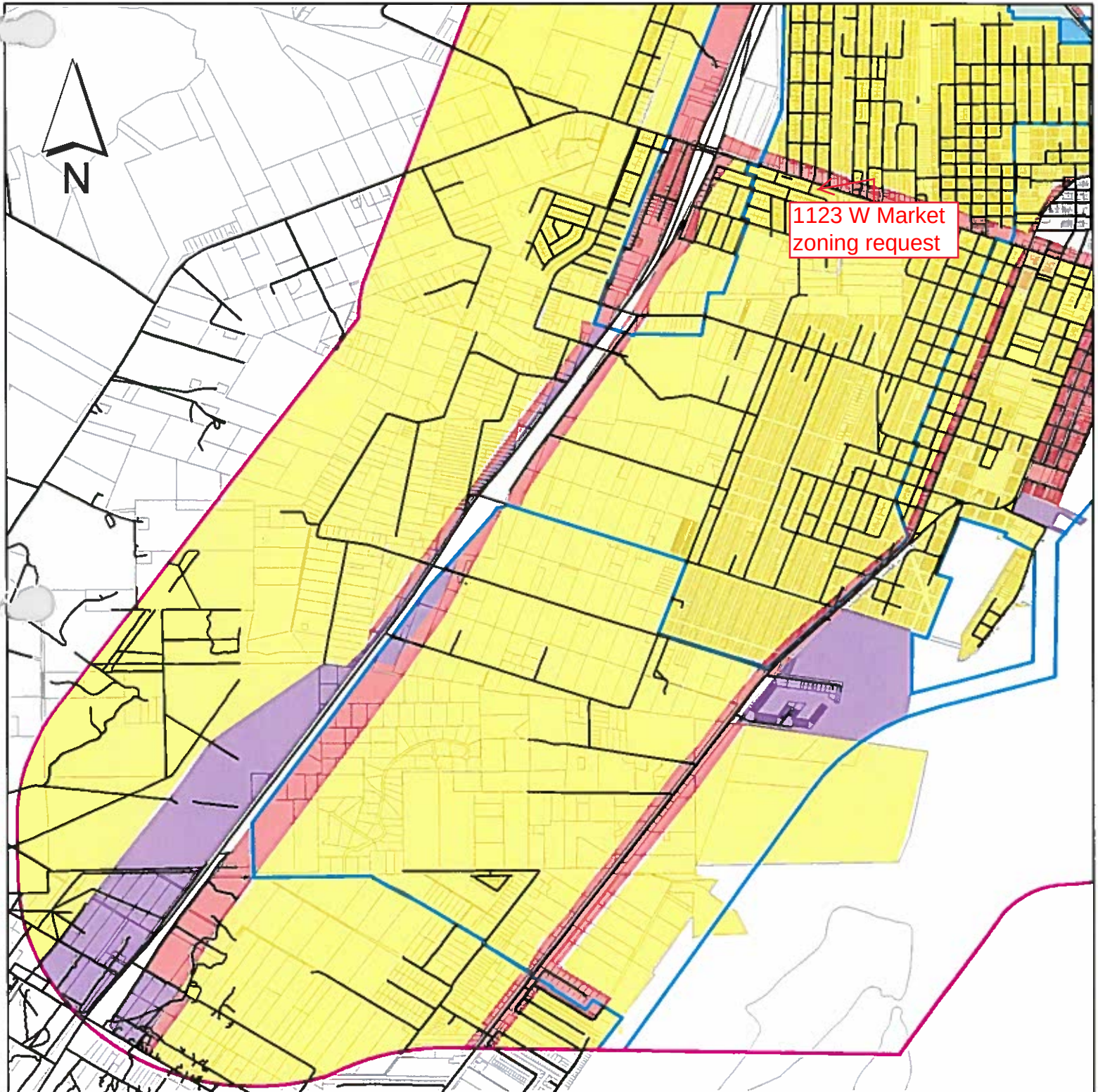
Sea Gull



* Workspaces v

City of Rockport, Texas Study Area Future Land Use Map: Exhibit A

164



Legend

- | | | |
|----------------------|--------------------------|-----------------------|
| Rockport ETJ | Commercial/Business | Parks and Green Space |
| Rockport City Limits | Industrial | Public |
| Roads | Low Density Residential | Aransas Parcels |
| | Multi-family Residential | |

Article I. Zoning Ordinance*

Sec. 118-15. B-1 General Business District.

15.1 *Use Regulations.* The purpose of this district is to provide suitable locations for a wide variety of business and mercantile uses. In addition to the previous listed uses in R-1 through R-7 districts, land and premises may be used for:

1. Restaurants, cafes, food catering services.
2. Offices, banks, libraries, museums, etc.
3. Service stations, car washes, laundromats.
4. Malls, shopping centers, retail stores.
5. Shops (butcher shops, shoe shops, shell shops, etc., including pawn shops that have been licensed to transact business by the Consumer Credit Commissioner under Chapter 371, Finance Code).
6. Grocery stores, convenience stores, markets.
7. Retail markets (seafood/meat) and bait stands.
8. Entertainment facilities (theaters, bowling alleys, pool halls, clubs and lounges, etc.
9. Sales, service and repair shops (radio, television, shoe repair, tool repair and rental, lawn mower repair, auto and boat repair shops, etc).
10. Personal service shops (beauty salons, barber shops, tailoring and dressmaking shops, etc).
11. Storage buildings, auto storage yards.
12. Animal hospitals, boarding kennels and grooming shops.
13. Mortuaries and funeral homes.
14. Agricultural services, greenhouses and landscaping services.
15. Outdoor welding, fabricating operations, by CUP.
16. Permanent or long term (more than 30 days) public entertainment facilities or uses, by CUP. Such uses may include, but not be limited to, amusement parks, carnivals, circuses, marine life shows, dance/theatrical productions and natatoriums.
17. Fish houses, seafood processing plants, by CUP.
18. Adult entertainment, by CUP.

15.2 *Area and Yard Regulations.*

15.2.1 *Area of the Lot.* None required for non-dwelling uses. For dwelling uses, See [[section 118-20](#)] Table 20.

15.2.2 *Width of the Lot.* The minimum width of the lot shall be fifty (50) feet. See [[section 118-20](#)] Table 20.

15.2.3 *Area of the Building.* For a primary use structure, the minimum floor area shall be five hundred (500) square feet. See [[section 118-20](#)] Table 20.

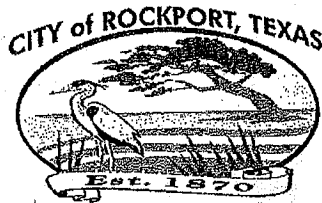
15.2.4 *Yard Area and Building Setbacks.* See [[section 118-20](#)] Table 20

15.3 *Height of the Building.* No building shall exceed forty five (45) feet in height. See Article 3 [[section 118-3](#)] Definitions and Article 20 [[section 118-20](#)].

15.4 *Parking Regulations.* Parking regulations for permitted uses as contained in Article 21 [[section 118-21](#)].

15.5 *Accessory Use Regulations.* Accessory uses, which are auxiliary or incidental to the primary use of a building or premises, as contained in Article 22 [[section 118-22](#)].

(Ord. No. 1027, art. 15, 4-9-96)



**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 ☐
Planned Unit Development (P.U.D.) by Conditional Permit ☐

B. ADDRESS AND LOCATION OF PROPERTY 1123 W. MARKET ST. Rockport, TX. 78382

C. CURRENT ZONING OF PROPERTY: R-1

D. PRESENT USE OF PROPERTY: Construction Office + Yard

E. ZONING DISTRICT REQUESTED: B-1

F. CONDITIONAL USE REQUESTED: _____

G. LEGAL DESCRIPTION: (Fill in the one that applies)

• Lot or Tract Lot 7 and Lots 16 thru 20 Block 4

• Tract West Terrace Unit 1 of the _____
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): 1.9014 AC.

J. REASON FOR REQUEST AND DESCRIPTION OF DEVELOPMENT:
(Please be specific)

Reason for requesting change in zoning is because this property was built and used as it is being used now since 1986. The city took us into the city limits 1 week before Hurricane Harvey hit and the city takes

K. OWNER'S NAME: (Please print) Floyd Clark
 ADDRESS: 760 Sunset DR.
 CITY, STATE, ZIP CODE: Rockport TX. 78382
 PHONE NO cell # 361-230-0542 -office 361-729-2488

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 ☒ 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: _____

(Owner or Representative)

(FOR CITY USE)

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

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

If rejected, reasons why: _____

Receipt No. _____

Aransas CAD

Property Search Results > 34999 CLARK FLOYD E ETUX BRENDA K

Tax Year: 2020

for Year 2020

Property

Account			
Property ID:	34999	Legal Description:	WEST TERRACE UNIT 1, BLOCK 4, LOT 7
Geographic ID:	6324-004-007-000	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			
Location			
Address:	1123 W MARKET ST ROCKPORT, TX 78382	Mapsco:	
Neighborhood:		Map ID:	A-2
Neighborhood CD:			
Owner			
Name:	CLARK FLOYD E ETUX BRENDA K	Owner ID:	63763
Mailing Address:	760 SUNSET DRIVE ROCKPORT, TX 78382-7024	% Ownership:	100.0000000000%
		Exemptions:	

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$15,170	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
(=) Market Value:	=	\$15,170	
(-) Ag or Timber Use Value Reduction:	-	\$0	
(=) Appraised Value:	=	\$15,170	
(-) HS Cap:	-	\$0	
(=) Assessed Value:	=	\$15,170	

Taxing Jurisdiction

Owner: CLARK FLOYD E ETUX BRENDA K

% Ownership: 100.0000000000%

Total Value: \$15,170

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax		
CAD	ARANSAS COUNTY APPRAISAL DISTRICT	0.000000	\$15,170	\$15,170	\$0.00		
CRO	CITY OF ROCKPORT	0.421311	\$15,170	\$15,170	\$63.91		
GAR	ARANSAS COUNTY	0.360785	\$15,170	\$15,170	\$54.73		
NVD	NAVIGATION DIST	0.049776	\$15,170	\$15,170	\$7.56		

10/30/2020

Aransas CAD - Property Details

170

SAR	ARANSAS CO ISD	0.980300	\$15,170	\$15,170	\$148.72
XSP	COUNTY ROAD & FLOOD	0.072758	\$15,170	\$15,170	\$11.04
Total Tax Rate:		1.884930			
				Taxes w/Current Exemptions:	\$285.96
				Taxes w/o Exemptions:	\$285.94

Improvement / Building

No improvements exist for this property.

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	RL	RESIDENTIAL	0.1339	5833.00	50.00	116.68	\$15,170	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$0	\$15,170	0	15,170	\$0	\$15,170
2019	\$0	\$15,170	0	15,170	\$0	\$15,170
2018	\$0	\$15,170	0	15,170	\$0	\$15,170
2017	\$0	\$15,170	0	15,170	\$0	\$15,170
2016	\$0	\$15,170	0	15,170	\$0	\$15,170
2015	\$0	\$15,170	0	15,170	\$0	\$15,170
2014	\$0	\$15,170	0	15,170	\$0	\$15,170
2013	\$0	\$15,170	0	15,170	\$0	\$15,170
2012	\$0	\$15,170	0	15,170	\$0	\$15,170
2011	\$0	\$15,170	0	15,170	\$0	\$15,170
2010	\$0	\$15,170	0	15,170	\$0	\$15,170
2009	\$0	\$15,170	0	15,170	\$0	\$15,170
2008	\$0	\$15,170	0	15,170	\$0	\$15,170
2007	\$0	\$15,170	0	15,170	\$0	\$15,170

Deed History - (Last 3 Deed Transactions)

#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	12/29/2004	WD	WARRANTY DEED	CLARK FLOYD E ETUX BRENDA K	CLARK FLOYD E ETUX BRENDA K			269815
2	10/30/1997	WDVL	WARRANTY DEED VENDOR'S LIEN	WAGLEY LUMBER CO INC	CLARK FLOYD E ETUX BRENDA K	216297	281507	0
3		CONV	CONVERSION	WAGLEY LUMBER CO	WAGLEY HOME CENTER			0

Tax Due

Property Tax Information as of 10/30/2020

Amount Due if Paid on: 

Year	Taxing Jurisdiction	Taxable Value	Base Tax	Base Taxes Paid	Base Tax Due	Discount / Penalty & Interest	Attorney Fees	Amount Due
2020	CITY OF ROCKPORT	\$15,170	\$63.91	\$0.00	\$63.91	\$0.00	\$0.00	\$63.91
2020	ARANSAS COUNTY	\$15,170	\$54.73	\$0.00	\$54.73	\$0.00	\$0.00	\$54.73
2020	NAVIGATION DIST	\$15,170	\$7.56	\$0.00	\$7.56	\$0.00	\$0.00	\$7.56
2020	ARANSAS CO ISD	\$15,170	\$148.72	\$0.00	\$148.72	\$0.00	\$0.00	\$148.72
2020	COUNTY ROAD & FLOOD	\$15,170	\$11.04	\$0.00	\$11.04	\$0.00	\$0.00	\$11.04

	2020 TOTAL:		\$285.96	\$0.00	\$285.96	\$0.00	\$0.00	\$285.96
2019	CITY OF ROCKPORT	\$15,170	\$63.72	\$63.72	\$0.00	\$0.00	\$0.00	\$0.00
2019	ARANSAS COUNTY	\$15,170	\$57.00	\$57.00	\$0.00	\$0.00	\$0.00	\$0.00
2019	NAVIGATION DIST	\$15,170	\$7.89	\$7.89	\$0.00	\$0.00	\$0.00	\$0.00
2019	ARANSAS CO ISD	\$15,170	\$156.25	\$156.25	\$0.00	\$0.00	\$0.00	\$0.00
2019	COUNTY ROAD & FLOOD	\$15,170	\$11.48	\$11.48	\$0.00	\$0.00	\$0.00	\$0.00
	2019 TOTAL:		\$296.34	\$296.34	\$0.00	\$0.00	\$0.00	\$0.00
2018	CITY OF ROCKPORT	\$15,170	\$68.56	\$68.56	\$0.00	\$0.00	\$0.00	\$0.00
2018	ARANSAS COUNTY	\$15,170	\$60.16	\$60.16	\$0.00	\$0.00	\$0.00	\$0.00
2018	NAVIGATION DIST	\$15,170	\$9.08	\$9.08	\$0.00	\$0.00	\$0.00	\$0.00
2018	ARANSAS CO ISD	\$15,170	\$176.57	\$176.57	\$0.00	\$0.00	\$0.00	\$0.00
2018	COUNTY ROAD & FLOOD	\$15,170	\$12.52	\$12.52	\$0.00	\$0.00	\$0.00	\$0.00
	2018 TOTAL:		\$326.89	\$326.89	\$0.00	\$0.00	\$0.00	\$0.00
2017	CITY OF ROCKPORT	\$15,170	\$58.50	\$58.50	\$0.00	\$0.00	\$0.00	\$0.00
2017	ARANSAS COUNTY	\$15,170	\$50.65	\$50.65	\$0.00	\$0.00	\$0.00	\$0.00
2017	NAVIGATION DIST	\$15,170	\$7.71	\$7.71	\$0.00	\$0.00	\$0.00	\$0.00
2017	ARANSAS CO ISD	\$15,170	\$176.57	\$176.57	\$0.00	\$0.00	\$0.00	\$0.00
2017	COUNTY ROAD & FLOOD	\$15,170	\$10.54	\$10.54	\$0.00	\$0.00	\$0.00	\$0.00
	2017 TOTAL:		\$303.97	\$303.97	\$0.00	\$0.00	\$0.00	\$0.00
2016	ARANSAS COUNTY	\$15,170	\$50.45	\$50.45	\$0.00	\$0.00	\$0.00	\$0.00
2016	NAVIGATION DIST	\$15,170	\$7.98	\$7.98	\$0.00	\$0.00	\$0.00	\$0.00
2016	ARANSAS CO ISD	\$15,170	\$177.41	\$177.41	\$0.00	\$0.00	\$0.00	\$0.00
2016	COUNTY ROAD & FLOOD	\$15,170	\$10.98	\$10.98	\$0.00	\$0.00	\$0.00	\$0.00
	2016 TOTAL:		\$246.82	\$246.82	\$0.00	\$0.00	\$0.00	\$0.00
2015	ARANSAS COUNTY	\$15,170	\$47.49	\$47.49	\$0.00	\$0.00	\$0.00	\$0.00
2015	NAVIGATION DIST	\$15,170	\$7.96	\$7.96	\$0.00	\$0.00	\$0.00	\$0.00
2015	ARANSAS CO ISD	\$15,170	\$175.36	\$175.36	\$0.00	\$0.00	\$0.00	\$0.00
2015	COUNTY ROAD & FLOOD	\$15,170	\$10.99	\$10.99	\$0.00	\$0.00	\$0.00	\$0.00
	2015 TOTAL:		\$241.80	\$241.80	\$0.00	\$0.00	\$0.00	\$0.00
2014	ARANSAS COUNTY	\$15,170	\$47.11	\$47.11	\$0.00	\$0.00	\$0.00	\$0.00
2014	NAVIGATION DIST	\$15,170	\$8.13	\$8.13	\$0.00	\$0.00	\$0.00	\$0.00
2014	ARANSAS CO ISD	\$15,170	\$175.38	\$175.38	\$0.00	\$0.00	\$0.00	\$0.00
2014	COUNTY ROAD & FLOOD	\$15,170	\$11.24	\$11.24	\$0.00	\$0.00	\$0.00	\$0.00
	2014 TOTAL:		\$241.86	\$241.86	\$0.00	\$0.00	\$0.00	\$0.00
2013	ARANSAS COUNTY	\$15,170	\$45.37	\$45.37	\$0.00	\$0.00	\$0.00	\$0.00
2013	NAVIGATION DIST	\$15,170	\$8.36	\$8.36	\$0.00	\$0.00	\$0.00	\$0.00
2013	ARANSAS CO ISD	\$15,170	\$176.05	\$176.05	\$0.00	\$0.00	\$0.00	\$0.00
2013	COUNTY ROAD & FLOOD	\$15,170	\$11.56	\$11.56	\$0.00	\$0.00	\$0.00	\$0.00
	2013 TOTAL:		\$241.34	\$241.34	\$0.00	\$0.00	\$0.00	\$0.00
2012	ARANSAS COUNTY	\$15,170	\$46.07	\$46.07	\$0.00	\$0.00	\$0.00	\$0.00
2012	NAVIGATION DIST	\$15,170	\$8.47	\$8.47	\$0.00	\$0.00	\$0.00	\$0.00
2012	ARANSAS CO ISD	\$15,170	\$175.88	\$175.88	\$0.00	\$0.00	\$0.00	\$0.00
2012	COUNTY ROAD & FLOOD	\$15,170	\$11.73	\$11.73	\$0.00	\$0.00	\$0.00	\$0.00
	2012 TOTAL:		\$242.15	\$242.15	\$0.00	\$0.00	\$0.00	\$0.00
2011	ARANSAS COUNTY	\$15,170	\$46.08	\$46.08	\$0.00	\$0.00	\$0.00	\$0.00
2011	NAVIGATION DIST	\$15,170	\$8.46	\$8.46	\$0.00	\$0.00	\$0.00	\$0.00
2011	ARANSAS CO ISD	\$15,170	\$171.79	\$171.79	\$0.00	\$0.00	\$0.00	\$0.00
2011	COUNTY ROAD & FLOOD	\$15,170	\$10.09	\$10.09	\$0.00	\$0.00	\$0.00	\$0.00
	2011 TOTAL:		\$236.42	\$236.42	\$0.00	\$0.00	\$0.00	\$0.00
2010	ARANSAS COUNTY	\$15,170	\$44.77	\$44.77	\$0.00	\$0.00	\$0.00	\$0.00
2010	NAVIGATION DIST	\$15,170	\$8.31	\$8.31	\$0.00	\$0.00	\$0.00	\$0.00
2010	ARANSAS CO ISD	\$15,170	\$165.62	\$165.62	\$0.00	\$0.00	\$0.00	\$0.00
2010	COUNTY ROAD & FLOOD	\$15,170	\$9.81	\$9.81	\$0.00	\$0.00	\$0.00	\$0.00
	2010 TOTAL:		\$228.51	\$228.51	\$0.00	\$0.00	\$0.00	\$0.00

2009	ARANSAS COUNTY	\$15,170	\$42.27	\$42.27	\$0.00	\$0.00	\$0.00	\$0.00
2009	NAVIGATION DIST	\$15,170	\$7.95	\$7.95	\$0.00	\$0.00	\$0.00	\$0.00
2009	ARANSAS CO ISD	\$15,170	\$164.58	\$164.58	\$0.00	\$0.00	\$0.00	\$0.00
2009	COUNTY ROAD & FLOOD	\$15,170	\$9.26	\$9.26	\$0.00	\$0.00	\$0.00	\$0.00
2009 TOTAL:			\$224.06	\$224.06	\$0.00	\$0.00	\$0.00	\$0.00
2008	ARANSAS COUNTY	\$15,170	\$35.42	\$35.42	\$0.00	\$0.00	\$0.00	\$0.00
2008	NAVIGATION DIST	\$15,170	\$8.08	\$8.08	\$0.00	\$0.00	\$0.00	\$0.00
2008	ARANSAS CO ISD	\$15,170	\$164.58	\$164.58	\$0.00	\$0.00	\$0.00	\$0.00
2008	COUNTY ROAD & FLOOD	\$15,170	\$10.83	\$10.83	\$0.00	\$0.00	\$0.00	\$0.00
2008 TOTAL:			\$218.91	\$218.91	\$0.00	\$0.00	\$0.00	\$0.00
2007	ARANSAS COUNTY	\$15,170	\$32.72	\$32.72	\$0.00	\$0.00	\$0.00	\$0.00
2007	NAVIGATION DIST	\$15,170	\$8.27	\$8.27	\$0.00	\$0.00	\$0.00	\$0.00
2007	ARANSAS CO ISD	\$15,170	\$164.58	\$164.58	\$0.00	\$0.00	\$0.00	\$0.00
2007	COUNTY ROAD & FLOOD	\$15,170	\$7.21	\$7.21	\$0.00	\$0.00	\$0.00	\$0.00
2007 TOTAL:			\$212.78	\$212.78	\$0.00	\$0.00	\$0.00	\$0.00
2006	ARANSAS COUNTY	\$15,170	\$35.62	\$35.62	\$0.00	\$0.00	\$0.00	\$0.00
2006	NAVIGATION DIST	\$15,170	\$6.04	\$6.04	\$0.00	\$0.00	\$0.00	\$0.00
2006	ARANSAS CO ISD	\$15,170	\$211.82	\$211.82	\$0.00	\$0.00	\$0.00	\$0.00
2006	COUNTY ROAD & FLOOD	\$15,170	\$6.61	\$6.61	\$0.00	\$0.00	\$0.00	\$0.00
2006 TOTAL:			\$260.09	\$260.09	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS COUNTY	\$10,210	\$23.91	\$23.91	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS COUNTY	\$10,210	\$4.61	\$4.61	\$0.00	\$0.00	\$0.00	\$0.00
2005	NAVIGATION DIST	\$10,210	\$4.72	\$4.72	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS CO ISD	\$10,210	\$149.27	\$149.27	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS CO ISD	\$10,210	\$5.76	\$5.76	\$0.00	\$0.00	\$0.00	\$0.00
2005	COUNTY ROAD & FLOOD	\$10,210	\$4.58	\$4.58	\$0.00	\$0.00	\$0.00	\$0.00
2005 TOTAL:			\$192.85	\$192.85	\$0.00	\$0.00	\$0.00	\$0.00
2004	ARANSAS COUNTY	\$5,540	\$16.33	\$16.33	\$0.00	\$0.00	\$0.00	\$0.00
2004	NAVIGATION DIST	\$5,540	\$2.76	\$2.76	\$0.00	\$0.00	\$0.00	\$0.00
2004	ARANSAS CO ISD	\$5,540	\$84.06	\$84.06	\$0.00	\$0.00	\$0.00	\$0.00
2004	COUNTY ROAD & FLOOD	\$5,540	\$2.62	\$2.62	\$0.00	\$0.00	\$0.00	\$0.00
2004 TOTAL:			\$105.77	\$105.77	\$0.00	\$0.00	\$0.00	\$0.00
2003	ARANSAS COUNTY	\$5,540	\$16.50	\$16.50	\$0.00	\$0.00	\$0.00	\$0.00
2003	NAVIGATION DIST	\$5,540	\$1.77	\$1.77	\$0.00	\$0.00	\$0.00	\$0.00
2003	ARANSAS CO ISD	\$5,540	\$86.98	\$86.98	\$0.00	\$0.00	\$0.00	\$0.00
2003	COUNTY ROAD & FLOOD	\$5,540	\$2.76	\$2.76	\$0.00	\$0.00	\$0.00	\$0.00
2003 TOTAL:			\$108.01	\$108.01	\$0.00	\$0.00	\$0.00	\$0.00

NOTE: Penalty & Interest accrues every month on the unpaid tax and is added to the balance. Attorney fees may also increase your tax liability if not paid by July 1. If you plan to submit payment on a future date, make sure you enter the date and RECALCULATE to obtain the correct total amount due.

Questions Please Call (361) 729-9733

Aransas CAD

Property Search Results > 35003 CLARK FLOYD E ETUX BRENDA K

Tax Year: 2020

for Year 2020

Property

Account			
Property ID:	35003	Legal Description:	WEST TERRACE UNIT 1, BLOCK 4, LOT 16 THRU 20
Geographic ID:	6324-004-016-000	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			
Location			
Address:	1123 W MARKET ST ROCKPORT, TX 78382	Mapsc0:	
Neighborhood:		Map ID:	A-2
Neighborhood CD:			
Owner			
Name:	CLARK FLOYD E ETUX BRENDA K	Owner ID:	63763
Mailing Address:	760 SUNSET DRIVE ROCKPORT, TX 78382-7024	% Ownership:	100.00000000000%
		Exemptions:	

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$83,150	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$69,300	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0

(=) Market Value:	=	\$152,450	
(-) Ag or Timber Use Value Reduction:	-	\$0	

(=) Appraised Value:	=	\$152,450	
(-) HS Cap:	-	\$0	

(=) Assessed Value:	=	\$152,450	

Taxing Jurisdiction

Owner: CLARK FLOYD E ETUX BRENDA K

% Ownership: 100.00000000000%

Total Value: \$152,450

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax		
CAD	ARANSAS COUNTY APPRAISAL DISTRICT	0.000000	\$152,450	\$152,450	\$0.00		
CRO	CITY OF ROCKPORT	0.421311	\$152,450	\$152,450	\$642.29		
GAR	ARANSAS COUNTY	0.360785	\$152,450	\$152,450	\$550.02		
NVD	NAVIGATION DIST	0.049776	\$152,450	\$152,450	\$75.88		

10/30/2020

Aransas CAD - Property Details

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SAR	ARANSAS CO ISD	0.980300	\$152,450	\$152,450	\$1,494.47
XSP	COUNTY ROAD & FLOOD	0.072758	\$152,450	\$152,450	\$110.92
Total Tax Rate:		1.884930			
				Taxes w/Current Exemptions:	\$2,873.58
				Taxes w/o Exemptions:	\$2,873.58

Improvement / Building

Improvement #1:	COMMERCIAL	State Code:	F1	Living Area:	7000.0 sqft	Value: \$83,150
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Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	WHSL - *	METAL	1986	2280.0
MA	MAIN AREA	UTDAP- - *		1985	4000.0
C	CONCRETE	* - *		1986	4500.0
MA	MAIN AREA	WHSA - *		1985	720.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C	COMMERCIAL	0.5739	25000.00	314.65	125.00	\$22,500	\$0
2	C	COMMERCIAL	1.1936	51995.00	314.65	165.25	\$46,800	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$83,150	\$69,300	0	152,450	\$0	\$152,450
2019	\$61,940	\$69,300	0	131,240	\$0	\$131,240
2018	\$36,930	\$73,690	0	110,620	\$0	\$110,620
2017	\$75,130	\$73,690	0	148,820	\$0	\$148,820
2016	\$60,100	\$73,690	0	133,790	\$0	\$133,790
2015	\$61,500	\$73,690	0	135,190	\$0	\$135,190
2014	\$62,290	\$73,690	0	135,980	\$0	\$135,980
2013	\$54,030	\$73,690	0	127,720	\$0	\$127,720
2012	\$54,030	\$73,690	0	127,720	\$0	\$127,720
2011	\$54,030	\$73,690	0	127,720	\$0	\$127,720
2010	\$54,030	\$73,690	0	127,720	\$0	\$127,720
2009	\$62,570	\$73,690	0	136,260	\$0	\$136,260
2008	\$62,570	\$73,690	0	136,260	\$0	\$136,260
2007	\$57,430	\$73,690	0	131,120	\$0	\$131,120

Deed History - (Last 3 Deed Transactions)

#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	12/29/2004	WD	WARRANTY DEED	CLARK FLOYD E ETUX BRENDA K	CLARK FLOYD E ETUX BRENDA K			269815
2	10/30/1997	WDVL	WARRANTY DEED VENDOR'S LIEN	WAGLEY LUMBER CO INC	CLARK FLOYD E ETUX BRENDA K	216297	281507	0
3		CONV	CONVERSION	WAGLEY HOME CENTER	WAGLEY LUMBER CO INC			0

Tax Due

Property Tax Information as of 10/30/2020

Amount Due if Paid on: 

Year	Taxing Jurisdiction	Taxable Value	Base Tax	Base Taxes Paid	Base Tax Due	Discount / Penalty & Interest	Attorney Fees	Amount Due
2020	CITY OF ROCKPORT	\$152,450	\$642.29	\$0.00	\$642.29	\$0.00	\$0.00	\$642.29
2020	ARANSAS COUNTY	\$152,450	\$550.02	\$0.00	\$550.02	\$0.00	\$0.00	\$550.02
2020	NAVIGATION DIST	\$152,450	\$75.88	\$0.00	\$75.88	\$0.00	\$0.00	\$75.88
2020	ARANSAS CO ISD	\$152,450	\$1494.47	\$0.00	\$1494.47	\$0.00	\$0.00	\$1494.47
2020	COUNTY ROAD & FLOOD	\$152,450	\$110.92	\$0.00	\$110.92	\$0.00	\$0.00	\$110.92
2020 TOTAL:			\$2873.58	\$0.00	\$2873.58	\$0.00	\$0.00	\$2873.58
2019	CITY OF ROCKPORT	\$131,240	\$551.32	\$551.32	\$0.00	\$0.00	\$0.00	\$0.00
2019	ARANSAS COUNTY	\$131,240	\$493.15	\$493.15	\$0.00	\$0.00	\$0.00	\$0.00
2019	NAVIGATION DIST	\$131,240	\$68.26	\$68.26	\$0.00	\$0.00	\$0.00	\$0.00
2019	ARANSAS CO ISD	\$131,240	\$1351.78	\$1351.78	\$0.00	\$0.00	\$0.00	\$0.00
2019	COUNTY ROAD & FLOOD	\$131,240	\$99.34	\$99.34	\$0.00	\$0.00	\$0.00	\$0.00
2019 TOTAL:			\$2563.85	\$2563.85	\$0.00	\$0.00	\$0.00	\$0.00
2018	CITY OF ROCKPORT	\$110,620	\$499.96	\$499.96	\$0.00	\$0.00	\$0.00	\$0.00
2018	ARANSAS COUNTY	\$110,620	\$438.70	\$438.70	\$0.00	\$0.00	\$0.00	\$0.00
2018	NAVIGATION DIST	\$110,620	\$66.18	\$66.18	\$0.00	\$0.00	\$0.00	\$0.00
2018	ARANSAS CO ISD	\$110,620	\$1287.54	\$1287.54	\$0.00	\$0.00	\$0.00	\$0.00
2018	COUNTY ROAD & FLOOD	\$110,620	\$91.30	\$91.30	\$0.00	\$0.00	\$0.00	\$0.00
2018 TOTAL:			\$2383.68	\$2383.68	\$0.00	\$0.00	\$0.00	\$0.00
2017	CITY OF ROCKPORT	\$148,820	\$573.91	\$573.91	\$0.00	\$0.00	\$0.00	\$0.00
2017	ARANSAS COUNTY	\$148,820	\$496.87	\$496.87	\$0.00	\$0.00	\$0.00	\$0.00
2017	NAVIGATION DIST	\$148,820	\$75.55	\$75.55	\$0.00	\$0.00	\$0.00	\$0.00
2017	ARANSAS CO ISD	\$148,820	\$1732.16	\$1732.16	\$0.00	\$0.00	\$0.00	\$0.00
2017	COUNTY ROAD & FLOOD	\$148,820	\$103.34	\$103.34	\$0.00	\$0.00	\$0.00	\$0.00
2017 TOTAL:			\$2981.83	\$2981.83	\$0.00	\$0.00	\$0.00	\$0.00
2016	ARANSAS COUNTY	\$133,790	\$444.95	\$444.95	\$0.00	\$0.00	\$0.00	\$0.00
2016	NAVIGATION DIST	\$133,790	\$70.40	\$70.40	\$0.00	\$0.00	\$0.00	\$0.00
2016	ARANSAS CO ISD	\$133,790	\$1564.69	\$1564.69	\$0.00	\$0.00	\$0.00	\$0.00
2016	COUNTY ROAD & FLOOD	\$133,790	\$96.84	\$96.84	\$0.00	\$0.00	\$0.00	\$0.00
2016 TOTAL:			\$2176.88	\$2176.88	\$0.00	\$0.00	\$0.00	\$0.00
2015	ARANSAS COUNTY	\$135,190	\$423.21	\$423.21	\$0.00	\$0.00	\$0.00	\$0.00
2015	NAVIGATION DIST	\$135,190	\$70.98	\$70.98	\$0.00	\$0.00	\$0.00	\$0.00
2015	ARANSAS CO ISD	\$135,190	\$1562.79	\$1562.79	\$0.00	\$0.00	\$0.00	\$0.00
2015	COUNTY ROAD & FLOOD	\$135,190	\$97.90	\$97.90	\$0.00	\$0.00	\$0.00	\$0.00
2015 TOTAL:			\$2154.88	\$2154.88	\$0.00	\$0.00	\$0.00	\$0.00
2014	ARANSAS COUNTY	\$135,980	\$422.31	\$422.31	\$0.00	\$0.00	\$0.00	\$0.00
2014	NAVIGATION DIST	\$135,980	\$72.90	\$72.90	\$0.00	\$0.00	\$0.00	\$0.00
2014	ARANSAS CO ISD	\$135,980	\$1572.05	\$1572.05	\$0.00	\$0.00	\$0.00	\$0.00
2014	COUNTY ROAD & FLOOD	\$135,980	\$100.76	\$100.76	\$0.00	\$0.00	\$0.00	\$0.00
2014 TOTAL:			\$2168.02	\$2168.02	\$0.00	\$0.00	\$0.00	\$0.00
2013	ARANSAS COUNTY	\$127,720	\$381.97	\$381.97	\$0.00	\$0.00	\$0.00	\$0.00
2013	NAVIGATION DIST	\$127,720	\$70.42	\$70.42	\$0.00	\$0.00	\$0.00	\$0.00
2013	ARANSAS CO ISD	\$127,720	\$1482.18	\$1482.18	\$0.00	\$0.00	\$0.00	\$0.00
2013	COUNTY ROAD & FLOOD	\$127,720	\$97.33	\$97.33	\$0.00	\$0.00	\$0.00	\$0.00
2013 TOTAL:			\$2031.90	\$2031.90	\$0.00	\$0.00	\$0.00	\$0.00
2012	ARANSAS COUNTY	\$127,720	\$387.90	\$387.90	\$0.00	\$0.00	\$0.00	\$0.00
2012	NAVIGATION DIST	\$127,720	\$71.26	\$71.26	\$0.00	\$0.00	\$0.00	\$0.00
2012	ARANSAS CO ISD	\$127,720	\$1480.76	\$1480.76	\$0.00	\$0.00	\$0.00	\$0.00
2012	COUNTY ROAD & FLOOD	\$127,720	\$98.79	\$98.79	\$0.00	\$0.00	\$0.00	\$0.00
2012 TOTAL:			\$2038.71	\$2038.71	\$0.00	\$0.00	\$0.00	\$0.00

2011	ARANSAS COUNTY	\$127,720	\$387.89	\$387.89	\$0.00	\$0.00	\$0.00	\$0.00
2011	NAVIGATION DIST	\$127,720	\$71.23	\$71.23	\$0.00	\$0.00	\$0.00	\$0.00
2011	ARANSAS CO ISD	\$127,720	\$1446.26	\$1446.26	\$0.00	\$0.00	\$0.00	\$0.00
2011	COUNTY ROAD & FLOOD	\$127,720	\$84.99	\$84.99	\$0.00	\$0.00	\$0.00	\$0.00
2011 TOTAL:			\$1990.37	\$1990.37	\$0.00	\$0.00	\$0.00	\$0.00
2010	ARANSAS COUNTY	\$127,720	\$376.96	\$376.96	\$0.00	\$0.00	\$0.00	\$0.00
2010	NAVIGATION DIST	\$127,720	\$69.93	\$69.93	\$0.00	\$0.00	\$0.00	\$0.00
2010	ARANSAS CO ISD	\$127,720	\$1394.37	\$1394.37	\$0.00	\$0.00	\$0.00	\$0.00
2010	COUNTY ROAD & FLOOD	\$127,720	\$82.56	\$82.56	\$0.00	\$0.00	\$0.00	\$0.00
2010 TOTAL:			\$1923.82	\$1923.82	\$0.00	\$0.00	\$0.00	\$0.00
2009	ARANSAS COUNTY	\$136,260	\$379.72	\$379.72	\$0.00	\$0.00	\$0.00	\$0.00
2009	NAVIGATION DIST	\$136,260	\$71.38	\$71.38	\$0.00	\$0.00	\$0.00	\$0.00
2009	ARANSAS CO ISD	\$136,260	\$1478.21	\$1478.21	\$0.00	\$0.00	\$0.00	\$0.00
2009	COUNTY ROAD & FLOOD	\$136,260	\$83.19	\$83.19	\$0.00	\$0.00	\$0.00	\$0.00
2009 TOTAL:			\$2012.50	\$2012.50	\$0.00	\$0.00	\$0.00	\$0.00
2008	ARANSAS COUNTY	\$136,260	\$318.11	\$318.11	\$0.00	\$0.00	\$0.00	\$0.00
2008	NAVIGATION DIST	\$136,260	\$72.64	\$72.64	\$0.00	\$0.00	\$0.00	\$0.00
2008	ARANSAS CO ISD	\$136,260	\$1478.21	\$1478.21	\$0.00	\$0.00	\$0.00	\$0.00
2008	COUNTY ROAD & FLOOD	\$136,260	\$97.30	\$97.30	\$0.00	\$0.00	\$0.00	\$0.00
2008 TOTAL:			\$1966.26	\$1966.26	\$0.00	\$0.00	\$0.00	\$0.00
2007	ARANSAS COUNTY	\$131,120	\$282.81	\$282.81	\$0.00	\$0.00	\$0.00	\$0.00
2007	NAVIGATION DIST	\$131,120	\$71.50	\$71.50	\$0.00	\$0.00	\$0.00	\$0.00
2007	ARANSAS CO ISD	\$131,120	\$1422.45	\$1422.45	\$0.00	\$0.00	\$0.00	\$0.00
2007	COUNTY ROAD & FLOOD	\$131,120	\$62.28	\$62.28	\$0.00	\$0.00	\$0.00	\$0.00
2007 TOTAL:			\$1839.04	\$1839.04	\$0.00	\$0.00	\$0.00	\$0.00
2006	ARANSAS COUNTY	\$131,120	\$307.92	\$307.92	\$0.00	\$0.00	\$0.00	\$0.00
2006	NAVIGATION DIST	\$131,120	\$52.19	\$52.19	\$0.00	\$0.00	\$0.00	\$0.00
2006	ARANSAS CO ISD	\$131,120	\$1830.83	\$1830.83	\$0.00	\$0.00	\$0.00	\$0.00
2006	COUNTY ROAD & FLOOD	\$131,120	\$57.13	\$57.13	\$0.00	\$0.00	\$0.00	\$0.00
2006 TOTAL:			\$2248.07	\$2248.07	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS COUNTY	\$118,840	\$331.89	\$331.89	\$0.00	\$0.00	\$0.00	\$0.00
2005	NAVIGATION DIST	\$118,840	\$54.95	\$54.95	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS CO ISD	\$118,840	\$67.03	\$67.03	\$0.00	\$0.00	\$0.00	\$0.00
2005	ARANSAS CO ISD	\$118,840	\$1737.44	\$1737.44	\$0.00	\$0.00	\$0.00	\$0.00
2005	COUNTY ROAD & FLOOD	\$118,840	\$53.31	\$53.31	\$0.00	\$0.00	\$0.00	\$0.00
2005 TOTAL:			\$2244.62	\$2244.62	\$0.00	\$0.00	\$0.00	\$0.00
2004	ARANSAS COUNTY	\$110,080	\$324.41	\$324.41	\$0.00	\$0.00	\$0.00	\$0.00
2004	NAVIGATION DIST	\$110,080	\$54.93	\$54.93	\$0.00	\$0.00	\$0.00	\$0.00
2004	ARANSAS CO ISD	\$110,080	\$1670.24	\$1670.24	\$0.00	\$0.00	\$0.00	\$0.00
2004	COUNTY ROAD & FLOOD	\$110,080	\$52.07	\$52.07	\$0.00	\$0.00	\$0.00	\$0.00
2004 TOTAL:			\$2101.65	\$2101.65	\$0.00	\$0.00	\$0.00	\$0.00
2003	ARANSAS COUNTY	\$110,080	\$327.93	\$327.93	\$0.00	\$0.00	\$0.00	\$0.00
2003	NAVIGATION DIST	\$110,080	\$35.23	\$35.23	\$0.00	\$0.00	\$0.00	\$0.00
2003	ARANSAS CO ISD	\$110,080	\$1728.26	\$1728.26	\$0.00	\$0.00	\$0.00	\$0.00
2003	COUNTY ROAD & FLOOD	\$110,080	\$54.93	\$54.93	\$0.00	\$0.00	\$0.00	\$0.00
2003 TOTAL:			\$2146.35	\$2146.35	\$0.00	\$0.00	\$0.00	\$0.00

NOTE: Penalty & Interest accrues every month on the unpaid tax and is added to the balance. Attorney fees may also increase your tax liability if not paid by July 1. If you plan to submit payment on a future date, make sure you enter the date and RECALCULATE to obtain the correct total amount due.

Questions Please Call (361) 729-9733



JOINT PUBLIC HEARING

Rockport City Council and Planning & Zoning Commission

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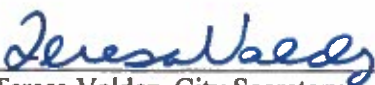


The City encourages citizens to participate and make their views known at this Public Hearing. For further information on this request, please contact the Building Department at (361) 790-1125.

POSTED the 16th day of November 2020 at 10:30 a.m., 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, November 21, 2020, Edition, in accordance with the City of Rockport Code of Ordinances.

CITY OF ROCKPORT, TEXAS


Teresa Valdez, City Secretary

<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>
29958	Ghraowi Family Investments	1130 W Market	13631 Wildwood Ln	Redding	CA	96003-7045
30075	John C & Patricia Hamm	1120 W Market	1120 W Market	Rockport	TX	78382-6208
29589	Arthur Helmsteadt & Sarah Haskins	1110 W Market	14714 Lighthouse Dr	Corpus Christi	TX	78418
35000	M.A.R.S. Investments LLC	1125 W Market	111 S Sierra Woods Dr	Rockport	TX	78382-9668
34999*	Floyd & Brenda Clark	1123 W Market	760 Sunset Drive	Rockport	TX	78382-7024
34998	James & Pamela Collins	1111-1121 W Market	102 Lakeway Ct	Victoria	TX	77905-4018
35003*	Floyd & Brenda Clark	1123 W Market	760 Sunset Drive	Rockport	TX	78382-7024
33771	Aransas County	1107 W Market	301 N Live Oak	Rockport	TX	78382-2744
33748	James Friebele etux	1105 W Market	1105 W Market	Rockport	TX	78382-6207
35009	Hilda Guerra Gonzalez	716 W Terrace Blvd	716 W Terrace Blvd	Rockport	TX	78382-6254
35008	Jerry and Gladys Payne	718 W Terrace Blvd	718 W Terrace Blvd	Rockport	TX	78382-6264
48094	Aransas County	1109 W Market	301 N Live Oak	Rockport	TX	78382-2744
35056	Cynthia Rainwater	703 W Terrace Blvd	703 W Terrace Blvd	Rockport	TX	78382-6263
35057	Patricia Riley Jackson	711 W Terrace Blvd	711 W Terrace Blvd	Rockport	TX	78382-6263
35055	Ivan J Dew	1109 W Terrace Blvd	1919 Hwy 35 N PMB #25	Rockport	TX	78382-3344
35058	Lawrence & Mattie Johnson	1112 Redbird Dr	1112 Redbird Dr	Rockport	TX	78382-6220
35054	Alma Cartwright	1115 W Terrace Blvd	1115 W Terrace Blvd	Rockport	TX	78382-6247
35059	Amanda & Jeremy Schuler	1116 Redbird Dr	1116 Redbird Dr	Rockport	TX	78382
35053	Lightning Engineering & Inspection PLLC	1121 W Terrace Blvd	5829 Loire Blvd	Corpus Christi	TX	78414-4222
35052	Nelda & Long Nguyen	1129 W Terrace Blvd	P.O. Box 1683	Rockport	TX	78381-1683



JOINT PUBLIC HEARING

Rockport City Council and Planning & Zoning Commission

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CITY OF ROCKPORT, TEXAS

/s/ Teresa Valdez, City Secretary

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: Floyd Edward Clark (owner)

Address: 760 Sunset Drive City/State: Rockport, TX 78382

(☒) IN FAVOR () IN OPPOSITION

Phone: 361-230-0542

REASON: This property has been used as commercial/business property from ~1985 until the present.


Signature

See map on reverse side.



JOINT PUBLIC HEARING
Rockport City Council and
Planning & Zoning Commission

180

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on **Tuesday, December 8, 2020, at 6:30 p.m.**, to consider a request to rezone property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas; to B-1 (General Business District) to bring land use into a conforming zoning district; currently zoned R-1 (1st Single Family Dwelling District).

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Printed Name: Brenda Kay Clark (co-owner)
Address: 760 Sunset Drive City/State: Rockport, TX 78382

☒ IN FAVOR () IN OPPOSITION

Phone: 361-230-3053

REASON:

*This property has
been ~~zoned~~ and used as
commercial/business
property from 1985
until the city
annexed it.*

Brenda Kay Clark
Signature
See map on reverse side.



JOINT PUBLIC HEARING

Rockport City Council and Planning & Zoning Commission

NOTICE is hereby given that the Rockport City Council and the Planning & Zoning Commission will hold a Joint Public Hearing on Tuesday, November 10, 2020, at 6:30 p.m., to consider a request to rezone property located at 1123 West Market Street; also known as Lot 7 and Lots 16-20, Block 4, West Terrace Subdivision Unit 1, City of Rockport, Aransas County, Texas; to B-1 (General Business District) to bring land use into a conforming zoning district; currently zoned R-1 (1st Single Family Dwelling District).

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Printed Name: Patricia Riley Jackson City/State: Rockport, Tx 78382
Address: 111 W. Terrace Blvd. Phone: 361 729-5100
() IN FAVOR (☒) IN OPPOSITION

REASON: To close to Home

Patricia Riley Jackson
Signature
See map on reverse side.

ZONING CASE: 1123 W MARKET
JOINT PUBLIC HEARING SUMMARY
DECEMBER 8, 2020

1. **Floyd Clark (applicant):** Mr. Clark wrote that this location has been the primary location for this business since 1985 and would like to have it rezoned to match the current land use.

CITY COUNCIL AGENDA

Regular Meeting: January 26, 2021

AGENDA ITEM: 18

Deliberate and action of a Resolution of the City of Rockport, Texas, authorizing the City Manager to provide the necessary surveys, appraisals, and right-of-way closure process for the City Council to consider the exchange of land between the City of Rockport owning the portion of Sweet Bay Avenue that lies directly between Aransas County Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and #17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street) and Mr. James Elkins owning Lots 18, and 20 of Block 5, Denver Heights Subdivision.

SUBMITTED BY: Kimberly Henry, Assistant to the City Manager

APPROVED FOR AGENDA: PKC

BACKGROUND: The City has received a request from Mr. James Elkins to consider the exchange of property to (a) join two pieces of his existing property, and (b) enlarge the City's park area near the Swimming Pool (see the attached aerial photo).

The property that Mr. Elkins that he would like to trade is known as ID #17292 at the Aransas County Appraisal District and consists of Lots 15, 16, 18, and 20 of Block 5, Denver Heights Subdivision. It is an "L" shaped piece of land. Mr. Elkins would like to trade Lots 18 and 20 but keep Lots 15 and 16. This would add additional land to our city park.

The property that Mr. Elkins would like to exchange is the piece of unimproved Street right-of-way (known as Sweet Bay Avenue) that lies directly between Aransas County Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and #17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street). There are currently no plans to develop Sweet Bay Avenue and there are no dedicated utilities or drainage in the existing right-of-way.

For the City to consider these two pieces of property for an exchange, a few steps would be required. Each piece of property will be required to be surveyed and appraised to make sure that the City (as good stewards of the taxpayers' assets), are not making a poor exchange. The estimated cost for the surveys is \$450 each, for a total of \$900. The estimated cost for the appraisals is \$600-\$800 total.

If the exchange is deemed to be equal to, or better, for the City, it would be brought back to the City for approval. The last step would be for Mr. Elkins to go through the process to close/vacate that portion of Sweet Bay Avenue that lies directly between Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and #17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street). The administrative fee for closure/vacating of this City right-of-way would be \$70 and would require the usual publication and petition process for street/right-of-way closures per City Ordinance.

FISCAL ANALYSIS: The estimated cost to survey and have appraisals of both pieces of property is \$1,500-\$1,700. If the cost is split 50/50 with Mr. Elkins, the most the City would be responsible for is \$850. Mr. Elkins would be responsible for the vacation/closure of the right-of-way fees as per city code.

RECOMMENDATION: Staff recommends approval of the Resolution of the City of Rockport, Texas, authorizing the City Manager to provide the necessary surveys, appraisals, and right-of-way closure process for the City Council to consider the exchange of land between the City of Rockport owning the portion of Sweet Bay Avenue that lies directly between Aransas County Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and #17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street) and Mr. James Elkins owning Lots 18, and 20 of Block 5, Denver Heights Subdivision.



Circled in yellow #'s 62391, 17285, 8820849, and 59303 all owned by the City of Rockport

Circled in blue #'s 17292 ("L" shaped adjoining lots), 17284, 17278, 17280, 17307, 17311, and 17313 all owned by James Elkins

Circled in Green #'s 17282, 17283, all owned by Laurie Elkins (spouse to James Elkins)

RESOLUTION NO. 2021 - __

A RESOLUTION OF THE CITY OF ROCKPORT, TEXAS, AUTHORIZING THE CITY MANAGER TO PROVIDE THE NECESSARY SURVEYS, APPRAISALS, AND RIGHT-OF-WAY CLOSURE PROCESS FOR THE CITY COUNCIL TO CONSIDER THE EXCHANGE OF LAND BETWEEN THE CITY OF ROCKPORT OWNING THE PORTION OF SWEET BAY AVENUE THAT LIES DIRECTLY BETWEEN ARANSAS COUNTY APPRAISAL DISTRICT ID #17280 (LOTS 15-16, BLOCK 4, DENVER HEIGHTS SUBDIVISION, ALSO KNOWN AS 2403 LADY CLAIRE STREET) AND #7307 (LOTS 1-2, BLOCK 7, DENVER HEIGHTS SUBDIVISION, ALSO KNOWN AS 2331 LADY CLAIRE STREET) AND MR. JAMES ELKINS OWNING LOTS 18, AND 20 OF BLOCK 5, DENVER HEIGHTS SUBDIVISION.

WHEREAS, when the City of Rockport annexed the land that consisted of the Denver Heights Subdivision, the Subdivision was planned for multiple streets to include full utilities to the whole subdivision: and

WHEREAS, the land was not purchased by a developer who could include the various infrastructure as it was built, but rather by individuals who have since installed wells and septic systems; and

WHEREAS, without the infrastructure fully installed, there is no need for the originally planned Lady Claire Street at this time; and

WHEREAS, Mr. James Elkins has approached the staff to consider the exchange of his land that consists of Lots 18 and 20 of Block 5, Denver Heights Subdivision (a portion of the “L” shaped piece of land from Aransas County Appraisal District ID #17292); and

WHEREAS, in exchange for the City’s piece of unimproved street right-of-way (known as Sweet Bay Avenue) that lies directly between Aransas County Appraisal District ID #17280 (Lots 15-16, Block 4, Denver Heights Subdivision, also known as 2403 Lady Claire Street) and #17307 (Lots 1-2, Block 7, Denver Heights Subdivision, also known as 2331 Lady Claire Street).

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

Section 1. That the matter and facts recited in the preamble hereof are found and determined to be true and correct.

Section 2. That the City Manager is hereby authorized to equally share the cost of having both pieces of property hereto mentioned above to be surveyed and appraised for the purpose of the Council to consider at a future meeting, the even exchange of land between the City of Rockport and Mr. James Elkins.

Section 3. If the exchange of property is approved at a future meeting, it would be the responsibility of Mr. Elkins to complete the application process and pay any fees for the closure of the right-of-way.

PASSED and APPROVED the 26th day of January 2021.

CITY OF ROCKPORT

Patrick R. Rios, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: January 26, 2021

AGENDA ITEM: 19

Hear and deliberate on status of COVID-19 and response efforts.

SUBMITTED BY: City Manager Kevin Carruth

APPROVED FOR AGENDA: PKC

BACKGROUND: Staff and Council will discuss recent activities and developments in the COVID-19 pandemic.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Not an action item.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, January 26, 2021

AGENDA ITEM: 20

Hear and deliberate on redistricting plans for 2021.

SUBMITTED BY: City Manager

APPROVED FOR AGENDA: PKC

BACKGROUND: The City will be required to evaluate and possibly redraw its city council wards in time for the 2022 election. The U.S. Census Bureau is scheduled to release population statistics on March 31, 2020. The difference in population between the smallest ward and largest ward cannot be greater than 10 percent. It is almost guaranteed that ward boundaries will have to be redrawn this time given the effects of Harvey, new housing developments, and the annexations of 2017 and 2018.

The City adjusted ward boundaries in 2011 and did the work inhouse. The following issues make completing the redistricting task ourselves more complex than in 2011:

1. Our population total will likely exceed 10,000. This will require Aransas County precinct lines to match the City's ward lines inside the city limits.
2. Annexations over the last 10 years have significantly altered the city's footprint, population density, and population center.
3. Hurricane Harvey's destruction, particularly of multifamily housing, and resulting rebuilding (or lack of rebuilding) has changed housing patterns.
4. Ongoing recovery projects and the increase in private development are exceeding available staff capacity. Redistricting will consume a large number of FTEs to complete and we do not have the software to assist in the effort.

It is staff's recommendation that an outside firm be retained to conduct the redistricting; however, before staff begins making those preparations, they need a consensus from City Council on the direction to take and any specifications to include.

FISCAL ANALYSIS: N/A

RECOMMENDATION: Not an action item.