
CITY COUNCIL AGENDA

Notice is hereby given that the Rockport City Council will hold a regular meeting on Tuesday, August 8, 2023, at 6:30 p.m. The meeting will be held in person at the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas. **The live stream link to view the meeting is:** <https://www.youtube.com/@rockporttxgov>.

Public participation is valued and citizens wishing to express their views on any topic or agenda item can 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, or if attending the meeting in person register before the meeting begins. 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 comments will be read at 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: Award in Police Department.
4. Citizens to be heard.

At this time, comments limited to three (3) minutes will be taken from the audience from persons who have signed the speaker's card located on the table in the back of the Training Room of the Service Center and delivered to the City Secretary before the meeting begins, or written comments received by 4:00 p.m. on the day of the meeting, on any **Agenda** item or any subject matter, will be read at 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.

5. Deliberate and act on approval of City Council Regular Meeting Minutes of July 25, 2023.
6. Deliberate and act on 3rd quarter report from the Rockport Cultural Arts District for Fiscal Year 2022-2023 marketing expenditures.
7. Deliberate and act on an extension of the current Bank Depository and Finances Services Contract with Wells Fargo Bank, N.A. for a one-year period beginning April 31, 2023 and ending April 31, 2024.
8. Deliberate and act on request for closure of Market Street between Business Highway 35 North and Magnolia Street; Market Street at intersections of Young Street, Mathis Street, Ann Street, Pearl Street, Church Street, and Live Oak Street; Magnolia Street at intersections of St. Mary's Street, Main Street, North Street, Peter Street, and Cornwall Street; Austin Street at intersection

of Cornwall Street, Concho Street, and Mimosa Street; and Business Highway 35 North at Live Oak Street and Magnolia Street for the Seafair parade on October 7, 2023.

Public Hearing

9. Conduct a Public Hearing on a proposal to increase solid waste, water, wastewater and natural gas rates for all customers.

Regular Agenda

10. Deliberate and act on second and final reading of an Ordinance amending Article 4 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) for property located at 607 Sunset Drive; also known as .3078 acres J. Smith Survey, City of Rockport, Aransas County, Texas, to R -2 (2nd Single Family Dwelling District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.
11. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article II. “Water Service”, Division 3. “Service Charges” by amending water rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.
12. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article III. “Wastewater Service”, Division 4. “Service Charges” by amending wastewater rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.
13. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article V. “Natural Gas Service”, Division 3. “Service Charges” by amending natural gas rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.
14. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances, Chapter 82 “Solid Waste” Article II. “Refuse Collection”, Section 82.39 “Fee Schedule” setting new fees for service; repealing all prior ordinances in conflict herewith; and providing for publication and an effective date.
15. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article V “Natural Gas Service” Division 2 ”Connections” Section 102-517 Rates for Natural Gas Tap/Meter Installation, by adding additional meter sizes and amending installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict therewith, and providing for an effective date.
16. Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article II “Water Service” Division2 “Connections” Section 102-41 Rates for Water Taps and Meter Installation; and Article III “Wastewater Service” Division3 “Connection Fees” Section102-246 Schedule of Fees, by amending

installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith, and providing for an effective date.

17. Deliberate and act on approval of Change Order #6 related to the new City Hall project.
18. Deliberate and act on presentation of proposed Fiscal Year 2023-2024 budget.
19. Deliberate and act to take record vote to schedule date for required public hearing on proposed 2023 ad valorem property tax rate for Fiscal Year 2023-2024 budget.
20. City Manager Report:
 - A. Projects

21. Reports from Council.

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

22. Adjournment.

Special Accommodations

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation 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 tvaldez@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.

In accordance with the requirements of Texas Government Code Section 551.127, a member of the governing body may participate in this meeting from a remote location. A quorum of the governing body as well as the presiding officer shall be physically present at the above posted location, which shall be open to the public. Those participating remotely shall be visible and audible to the public for all open portions of the meeting. A member of a governmental body who participates in a meeting remotely as provided by law, shall be counted as present at the meeting for all purposes.

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, August 4, 2023, at 1:45 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: August 8, 2023

AGENDA ITEM: 3

Presentation: Award in Police Department

SUBMITTED BY: Police Chief Greg Stevens

APPROVED FOR AGENDA: VRS

BACKGROUND: In 2020, Chief Stevens created the Chief's Direct Commendation award and codified it in RPD Policy 4.5.4 Awards, Certifications & Qualifications, Section V(A)(5), which reads as follows:

CHIEFS DIRECT COMMENDATION – awarded to officers by the Chief of Police for specific actions well beyond the normal course of duty and typically under extraordinary circumstances, including when an officer's timely observation, diligence, perseverance, judgement, or demonstrated leadership results in the protection of life or property, the prevention of a major crime, the apprehension of a dangerous criminal, the solving a major crime, or the performance of an act clearly exceeding what is normally required or expected.

The award was meant to be bestowed only on rare occasions for exceptional performance. It exceeds a typical Letter of Commendation but does not require heroic actions such as that of police Medal of Valor. It is given only at the discretion of the Chief of Police and includes a uniform ribbon bar.

Officer Justin Dodd is the second RPD officer to receive the Chief's Direct Commendation from Chief Stevens for his actions in assisting to safely take a suicidal subject into custody. A copy of the award citation is included in the backup documents along with RPD Policy 4.5.4.

FISCAL ANALYSIS: None.

RECOMMENDATION: Not an action item.



CHIEF'S DIRECT COMMENDATION

Presented to Officer Justin Dodd

On Saturday, July 22, 2023, Texas Parks & Wildlife Game Wardens and Aransas County Sheriff's Deputies requested assistance from Rockport Police in the apprehension of a wanted subject who was armed with a knife and threatening to take his own life. The Game Wardens and Deputies were aware that all RPD patrol officers are equipped and trained with shotguns loaded with less-lethal "bean bag" ammunition, which provide greater distance capabilities than other less-lethal options. RPD Patrol Officer Justin Dodd responded to the scene near the Port Bay bridge in Aransas County.

Upon his arrival, Officer Dodd immediately began to gather necessary information, assess the situation, and take command. Officer Dodd developed a plan and began to engage with the subject. During the interaction, Office Dodd attempted to de-escalate the situation and convince the subject to drop his weapon and surrender. It was clear that the subject intended for officers to use deadly force against him, or to commit "suicide by cop." Officer Dodd maintained control of the situation and communicated effectively with the other law enforcement officers present as he coordinated their approach toward the subject. Soon the subject began focusing on a particular ACSO deputy and started moving in his direction, and Officer Dodd was able to quickly move up and fire one less-lethal round at the subject from his shotgun from a range of about 24 feet, impacting the subject on his right hip. The subject immediately fell, and an ACSO deputy was able to advance toward the subject and use a Taser to fully subdue him, at which time officers were able to safely remove the knife from the subject's hand. Officer Dodd and the deputies were then able to take the subject into custody.

Officer Dodd's calm, collective and disciplined demeanor set the tone for the other law enforcement officers at the scene. He showed a level of leadership, in the field where it counts, which was well beyond the normal expectations of a non-supervisory officer. His quick, decisive actions led to the safe apprehension of the subject and greatly mitigated the possibility of any serious bodily injury or death to anyone involved. The paradigm of trading a painful contusion for the loss of human life is the principle of equipping and training police officers with less-lethal options; however, it is up to the individual police officer to apply such paradigms to practice. Officer Dodd did just that on July 22, 2023.

Officer Dodd's outstanding performance during this incident clearly exceeded what is normally required or expected. His actions brought great credit upon himself and the Rockport Police Department and were in keeping with the highest traditions of the law enforcement profession.

A blue ink signature of the Chief of Police, written over a horizontal line.

Chief of Police

	ROCKPORT POLICE DEPARTMENT	
	Policy 4.5.4 Awards, Certifications & Qualifications	
	Effective Date: 8/27/2020	Replaces: New
	Approved: _____  Gregory W. Stevens, Chief of Police	
	Reference: 1.12 and 2.13	

I. POLICY

Ribbon bars will only be worn on authorized RPD uniforms by sworn RPD officers and as directed in RPD Policy 4.5.3 and in accordance with this policy. RPD officers will only wear ribbon bars they are duly awarded, certified, or qualified for.

II. PURPOSE

To establish how ribbon bars associated with Awards, Certifications, and Qualifications are earned and worn by officers.

III. RIBBON BARS denote Awards, Certifications, and Qualifications and are prescribed for wear in Policy 4.5.3. Types of Awards, Certifications, and Qualifications, and the authorization for their wear, are authorized only by the Chief. Any RPD employee may recommend any officer for an Award in writing to the Chief. Qualifications and Certifications are earned based on the criteria in this policy.

IV. MANNER OF WEAR. Ribbon bars will be centered horizontally 1/2" above the nameplate on the Class A Uniform shirt in order of precedence as listed in this policy unless prescribed otherwise in RPD policy.

Awards are higher in precedence than Certifications and Qualifications. Multiple ribbon bars will be grouped in rows of two with the ribbon bar higher in precedence being worn on the wearer's right-hand side. In addition, higher ordered groupings will be worn above lower ordered groupings, and odd numbered groupings will be worn with the single ribbon bar highest in precedence centered above the others.

To ensure proper spacing and alignment, multiple ribbon bars shall be worn with a ribbon bar backing plate provided by the Chief's Administrative Coordinator. The backing plate will be one solid piece and be commensurate with the number of ribbon bars being worn.

V. DESIGNATIONS

A. **AWARDS** are conferred for extraordinary performance. RPD Awards in precedence order are:

1. **POLICE CROSS** – a medal awarded posthumously to an officer's nearest living relative when the officer dies in the line of duty under honorable conditions.
2. **MEDAL OF VALOR** – awarded to officers who voluntarily distinguish themselves conspicuously by courage and extraordinary heroism. The act must exceed normal demands with officers fully aware of the imminent threat to their personal safety, yet still act above and beyond the call of duty, risking their own lives. A display medal will also be awarded.
3. **STAR OF TEXAS** – awarded by the Governor of the State of Texas.
4. **LAW ENFORCEMENT PURPLE HEART** – awarded to officers who are injured as a result of a felonious assault while in the line of duty under honorable circumstances to such an extent to require professional medical attention. A display medal will also be awarded.
5. **CHIEFS DIRECT COMMENDATION** – awarded to officers by the Chief of Police for specific actions well beyond the normal course of duty and typically under extraordinary circumstances, including when an officer's timely observation, diligence, perseverance, judgement, or demonstrated leadership results in the protection of life or property, the prevention of a major crime, the apprehension of a dangerous criminal, the solving a major crime, or the performance of an act clearly exceeding what is normally required or expected.
6. **LIFE SAVING** – awarded to officers whose prompt actions prevent a person's immediate death. An officer's actions need not necessarily be extraordinary or more so than what actions most any officer would have taken but must have been such that death of another would likely have occurred had the officer not acted hastily and decisively.
7. **OFFICER OF THE YEAR** – awarded to an officer for their exemplary work performance from the prior calendar year. The Officer of the Year will represent the RPD at public events denoted by the Chief in which an RPD Officer of the Year or its equivalent are to be recognized until the next Officer of the Year is awarded.
8. **VOLUNTEER SERVICE** – awarded to officers who positively affect the community by volunteering a significant, extended amount of off-duty time towards a cause or organization that is charitable or philanthropic.

9. **HURRICANE HARVEY** – awarded to those officers serving with the Rockport Police Department on August 25, 2017 when the eye of Hurricane Harvey, a Category 4 hurricane, made landfall in Rockport.

B. CERTIFICATION standards are set by the Texas Commission on Law Enforcement (TCOLE) unless otherwise noted. RPD Certifications in order of precedence are:

1. **FEDERAL BUREAU OF INVESTIGATIONS NATIONAL ACADEMY (FBINA)** – certified graduates of the FBINA.
2. **LAW ENFORCEMENT MANAGEMENT INSTITUTE OF TEXAS LEADERSHIP COMMAND COLLEGE (LEMIT-LCC)** – certified graduates of the LEMIT-LCC program.
3. **INSTITUTE FOR LAW ENFORCEMENT ADMINISTRATION (ILEA)** – certified graduates of any of several supervision, command, or management courses of ILEA.
4. **TEXAS POLICE CHIEFS ASSOCIATION (TPCA) BEST PRACTICES RECOGNITION PROGRAM** – officers who were employed with the RPD during 2010 when the department became a TPCA Best Practices Recognized Agency.
5. **MASTER PEACE OFFICER LICENSE** – officers attaining a TCOLE Master Peace Officer License.
6. **SPECIAL WEAPONS AND TACTICS (SWAT)** – officers who have attended a TCOLE recognized basic SWAT school.
7. **NEGOTIATOR** – officers who have attended substantial TCOLE recognized training in Hostage and Crisis Negotiation.
8. **MAJOR CRASH INVESTIGATORS** – officers attaining certification as an advance traffic crash investigator.
9. **MENTAL HEALTH OFFICER (MHO)** – officers attaining a TCOLE Mental Health Peace Officer certification.
10. **MASTER DIVER** – officers certified as a Master Diver through either the Professional Association of Driving Instructors (PADI) or equivalent. Must also be a certified Public Safety Diver.
11. **PUBLIC SAFETY DIVER** – officers certified as a Public Safety Diver (PSD) through the International Association of Nitrox and Technical Divers.

12. FIREARMS INSTRUCTOR – TCOLE certified Firearms Instructors.

13. INSTRUCTOR – Officers receiving their TCOLE Instructor Certificate. (This ribbon bar is worn with the green side to the wearer's right.)

14. FIELD TRAINING OFFICER (FTO) – TCOLE certified active or past FTOs.

15. BIKE PATROL – officers who have attended TCOLE recognized law enforcement bicycle patrol training.

C. QUALIFICATIONS are earned by the criteria set below. RPD Qualifications in the order of precedence are:

1. MARINE PATROL – qualified as Marine Boat Patrol officers in accordance with RPD Marine Patrol SOPs.

2. HONOR GUARD – qualified active or past members of the RPD Honor Guard detail.

3. SAFE DRIVER – an award given every 5 years after which an officer has no preventable motor vehicle collisions. Each subsequent award replaces the previous and has a numerical value on the ribbon bar (i.e. 5, 10, 15, 20, etc.) indicating the number of safe driving years. If an officer with this award is involved in a preventable motor vehicle traffic collision, this award may be retracted by the Chief, and the officer's safe driving time restarts.

4. EXPERT MARKSMANSHIP – officers who earn a Marksmanship qualification for five consecutive semi-annual qualifications; officers who earn this will permanently replace their Marksmanship ribbon bar with this one. Expert Marksmanship qualification cannot be lost except by recommendation of the RPD Firearms Training Coordinator with approval of the Chief.

5. MARKSMANSHIP – officers who score at least 95% on the RPD handgun qualification course for two consecutive semi-annual qualifications; officers who score less than 95% on two consecutive qualifications will lose this qualification.

AWARDS

	MEDAL OF VALOR – awarded to officers who voluntarily distinguish themselves conspicuously by courage and extraordinary heroism. The act must exceed normal demands with officers fully aware of the imminent threat to their personal safety, yet still act above and beyond the call of duty, risking their own lives. A display medal will also be awarded.
	LAW ENFORCEMENT PURPLE HEART – awarded to officers who are injured as a result of a felonious assault while in the line of duty under honorable circumstances to such an extent to require professional medical attention. A display medal will also be awarded.
	CHIEF'S DIRECT COMMENDATION – awarded to officers by the Chief of Police for specific actions well beyond the normal course of duty and typically under extraordinary circumstances, including when an officer's timely observation, diligence, perseverance, judgement or demonstrated leadership results in the protection of life or property, the prevention of a major crime, the apprehension of a dangerous criminal, the solving of a major crime or the performance of an act clearly exceeding what is normally required or expected.
	LIFE SAVING – awarded to officers whose prompt actions prevent a person's immediate death. An officer's actions need not necessarily be extraordinary or more so than what actions most any officer would have taken but must have been such that death of another would likely have occurred had the officer not acted hastily and decisively.
	OFFICER OF THE YEAR – awarded to an officer for their exemplary work performance from the prior calendar year. The Officer of the Year will represent the RPD at public events denoted by the Chief in which an RPD Officer of the Year or its equivalent are to be recognized until the next Officer of the Year is awarded.
	HURRICANE HARVEY – awarded to those officers serving with the Rockport Police Department on August 25, 2017 when the eye of Hurricane Harvey, a Category 4 hurricane made landfall in Rockport.
	VOLUNTEER SERVICE – awarded to officers who positively affect the community by volunteering a significant, extended amount of off-duty time towards a cause or organization that is charitable or philanthropic.

CERTIFICATIONS

	FEDERAL BUREAU OF INVESTIGATIONS NATIONAL ACADEMY (FBINA) – certified graduates of the FBINA.
	LAW ENFORCEMENT MANAGEMENT INSTITUTE OF TEXAS LEADERSHIP COMMAND COLLEGE (LEMIT-LCC) – certified graduates of the LEMIT-LCC program.
	TEXAS POLICE CHIEFS ASSOCIATION (TPCA) BEST PRACTICES RECOGNITION PROGRAM – officers who employed with the RPD during 2010 when the department became a TPCA Best Practices Recognized Agency.
	INSTITUTE FOR LAW ENFORCEMENT ADMINISTRATION (ILEA) – certified graduates of any of several supervision, command, or management courses of ILEA.
	MASTER PEACE OFFICER LICENSE – officers attaining a TCOLE Master Peace Officer License.
	SPECIAL WEAPONS AND TACTICS (SWAT) – officers who have attended a TCOLE recognized basic SWAT school.
	NEGOTIATOR – officers who have attended substantial TCOLE recognized training in Hostage and Crisis Negotiation.
	MAJOR CRASH INVESTIGATORS – officers attaining certification as an advance traffic crash investigator.
	MENTAL HEALTH OFFICER (MHO) – officers attaining a TCOLE Mental Health Peace Officer certification.
	MASTER DIVER – officers certified as a Master Diver through either the Professional Association of Driving Instructors (PADI) or equivalent. Must also be a certified Public Safety Diver.
	PUBLIC SAFETY DIVER – officers certified as a Public Safety Diver (PSD) through the International Association of Nitrox and Technical Divers.
	FIREARMS INSTRUCTOR – TCOLE certified Firearms Instructors.

	INSTRUCTOR – Officers receiving their TCOLE Instructor Certificate. (This ribbon bar is worn with the green side to the wearer's right.)
	FIELD TRAINING OFFICER (FTO) – TCOLE certified active or past FTOs as determined by the LPD FTO Commander and approved by the Chief.
	BIKE PATROL – officers who have attended TCOLE recognized law enforcement bicycle patrol training.

QUALIFICATIONS

	MARINE PATROL – qualified as Marine Boat Patrol officers in accordance with RPD Marine Patrol SOPs.
	HONOR GUARD – qualified active or past members of the RPD Honor Guard detail.
	SAFE DRIVER – an award given every 5 years after which an officer has no preventable motor vehicle collisions. Each subsequent award replaces the previous and has a numerical value on the ribbon bar (i.e. 5, 10, 15, 20, etc.) indicating the number of safe driving years. If an officer with this award is involved in a preventable motor vehicle traffic collision, this award may be retracted with approval of the Support Services Bureau Chief, and the officer's safe driving time restarts.
	EXPERT MARKSMANSHIP – officers who earn a Marksmanship qualification for five consecutive semi-annual qualifications; officers who earn this will permanently replace their Marksmanship ribbon bar with this one. Expert Marksmanship qualification cannot be lost except by recommendation of the RPD Firearms Training Coordinator with approval of the Chief.
	MARKSMANSHIP – officers who score at least 95% on the RPD handgun qualification course for two consecutive semi-annual qualifications; officers who score less than 95% on two consecutive qualifications will lose this qualification.

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 5

Deliberate and act on approval of City Council Regular Meeting Minutes of July 25, 2023.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: VRS

BACKGROUND: Please see the accompanying City Council meeting minutes.

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, July 25, 2023

Rockport Service Center, 2751 State Highway 35 Bypass

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

On the 25th day of July 2023, the City Council of the City of Rockport, Aransas County, Texas, convened in a Regular Meeting at 6:30 p.m., at the Training Room of the Rockport Service Center and notice of meeting giving time, place, date, and subject was posted as described in V.T.C.A., Government Code § 551.041.

CITY COUNCIL MEMBERS PRESENT

Mayor Pro-Tem Andrea Hattman, Ward 4
Council Member Stephanie Rangel, Ward 1
Council Member Danielle Hale, Ward 2
Council Member Brad Brundrett, Ward 3

CITY COUNCIL MEMBER(S) ABSENT

Mayor Tim Jayroe

STAFF MEMBERS PRESENT

City Manager Vanessa Shrauner
Assistant to City Manager Kimberly Henry
City Secretary Teresa Valdez
Director of Public Works and Building & Development Services Mike Donoho
Parks & Leisure Services Director Gene Camargo
Information Technology Director Bob Argetsinger
Chief of Police Greg Stevens
Community Planner Carey Dietrich
Director of Finance Robbie Sorrell
Communications Center Director Lee Brown

ELECTED OFFICIALS PRESENT

Opening Agenda

1. Call meeting to order.

With a quorum of the Council Members present, the Regular Meeting of the Rockport City Council was called to order by Mayor Pro-Tem Hattman at 6:30 p.m. on Tuesday, July 25, 2023, in the Training Room of the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas.

2. Pledge of Allegiance.

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

3. Presentation: Promotion in Police Department

Police Chief Greg Stevens announced a promotion in the Police Department. Chief Stevens stated Officer Stephanie Garcia is being promoted to the rank of Lieutenant and she will be assigned to Rockport Police Department Administration. Chief Stevens presented Lieutenant Garcia's biographical information.

Lieutenant Garcia's husband Police Captain Nathan Garcia pinned the Lieutenant badge on Lieutenant Garcia.

4. Citizens to be heard.

At this time, comments limited to three (3) minutes will be taken from the audience from persons who have signed the speaker's card located on the table in the back of the Training Room of the Service Center and delivered to the City Secretary before the meeting begins, or written comments received by 4:00 p.m. on the day of the meeting, on any Agenda item or any subject matter, will be read at 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.

Christy Thompson-Hutt, 2201 Prairie Road, addressed the Council. Ms. Thompson-Hutt voiced comments in regard to Council not appointing a representative from Ward 2 to the Planning and Zoning Commission.

Adelaide Marlatt, 456 Augusta, addressed the Council. Ms. Marlatt stated she was serving as facilitator for the Greater Rockport Country Club Stormwater Drainage Team. Ms. Marlatt extended an invitation to the Council to tour the Rockport Country Club to see how beautiful it is and to see the finished drainage project.

Consent Agenda

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

6. Deliberate and act on approval of City Council Regular Meeting Minutes of July 11, 2023.

7. Deliberate and act on 3rd quarter Report from Rockport-Fulton Chamber of Commerce for Fiscal Year 2022-2023 marketing expenditures.

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

Council Member Brundrett commented he did not have a correction to the Minutes, but he did

want to make a clarification: At the July 11, 2023 Council meeting it was mentioned there were qualifications to become a member of the Planning and Zoning Commission; however after the meeting the City Manager informed the City Council that the only qualification is to be a qualified voter of the City of Rockport.

MOTION: Council Member Brundrett moved to approve the Consent Agenda Items, as presented. Council Member Hale seconded the motion. Motion carried unanimously.

Regular Agenda

- 7. Conduct a Public Hearing to consider a request to rezone property located at 607 Sunset Drive; also known as J. Smith Survey, Acres .3078, City of Rockport, Aransas County, Texas, to R-2 (2nd Single Family Dwelling District); currently zoned R-1 (1st Single Family Dwelling District).**

Mayor Pro-Tem Hattman opened the Public Hearing at 6:45 p.m.

April and Nathan Clark, owners of the property, addressed the Council. Ms. Clark explained their request to rezone to R-2 (2nd Single Family Dwelling District). Ms. Clark stated there are properties on Sunset Drive zoned R-2, so approval of their request would not be considered as spot zoning. Ms. Clark expressed that their request meets all City requirements.

- 8. Deliberate and act on first reading of an Ordinance amending Article 4 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) for property located at 607 Sunset Drive; also known as .3078 acre, J. Smith Survey, City of Rockport, Aransas County, Texas, to R-2 (2nd Single Family Dwelling District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.**

Community Planner Carey Dietrich said the property is currently zone R-1 (1st Single Family Dwelling District) and the property owners wish to replat it into two lots. Ms. Dietrich stated the property owners had originally requested it be rezoned to R-5, but they withdrew that request before it ever went to the Planning and Zoning Commission for consideration.

Council Member Hale said she attended the Planning and Zoning Commission meeting, and the Clark's did a good job of addressing the neighbors' concerns.

MOTION: Council Member Hale moved to approve the first reading of an Ordinance amending Article 4 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) for property located at 607 Sunset Drive; also known as .3078 acre, J. Smith Survey, City of Rockport, Aransas County, Texas, to R-2 (2nd Single Family Dwelling District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date. Council Member Brundrett seconded the motion. Motion carried unanimously.

9. Deliberate and act on proposed Professional Service Agreement by and between the City of Rockport and Freese and Nichols, Inc. for the study and update of Water and Wastewater Impact Fees.

Community Planner Carey Dietrich stated included in the Agenda packet is the Ordinance establishing Impact Fees in 1999. Ms. Dietrich said those fees have not been updated since then and they need updating. Ms. Dietrich explained there are sufficient funds in the Impact Fees account to cover the cost of the proposed study. Ms. Dietrich added that impact fees can only be used for water and wastewater new development.

Brief discussion was held between the Council, Ms. Dietrich and City Manager Shrauner.

Ms. Dietrich said the cost of the study and update of Water and Wastewater Impact Fees is \$260,600 and will come back to Council for appointment of members to review the study. Ms. Dietrich stated a public hearing will be held and there is a process which will take approximately nine months to one year.

MOTION: Council Member Brundrett moved to approve the Professional Service Agreement by and between the City of Rockport and Freese and Nichols, Inc. for the study and update of Water and Wastewater Impact Fees. Council Member Rangel seconded the motion. Motion carried unanimously.

10. Upcoming budget schedule discussion and questions.

City Manager Vanessa Shrauner stated the Council had received the digital budget information yesterday and will get budget binders on Friday for the Budget Workshops next week. Ms. Shrauner informed the Council the City does not have the preliminary numbers from the Aransas County Tax Assessor and will not have them until August 24, 2023. Ms. Shrauner explained this is because the Appraisal District still has 10% of properties contested and they have to get down to 5% before they deliver a certified tax roll.

Discussion was held between Council and Ms. Shrauner regarding the budget process and the August 1, 2023, and August 3, 2023, Budget Workshops.

It was the consensus of Council that the working budget document be included in the Agenda Packet.

11. Reports from Council.

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

Council Member Rangel reported she will be attending for the first time the Rockport Cultural Arts District meeting.

Council Member Hale reported she attended her first Planning & Zoning Commission meeting last week. Council Member Hale said everyone was in attendance except one member that has been absent quite often, so the Council needs to look into how to replace that member.

Council Member Brundrett reported projects in Ward 3 are moving forward.

Mayor Pro-Tem Hattman reported she has met with citizens on drainage and budget issues. Mayor Pro-Tem Hattman said she met with the Tree and Landscape Committee and they are planning an Arbor Day event.

12. Adjournment.

At 7:10 p.m., Council Member Brundrett moved to adjourn. Motion was seconded by Council Member Hale. Motion carried unanimously.

APPROVED:

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 6

Deliberate and act on 3rd quarter report from the Rockport Cultural Arts District for Fiscal Year 2022-2023 marketing expenditures.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: VRS

BACKGROUND: The Rockport Cultural Arts District has been allocated \$100,000.00 in FY 2022-2023 Hotel Occupancy Tax (HOT) funds. According to our agreement with the Rockport Cultural Arts District, HOT funds are paid in advance and a report of the previous quarter's expenditures is required. See the accompanying 3rd quarter HOT expenditure report for additional information.

FISCAL ANALYSIS: Charged to account 6602097. YTD expenses are \$75,000 out of \$40,000.00 budgeted.

STAFF RECOMMENDATION: Staff recommends approval of the Rockport Cultural Arts District FY 2022-2023 Hotel Occupancy Tax funds 3rd quarter expenditures and authorization to disburse the 4th quarter funds in the amount of \$25,000.00, as presented.

EXHIBIT "B"

HOT FUNDING EXPENSE REPORT FY 2022-2023							
Description of Expense	Approved Budget	1 st Quarter Expenses	2 nd Quarter Expenses	3 rd Quarter Expenses	4 th Quarter Expenses	TOTAL	* Number of Heads in Beds
Promotion of the Arts	20,400	-	8,000	16,165		24,165	
Historical Restoration/Preservation	31,600	-	-	2,835		2,835	
Administration/Staffing	48,000	25,000	17,000	6,000		48,000	
TOTAL REQUESTED	100,000	25,000	25,000	25,000		75,000	192,560 **

*Must attach supporting documentation.

**Based on HOT Modeling Statistics

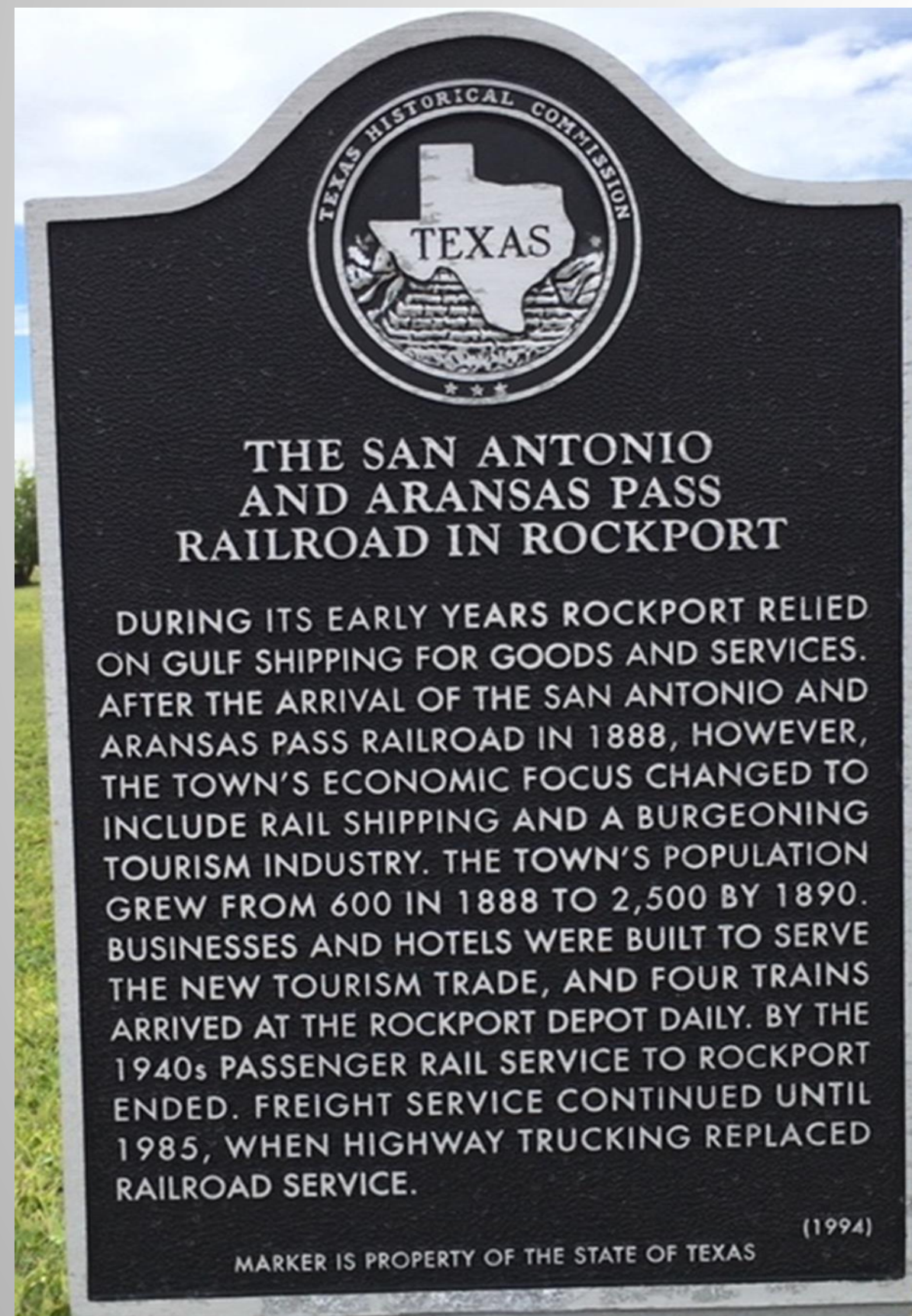
Description of Administrative Expenses	Current Fiscal Year Administrative Expenses Projection	Fiscal Year Administrative Actual Expenses	Percentage of Fiscal Year Projections
Wages, office, dues, insurance, utilities	98,814	45,557	46.1%
TOTALS	98,814	45,557	22.61%



ROCKPORT CULTURAL
ARTS DISTRICT

City of Rockport HOT Report April – June 2023

Rockport SAAP Railroad Depot Museum



Zip Code Collection

4/1/23 - 6/30/23

Outside 75 Miles 62%

Colorado, Georgia, New Mexico, Texas (Austin, DFW, Houston, San Antonio)

Within 75 Miles 38%

52 Room Nights

Railroad Depot Museum Growth

- Restoration of Railroad Train Model
- Continued Artifact Collections and Displays
- Aransas County Historical Society Photo Contest Collection for 2024 Calendar at Depot
- Working with GLO/Clean Coast Texas to add Cistern and Irrigation to Depot property



FREE WEEKEND! FREE TRAIN RIDES!
Includes Spectacular Ford Model T Show
Saturday, May 14, 2016 - 10am 4pm

Texas Transportation Museum
txtransportationmuseum.org

11731 Wetmore Road
San Antonio, TX 78247
(210) 490-3554

Sponsored by
Red McCombs Automotive Group



Texas T Party 2023

Wednesday October 18 - Saturday October 21

Rockport, Texas



CONTENTS

Front Page

Section A

TFOT - SA Model T club
T Tords of Texas By-Laws
Model T owner profiles
S. Texas Model T Registry
Ts in Regional Towns
Rescuing Ts and Fordsons
Model T Restoration Projects
Contact Us / Join Us

Section B

Model T Event Calendar
2023 Activities
2022 Activities
2021 Activities
2020 Activities
2019 Activities
2018 Activities



**Statewide Texas "T" Party
Sponsored by
Rockport Cultural Arts District**



100 Ford Model T's

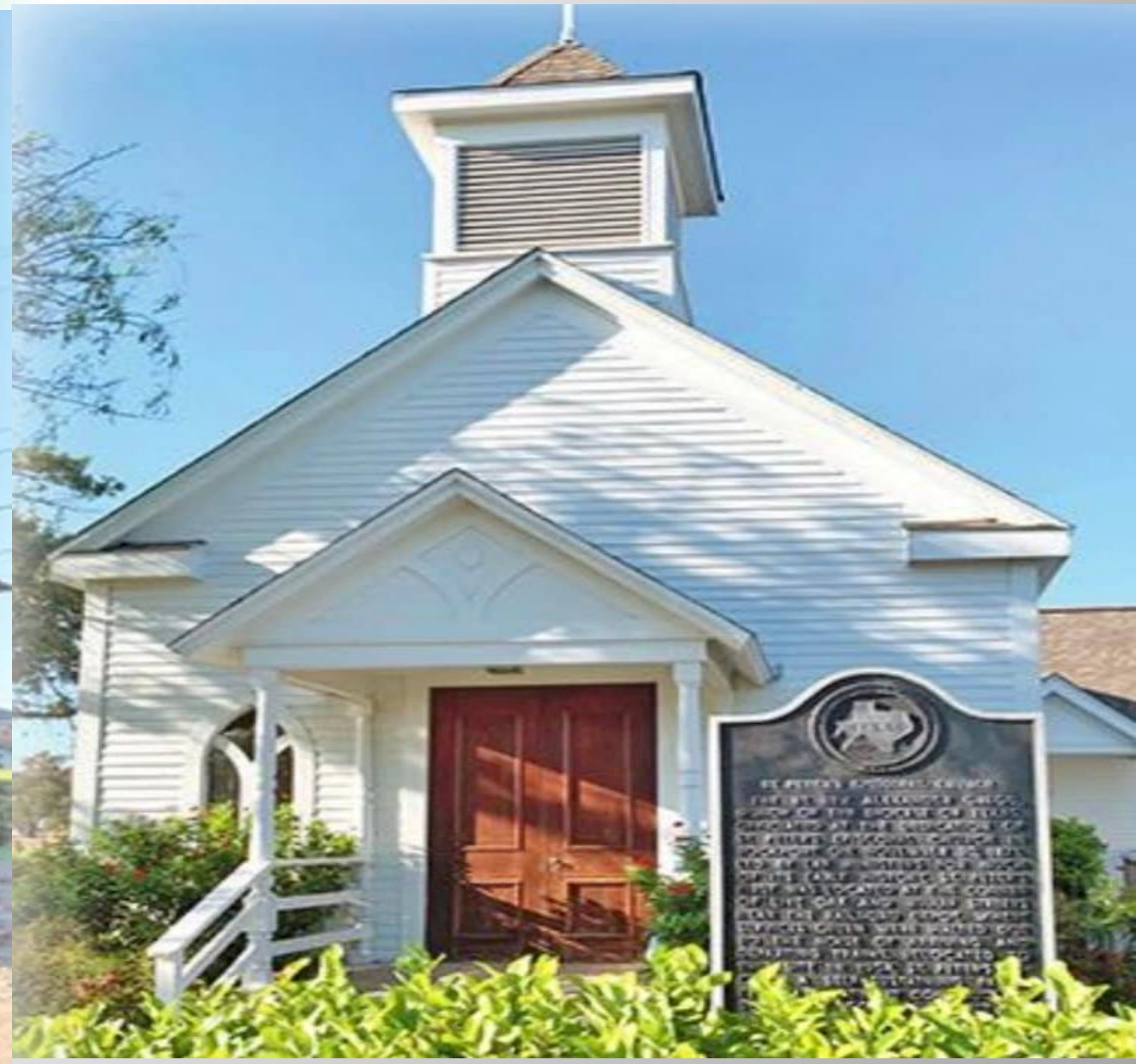
200 Model T Members

October 18th – 21st, 2023



Rockport Cultural Arts District Heritage Tourism

- Passport to the Past Program – Partnership with Railroad Depot, Texas Maritime Museum, Fulton Mansion, History Center for Aransas County
- Forty-four blocks located in the heart of Rockport with 20 State Historical Markers, 2 Additional Pending
- Two National Register of Historical Places



Adding Attractions & Existing Attractions



- Five colorful “selfie” inviting Murals and Photo Board
- Second Saturdays
- Train Rides in the District
- Railroad Depot Museum Exhibits
- Passport to the Past Program
- National/State Designated Historic Assets
- New High Attraction Events and Assets
 - 2023 Statewide Model “T” Party
 - “Cultural Interface” Sculpture
 - Texas Inaugural Smithsonian Exhibit





SECOND SATURDAY



ROCKPORT CULTURAL
ARTS DISTRICT



LIVE
MUSIC



Second Saturdays

April – December

- Themed Monthly Events
- Live Music / Artists
- District Merchant Engagement
- Marketing/Social Media/Videography

Second Saturdays in the District





Rockport has many decorative
and abstract sculptures,
however,
“Cultural Interface”
will be a timeless homage to our
cultural heritage,
preserving our history.



“Cultural Interface” Sculptures

- Celebrates the Multi-Cultural Heritage of Aransas County – Spanish and French Explorers, Early Religious Settlers, and Native Americans
- Engineering / Groundwork Proceeding
- Project Timeline Complete 2023
- Anticipated to be a Universal Attraction

Smithsonian's' Museum on Main Street



- Rockport Awarded Texas Inaugural National Smithsonian Exhibit
- Partnership Rockport Cultural Arts District, Rockport-Fulton Chamber of Commerce, Aransas County Historic Society, Aransas County Historical Commission, History Center for Aransas County
- New County Community Center Building Location
- Six Week National Exhibit Targeted to Host Thousands Daily
- Seven Texas Cities Selected including Rockport:
 - Bandera
 - Buffalo Gap
 - San Augustine
 - Brenham
 - Clifton
 - San Elizario



~ Arts Advocacy ~

**Cultural Districts Allocated \$20M for
2024-2026 Legislative Session**

**RCAD submitted \$63K CAD Grant Request for
City of Rockport New District Main Street Park**

**Rockport Center for the Arts granted \$100K+,
additional \$80K CAD 2024 Art Festival Grant Submitted**

**Rockport Little Theatre accessed to submit future
CAD Grant Requests**



CAD 44 Block Area on the Rockport Bayfront Includes:

- Rockport San Antonio Aransas Pass Railroad Depot Museum
- State of Texas Maritime Museum
- Bay Education Center –UT Austin Marine Science Institute
- District – Galleries, Studios, Merchants, Restaurants, Winery and Brewery, Farmers and Makers Markets
- ACND Festival Grounds – two locations
- Rockport Beach Park, Harbor, Public Piers, Kayak Launch
- 22 Historical Markers / Other Significant Historical Assets
- Rockport-Fulton Chamber of Commerce
- Rockport Yacht Club and Aquarium Education Building
- Veterans Memorial Park
- Rockport Little Theatre
- Rockport Center for the Arts & Conference Center
- Rockport Aquarium (future)
- Aransas County Court House, Celebration Square and Community Building (future)
- City of Rockport City Hall (future)
- ACND Development Property (future)
- Bass Family Development (future)



MODEL USING # OF HOTEL ROOMS AS BASE – 2Q 2023

Base = Rockport - Fulton # of Hotel Rooms 2QTR 2023

Base = Rockport - Fulton # of Hotel Rooms	2Q 2023
1. Number of Hotel Rooms in Rockport - Fulton (Source: Texas Comptroller)	1905
2. Number of Nights in 2Q 2023 (April - June)	91
3. Available Room Nights to Sell in Rockport - Fulton (1 * 2)	173,355
4. Rockport - Fulton Hotel Occupancy (Estimated by Source Strategies)	56.10%
5. Rockport - Fulton Rooms Nights Sold (3 * 4)	97,252
6. Number of Visitors in Each Room (Size of Party Assumption)	1.8
7. Number of Rockport - Fulton Hotel-based Visitors (5 * 6)	175,054
8. Average Number of Nights Spent in Rockport - Fulton (Assumption)	2.2
9. Number of "Heads in Beds" Rockport - Fulton (7 * 8)	385,119

Hotel Room Usage Model created by Prost Marketing, Inc. for the Rockport-Fulton Chamber of Commerce to capture organic marketing results (billboards, social media posts/boosts, murals, events, programs) from tourist visits reflecting impact. Approved by Scott Joslove, Texas Hotel and Lodging Association. RCAD utilizes this model to reflect ½ of Heads in Beds number.



Modeling Used to Capture “Heads in Beds” Statistics

Marketing



RCAD Commercial

- Professional Videography
- In House Hotel Channel
- Area Features

Social Media Campaign

- Events and Area Promotions
- District Businesses and Organizations
- Culinary Arts and Local Culture

Facebook Page

- 3.9 K Likes
- 4.6 K Followers

Railroad Depot Facebook Page

- 1K Likes
- 1.1 K Followers



Quarterly District Merchant Information Exchange

April 24th



Thank you from the Rockport Cultural Arts District Board!!

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 7

Deliberate and act on an extension of the current Bank Depository and Finances Services Contract with Wells Fargo Bank, N.A. for a one-year period beginning April 31, 2023 and ending April 31, 2024.

SUBMITTED BY: Robbie Sorrell, Finance Director

APPROVED FOR AGENDA: VRS

BACKGROUND: Section 7.11 of the Code of Ordinances requires the City Council to review proposals for depository services every two to five years. The current depository agreement was approved April 14, 2015, for a three-year term as a part of this process. The contract was extended through April 30, 2019, on good faith, with no council action and extended again by Council Action on April 14, 2020 for a one-year term. Council action taken April 27, 2021 again extended the contract through April 30, 2022, and on good faith, with no council action, Wells Fargo extended through April 30, 2023.

To maintain compliance with the Public Funds Investment Act, the City must have a signed depository contract in place. Extending the Wells Fargo contract with council action meets this compliance requirement.

Wells Fargo and the City of Rockport continue to have a successful business relationship for daily banking activities including daily deposits, payroll and accounts payable. Wells Fargo also provides services for City issued procurement credit cards with an excellent online reporting system.

FISCAL ANALYSIS: Wells Fargo is the current bank depository for the City of Rockport. Extending the existing depository contract will have no impact on current operations or current banking expenses. The City's financial software is set up to process several financial transactions electronically with Wells Fargo, including payroll, accounts payable, bond payments, and daily deposits.

RECOMMENDATION: Staff recommends approval of an extension to the current Bank Depository and Finances Services Contract with Wells Fargo Bank, N.A. for a one-year period beginning April 31, 2023, and ending April 30, 2024, as presented.



Amendment to Master Agreement for Treasury Management Services

Treasury Management Services

Introduction

This Amendment supplements and modifies the Master Agreement for Treasury Management Services (“Master Agreement”) for City of Rockport. “You,” “your” or “yours” refers to the customer identified in the immediately preceding sentence. The terms “we,” “us,” or “our” refer to the Bank. Capitalized terms used but not defined in this Amendment are defined in the Master Agreement. This Amendment constitutes part of the Service Documentation as defined in the Master Agreement. If there is a conflict between this Amendment and the Master Agreement or other Service Documentation, this Amendment will control. Except as expressly modified by this Amendment, all terms and provisions of Master Agreement and Service Documentation will continue to apply with full force and effect.

Amendment

We agree that the Master Agreement governing our relationship with you is amended as follows:

1. The following text is added at the end of Section 3 of the Master Agreement (titled “**Changes to services**”):

“Notwithstanding the immediately preceding paragraph, through the Initial Term End Date (as defined below) Bank will not change the fees for Services reflected on Attachment A, except:

- in order to reflect the impact of any change in Applicable Law;
- in the event your Service usage volume is materially lower than that reflected on Attachment A;
- for changes to Bank’s pricing methodology for Services, including element IDs associated with a Service, so long as the change does not increase the total price of the Services to you (unless permitted under one of the two immediately preceding bullet points).

If you implement additional Services not described on Attachment A prior to the Initial Term End Date, the fees for such additional Services will be as disclosed to you in connection with the implementation of such additional Services.”

2. The following text is added at the beginning of Section 4 (titled “**Term and termination**”) as a new first sentence:

“Subject to the termination provisions below, the initial term of this Agreement will commence on April 31, 2023 and expire on April 31, 2024 (“Initial Term End Date”).”

3. The text of Section 12 (titled “**Governing Law**”) is deleted in its entirety and replaced with the following:

“Governing law. The Service Documentation will be governed by: (a) U.S. federal law and (b) the law of Texas, without reference to its principles of conflicts of laws (“Governing Law”).”

4. The text of Section 14 (titled “**Jurisdiction**”) is deleted in its entirety and replaced with the following:

“Jurisdiction. For any proceedings regarding this Agreement (other than a proceeding subject to arbitration), you and we each hereby irrevocably submits to the jurisdiction of the courts of Texas or the federal courts located there and irrevocably agrees that all claims relating to the proceeding may be heard or determined in those courts.”

WELLS FARGO BANK, N.A.

By: _____

Name: _____

Title: _____

Date: _____

[Signature]
Dane Hawkins
Sr. Relationship Mgr.
6/20/2023

CITY OF ROCKPORT

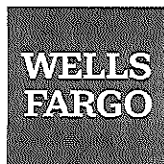
By: _____

Name: _____

Title: _____

Date: _____

Attachment A
Pricing for Specified Treasury Management Services
See Attached



Treasury Management Proposal

CITY OF ROCKPORT

Pricing as of June 2023

WF Code	AFP Code	Service Description	Charge Basis	Price	Monthly Volume	Activity Charges
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BALANCE & COMPENSATION INFORMATION

IAMIB	000230	RECOUPMENT MONTHLY IB	Deposit assessment	0.12750	14,414	1,837.79
Subtotal						1,837.79

GENERAL ACCOUNT SERVICES

22051	010000	ACCT MAINTENANCE	Account	35.00000	1	35.00
22051	010000	ACCT MAINTENANCE	Account	0.00000	5	0.00
CK021	010100	DEBITS POSTED	Debit	0.00000	20	0.00
22063	010000	DDA STMT W/IMAGE CLASSIC-MTHLY BASE	Account	2.00000	1	2.00
15007	010101	DESKTOP DEPOSIT-DEPOSIT CREDITED	Credit	0.00000	113	0.00
Subtotal						37.00

DEPOSITORY SERVICES

CK199	10001A	POST VERIFY CASH DEPOSITED	Dollar	0.00000	37,630	0.00
CK197	100040	CASH ORDER FEE IN A WF BRANCH	Transaction	6.50000	1	6.50
CK141	100040	CURRENCY FURNISHED BY WF BRANCH	Dollar	0.00100	100	0.10
CK064	100416	CEO RETURN ITEM SERVICE MTHLY BASE	Customer ID	0.00000	1	0.00
CK061	100400	RETURN ITEM - CHARGEBACK	Transaction	0.00000	1	0.00
08052	100006	BRANCH DEPOSIT	Deposit	3.50000	1	3.50
08052	100006	BRANCH DEPOSIT	Deposit	0.00000	22	0.00
22723	10001A	BRANCH DEPOSIT POST VERIFY	Deposit bag	0.00000	109	0.00
002	100225	DEPOSITED CHECK	Check deposited	0.35000	1	0.35
002	100225	DEPOSITED CHECK	Check deposited	0.00000	68	0.00
706	100224	DESKTOP DEPOSIT-DEPOSITED ITEM	Check deposited	0.00000	1,852	0.00
Subtotal						10.45

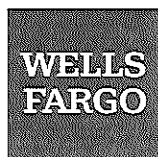
PAPER DISBURSEMENT SERVICES

DS191	150122	PAYEE VALIDATION STANDARD-ITEM	Check paid	0.03500	298	10.43
DS255	151399	WELLSIMAGE PAID CHECK PER ITEM	Image	0.02000	271	5.42
34336	150724	POSITIVE PAY EXCEPTION - CEO IMAGE	Image retrieved	2.00000	10	20.00
12812	151352	CEO IMAGE VIEW < 90 DAYS - ITEM	Image retrieved	1.00000	46	46.00
12815	151352	CEO IMAGE VIEW > 90 DAYS - ITEM	Image retrieved	10.00000	6	60.00
22225	150240	CHECK CASHING THRESHOLD MO BASE	Account	10.00000	1	10.00
22245	150240	CHECKS PAY TO INDIV BLOCK MO BASE	Account	10.00000	1	10.00
12816	151352	DESKTOP DEPOSIT IMAGES RETRIEVED	Image	0.50000	129	64.50
22235	150240	OTC DEBIT BLOCK MONTHLY BASE	Account	10.00000	1	10.00
12908	150310	POS PAY CHECKS WITH NO ISSUE RECORD	Check	0.50000	14	7.00
12903	150310	POSITIVE PAY EXCEPTIONS - ITEM	Exception	6.00000	10	60.00
12682	150120	POSITIVE PAY ONLY - ITEM	Check issued	0.08000	323	25.84
12681	150030	POSITIVE PAY ONLY MONTHLY BASE	Account	20.00000	1	20.00
MD091	150240	PYMT AUTH MAX CHECK MTHLY BASE	Account	10.00000	4	40.00
12670	150410	STOP PAYMENT - ONLINE	Stop payment	3.00000	1	3.00
22020	151350	WELLSIMAGE PAID CHECK MONTHLY BASE	Company	0.00000	1	0.00
22202	150100	DDA CHECKS PAID	Check paid	0.00000	312	0.00
22015	151353	WELLSIMAGE PAID CHECK PER CD	CD ROM	10.00000	1	10.00
Subtotal						402.19

WF Code	AFP Code	Service Description	Charge Basis	Price	Monthly Volume	Activity Charges
PAPER DISBURSEMENT RECON SERVICES						
12687	209999	ARP AGED ISSUE RECORDS ON FILE-ITEM	Record	0.01000	1,063	10.63
		Subtotal				10.63
GENERAL ACH SERVICES						
CK018	250201	ELECTRONIC CREDITS POSTED	Credit	0.00000	337	0.00
34342	250400	ACH CEO RETURN SUBSCRIPTION - ITEM	Item accessed	1.50000	21	31.50
34340	250400	ACH CEO RETURN SUBSCRIPTION-ACCOUNT	ACH company ID	30.00000	3	90.00
ES280	250000	ACH MONTHLY BASE	Company ID	3.00000	3	9.00
ES211	250102	ACH FUTURE DATED ITEM	Transaction	0.05000	2,481	124.05
ES349	250220	ACH RECEIVED ADDENDA	Addenda record	0.03000	1	0.03
ES349	250220	ACH RECEIVED ADDENDA	Addenda record	0.00000	102	0.00
ES344	250202	ACH RECEIVED ITEM	Transaction	0.30000	1	0.30
ES344	250202	ACH RECEIVED ITEM	Transaction	0.10000	246	24.60
06505	250302	ACH RETURN ADMIN -ELECTRONIC	Return	6.50000	4	26.00
06502	250302	ACH RETURN ITEM-ELECTRONIC	Return	6.50000	1	6.50
ES240	250310	ACH RETURN ITEM-REDEPOSITED	Transaction	3.00000	3	9.00
ES801	250501	ACH TRANSMISSION CHARGE	Batch/file	3.00000	8	24.00
ES339	251010	ACH SPECIAL INVESTIGATION	Inquiry	35.00000	1	35.00
34333	251050	ACH CEO FRAUD FILTER REVIEW MO BASE	Account	5.00000	5	25.00
34333	251050	ACH CEO FRAUD FILTER REVIEW MO BASE	Account	25.00000	1	25.00
06525	250302	ACH NOC - ELECTRONIC	Transaction	6.50000	1	6.50
34330	250703	ACH CEO SUBSCRIPTION - ACCOUNT	Account/company ID	40.00000	4	160.00
34285	250703	CEO ACH HYP ITM DET INQ - PER ITEM	Inquiry	1.50000	128	192.00
		Subtotal				788.48
WIRE & OTHER FUNDS TRANSFER SERVICE						
ES030	350300	WIRE IN TO USA ACCT-USA DOMESTIC	Transfer	5.00000	1	5.00
		Subtotal				5.00
INFORMATION SERVICES						
34123	40022Z	CEO ALERTS SERVICE - EMAIL	Email	0.50000	151	75.50
34128	40022Z	CEO ALERTS SERVICE - TEXT	Message	0.75000	9	6.75
34115	400271	CEO PREV DAY REPORTING ITEMS LOADED	Item loaded	0.03000	775	23.25
34100	400052	CEO PREV DAY REPORTING SUBSCRIPTION	Account	10.00000	5	50.00
27707	400340	CEO SEARCH	Inquiry	0.95000	271	257.45
34205	400003	WIRE TRANSFER REPORT BASE-CEO	Account	5.00000	4	20.00
15017	400003	DESKTOP DEPOSIT MONTHLY BASE	Account	15.00000	2	30.00
15003	400231	DESKTOP DEPOSIT REPORT PER ITEM	Item reported	0.05000	129	6.45
		Subtotal				469.40
Total Monthly Activity Charges						3,560.94
Total Monthly Balance Based Charges (can be paid with balances)					3,560.94	
Earnings Credit Rate					1.65%	
Estimated Earnings Credit					3,496.75	
Estimated Monthly Interest					10,068.47	
Setup Charges						
06094	251001	ACH FRAUD FILTER - SET UP	Account	50.00000	1	50.00
		Total Setup Charges				50.00

Balances and ECR may also be applied against Balance Based Setup Charges.

WF Code	AEP Code	Service Description	Charge Basis	Price	Monthly Volume	Activity Charges
------------	-------------	---------------------	--------------	-------	-------------------	---------------------



Disclosures

We created this proposal for you based on our understanding of your requirements and the services in which you expressed interest. This proposal confirms the deposit and treasury management services and the pricing we plan to provide you based on certain assumptions including projected volumes and other relevant information you provided.

This document is confidential. Please do not share it without first obtaining our written permission. The services and pricing contained in this proposal are valid for 90 days. The pricing is subject to change if the actual volume or scope of services differs from the assumptions upon which we based the pricing.

Please let us know if you believe this proposal does not accurately represent the prices or services we discussed with you. If you have questions about the services in this proposal, please contact your Treasury Management Sales Consultant or visit: www.wellsfargo.com/accountanalysis for additional information about the services.

Regarding your services

Alerts Service

Charges are assessed against the volume of Alerts per user, per company, per month basis. Users are only charged for the first 80 events/alerts per month, per delivery mechanism (email or text). There is no per company cap for billing.

Services with No Volumes

Services listed with zero volume are not included in the estimated monthly analysis fee but are included in the event the service is used in the future.



This message may contain confidential and/or privileged information. If you are not the addressee or authorized to receive this for the addressee, you must not use, copy, disclose, or take any action based on this message or any information herein. If you have received this message in error, please advise the sender immediately by reply email and delete this message. Thank you for your cooperation.

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Master Agreement for Treasury Management Services

The Service Documentation contains the terms under which Wells Fargo Bank, N.A. and the banks, branches or subsidiaries listed in Appendix X (collectively, "Bank") provide you treasury management services (each, a "Service"). "You," "your" or "yours" refer to the Bank customer identified on the Acceptance of Services that is signed when you enroll in a Service ("Acceptance"). The terms "we," "us," or "our" refer to the Bank. Other capitalized terms used in this Master Agreement for Treasury Management Services ("Agreement") are defined in this document.

You and we agree:

1. Service documentation. The Service Documentation contains the terms governing each Service and includes:
 - a. The Service Description (which contains terms and conditions applicable to the specific Service),
 - b. The Acceptance (which indicates your acceptance of the Service Documentation),
 - c. This Agreement (which contains terms and conditions applicable to all Services),
 - d. The account agreement governing the account(s) (each, an "Account") you use in connection with the Service,
 - e. The Product Enrollment Form (which contains set-up information for each Service in which you are enrolling), and
 - f. User Guides (which include our vendors' and our documentation related to the installation, set-up function, features, operation, use, pricing or other aspects of the Services, including Terms of Use, software, software licenses, price schedules, specifications, instructions, and notices).

The documents and individual provisions of the Service Documentation are intended to be read together as one agreement between you and us. This Agreement and the Service Descriptions for Services you enroll in are posted at our Commercial Electronic Office® (CEO®) portal. If there is a conflict among the documents that are part of the Service Documentation, they will govern in the order listed above. Your use of a Service confirms your receipt of, and agreement to be bound by, this Agreement and all Service Documentation.

2. Services. You and we will agree upon the Services to be provided and the start date for each Service. Each Service is subject to the approval by our applicable branch or subsidiary. We will notify you when you have completed all requirements for enrolling in the Service and the Service is ready for you to use.
3. Changes to services. We may change (or add to) the terms and fees in the Service Documentation at any time. If a change to a Service requires a change to the Service Documentation, we will post the document(s) with the change on the CEO portal. When required by Applicable Law, we will notify you of the change. If you continue to use a Service after a change takes effect, you will be bound by the change. As used in this Agreement, the term "Applicable Law" means all applicable laws (including common or customary laws), statutes, constitutions, policies, decrees, judgments, treaties, regulations, directives, by-laws, rulings, orders or operating circulars governing our activities and/or any Transaction (see section 6-a) governed by this Agreement, including, but not limited to, the funds transfer system and clearing and settlement house rules.
4. Term and termination. Unless a Service is terminated in accordance with the Service Documentation, this Agreement and each Service will continue in effect until terminated by either party upon 30 days' prior written notice to the other party. When a Service is terminated for any reason, the Service Documentation governing the terminated Service is also terminated.

We may suspend or terminate any Service:

- a. After we notify you of a breach of any provision of the Service Documentation or any other agreement with us, and you fail to cure the breach (if it can be cured) within 15 days of the date of the notice; or
- b. Without prior notice to you if:
 - i. We reasonably suspect that an Account associated with a Service has been compromised or otherwise subject to irregular, unauthorized, fraudulent, or illegal activity,
 - ii. You become subject to any insolvency or bankruptcy proceeding, or any receivership, liquidation, reorganization, or other similar proceeding, or you enter into any agreement or proceeding for voluntary liquidation, dissolution, composition with or assignment for the benefit of creditors or other winding up,
 - iii. We determine in our sole discretion that continuing to provide a Service may place us at risk of financial loss or result in an unacceptable credit exposure,
 - iv. Any guaranty of your obligations to us ("Guaranty") is terminated, revoked, or its validity contested by the guarantor ("Guarantor"),
 - v. We determine in our sole discretion that a material adverse change has occurred in your ability to perform your obligations under the Service Documentation, or in the ability of a Guarantor to perform its obligations under a Guaranty, or
 - vi. The Account necessary to provide a Service is closed.

The termination of a Service will not affect your or our respective rights and obligations with respect to the Service(s) provided before the termination including without limitation Transactions. We will not be liable to you for any losses or damages you may incur as a result of any termination of any Service or termination or restriction of any CEO portal access rights under section 9(d) below.

5. Service fees. You will pay us the fees described in the Service Documentation and any taxes applicable to each Service, however designated, but excluding taxes based on our net income. We may debit your Account for any fees not covered by earnings credits and any taxes that are due, or we may send you an invoice for these amounts, which you will promptly pay. Our charges and fees are in the applicable fee schedule for Services used in connection with your Account.
6. Security procedures.
 - a. Unless otherwise agreed, you agree that "Security Procedure" is the applicable security procedure described in the Service Documentation for your Initiation Method for the Service, which we will use to verify the authenticity of a Transaction. The term "Initiation Method" refers to the method we offer in the product enrollment form ("Set-up Form") or other Service Documentation for delivering your Transaction instructions to us with respect to the applicable Service and includes any applicable transmission protocols. The term "Transaction" means (i) any funds transfer, payment order, or payment instruction (including any communication cancelling or amending an instruction), and (ii) any instruction, data or other information which we receive in your name with respect to a funds transfer. The purpose of the Security Procedure is to verify the authenticity of the Transaction. We will not use the Security Procedure to detect an erroneous or duplicate Transaction. You will be responsible for any erroneous or duplicate transaction we receive in your name. You agree to be bound by each Transaction, whether or not authorized by you, issued in your name and accepted by us in compliance with the Security Procedure for the Service.
 - b. You agree that each Security Procedure for the Initiation Method in the Set-up Form or other Service Documentation for each of the Services (a) best meets your requirements with regard to the size, type and frequency of your Transactions, and (b) is commercially reasonable.
7. Confidential information. Unless otherwise stated in the Service Documentation, "Confidential Information" means all (a) User Guides, (b) Security Procedures, passwords, codes, security devices and related instructions and technical and non-technical information and intellectual property rights relating to our vendors' or our technology, IT infrastructure or data security, including trade secrets, systems information security program or processes, SSAE or SOC reports, and testing procedures or results. You will not acquire any ownership interest in or rights to Confidential Information as a result of your use of any Service.

You will:

- a. Maintain the confidentiality of the Confidential Information,

- b. Not disclose (or permit your employees or agents to disclose), copy, transfer, sublicense, or otherwise make any of it available to any person or entity, other than your employees who have a need to use the Confidential Information in connection with the applicable Service, and
- c. Not decompile, reverse engineer, disassemble, modify, or create derivative works of any Confidential Information.

You will notify us immediately if you know of or suspect any unauthorized disclosure, possession, use, or knowledge (each, an "Unauthorized Use") of any Confidential Information. If you (or your employees or agents) are responsible for the Unauthorized Use, you will, at your expense, promptly take all actions, including initiating court proceedings to recover possession and prevent further Unauthorized Use of the Confidential Information. You will also compensate us for any injury caused to us as a result of the Unauthorized Use.

8. **Currency conversion.** When your instructions require us to convert the amount of a Transaction from the currency in which the Account is denominated ("Account Currency") to another currency ("Foreign Currency"), we will do so using the Applicable Exchange Rate in effect at the time we execute your Transaction. "Applicable Exchange Rate" means the exchange rate we set and use for you when we convert one currency to another currency and includes a markup. The markup factors include costs incurred, market risks and our desired return. The exchange rate we provide to you may be different from the exchange rates you see elsewhere. Foreign exchange rates are dynamic, and rates fluctuate over time based on market conditions, liquidity, and risks.

If a financial institution designated to receive the funds does not pay the beneficiary specified in the Transaction, and the funds are returned to us, we will not be liable to you for a sum greater than the amount of the Transaction after we have converted it from the Foreign Currency to the Account Currency using the Applicable Exchange Rate in effect at the time the funds are returned to us. You accept the risks of any change in the Applicable Exchange Rate between the time you request a Transaction and the time the Transaction is either completed or is unwound due to a cancellation, an amendment, a rejection, or a return.

9. **CEO portal.**

- a. **Description of the CEO portal.** The CEO portal is our electronic banking portal that is accessed through the Internet. Your Authorized Agents (defined below) may use the CEO portal to access (i) Services in which you have separately enrolled and (ii) third-party sites we may make available through the CEO portal. We offer different channels through which you may access the CEO portal, including personal computers and mobile devices. We may add or eliminate channels at any time. A Service or third party site accessible through one channel may not be accessible through another channel.
- b. **Access to the CEO portal.** When you enroll in the CEO portal, and as we may determine is necessary after enrollment, we will provide Log-On Credentials (defined below) to the persons who are authorized to access the CEO portal on your behalf (each, an "Authorized Agent"). Log-On Credentials mean one or more secure methods we provide to access the Services and may include user IDs, passwords, token IDs, and other methods that we adopt from time to time. We have no obligation to separately verify or authenticate any communication we receive in your name through the CEO portal, whether or not it was actually from an Authorized Agent. You assume the entire risk of (i) unauthorized use of your Log-On Credentials and (ii) unencrypted electronic transmissions.
- c. **Administration of the CEO portal.** We offer two options for administering the CEO portal: (i) Administration and (ii) Bank administration.
 - i. **Administration.** If you enroll in the Administration option, there are three categories of Authorized Agents: Company Administrator, Administrator, or User. Unless you and we separately agree, we will provide Log-On Credentials only to your initial Company Administrator(s) who will (a) assign Log-On Credentials to other individuals and (b) designate those individuals as one of the following:
 - (1) A Company Administrator, who may perform all functions of your initial Company Administrator,
 - (2) An Administrator, who may perform all functions of an Administrator including designating other Administrator(s) and User(s), or
 - (3) A User, who may access the Services designated by a Company Administrator or an Administrator, as well as those Services in which we permit a User to self-enroll.

Each Company Administrator and Administrator has the authority to enroll you in additional Services. In addition to your use of Administration as described in this subsection, you may request that we assign Log-On Credentials to Users that you designate in writing to us. Your designation to us will specify the

Services which the User is authorized to access in addition to those Services in which we permit a User to self-enroll.

- ii. Bank administration. For the Bank administration option, there is one category of Authorized Agent: Users. We will assign Log-On Credentials to each User you designate.

You will promptly revoke the Log-On Credentials of any Authorized Agent or User when that individual is no longer authorized to access the CEO portal. If you notify us in writing to revoke the Log-On Credentials of an Authorized Agent or User, we will have a reasonable time after receiving your written notification to revoke the individual's access.

- d. Terminating access. We may terminate or restrict any Authorized Agent's access to any Service through the CEO portal if we determine such use:
 - i. Does not comply with any term applicable to the CEO portal,
 - ii. Is not permitted by Applicable Law,
 - iii. Is not authorized by you or any third party whose authorization we believe is necessary, or
 - iv. Should be denied for your or our protection (without us agreeing to or being required to make this determination in any circumstance).
- e. Financial information. Financial market data, quotes, news, research, and other financial information developed by third parties and transmitted to us ("Financial Information") may be available to you at the CEO portal. The posting of any Financial Information or any other information or data at the CEO portal is not a recommendation by us of any particular Service or action. We do not guarantee the accuracy or completeness of any Financial Information, nor are we responsible for (i) the actions or omissions of the third parties developing or transmitting Financial Information or (ii) any decision you make or action you take by relying on any Financial Information.
- f. Miscellaneous. For purposes of this section 9 only, "Service" includes each service and product we or any of our affiliates offer that you access through the CEO portal. This section 9 will survive the termination of any Service or this Agreement.

10. Alerts.

- a. Non-subscribed alerts. When you enroll in the CEO portal or other channels or Services, you consent to receiving by email or other delivery channels, servicing messages that we determine are important or urgent. You do not need to subscribe to receive such alerts and you do not pay additional service fees.
- b. Subscribed alerts. You may also enroll in fee-based alerts for applicable Services so that you can receive messages you subscribe to at the intervals and through delivery channels that you choose.

11. Liability and indemnification.

- a. We are not obligated to honor, in whole or in part, any Transaction or other instruction that:
 - i. Exceeds the available balance in the Account, unless otherwise provided in the Service Documentation,
 - ii. Does not comply with the Service Documentation or our applicable policies, procedures, or practices made available to you,
 - iii. We have reason to believe may not have been duly authorized, should not be honored for our or your protection, or involves funds subject to a hold, dispute, restriction, or legal process, or
 - iv. Would possibly result in us not complying with Applicable Law.
- b. Neither we nor our software vendors make any express or implied representations or warranties with respect to the Services or any software used in connection with the Services, including any warranty as to the merchantability or fitness for a particular purpose, other than those expressly set forth in the Service Documentation.
- c. Any claim, action, or proceeding against us for losses or damages arising from a Service, must be brought within one year from the date of the act or omission, except as otherwise stated in the account agreement governing the Account.
- d. We will have no liability for our failure to perform or delay in performing a Service if the failure or delay is due to circumstances beyond our reasonable control. If we determine that any funds transfer or communications network, Internet service provider, or other system used to provide a Service is unavailable, inaccessible, or otherwise unsuitable for use by you or us, we may, upon notice to you, suspend or discontinue the affected Service.

- e. We will only be liable to you for actual damages incurred as a direct result of our failure to exercise reasonable care in providing the Services. Reasonable care requires only that we follow standards that do not vary unreasonably from the general standards followed by similarly situated banks. Our policies and procedures are general internal guidelines for our use and do not establish a higher standard of care for us than otherwise established under Applicable Law. A mere clerical error or an honest mistake will not be considered a failure by us to perform any of our obligations. Our liability to you will be limited to an amount not greater than 10 times our fees incurred in the calendar month immediately before the calendar month in which the loss or damages were incurred (or, if no fees were incurred in that month, our fees incurred in the month in which the losses or damages were incurred).
- f. Except in the case of our negligence or intentional misconduct, you will indemnify and hold us, our directors, officers, employees and agents ("Representatives") harmless from all losses or damages that arise out of:
 - i. The performance of a Service in compliance with the Service Documentation, including any warranty we are required to make to a third party in connection with a Service,
 - ii. An act or omission of any of your agents, couriers, or Authorized Agents, and
 - iii. If the Service includes a license or sublicense of any software, any use or distribution of the software by you or any person gaining access to the software through you that is inconsistent with the license or sublicense.

You will promptly provide us with written proof of loss, and notify us if you become aware of any third party claim related to a Service. You will cooperate fully (and at your own expense) with us in recovering a loss. If we reimburse you, we or our designee will be subrogated to all of your rights (i.e., we will be entitled to assert any legal rights you had relating to the claim).

- g. Except as expressly provided otherwise in the Service Documentation, neither party nor its Representatives will be liable to the other party for:
 - i. Any special, consequential, incidental (including court costs and attorneys' fees), indirect, or punitive losses or damages, or
 - ii. Business interruption, loss of profits, loss of business, loss of revenue, loss of goodwill, loss of opportunity, loss or injury to reputation, or loss of anticipated savings, whether any claim is based on contract or tort, or whether the likelihood of these losses or damages was known to the other party and regardless of the form of the claim or action.
 - h. When you send payments on behalf of your third party customers, you agree you are solely liable to your customers for any and all losses those customers may suffer. We exclude all and any liability of whatever nature (including those losses detailed in subsection g above) arising out of your relationship with your customer.
12. Governing law. The Service Documentation will be governed by: (a) U.S. federal law and (b) the law of (i) the U.S. state in which the office of Bank that maintains the Account is located or, if there is no such state or no account associated with such Service, (ii) the State of New York, without reference to its principles of conflicts of laws ("Governing Law").
13. Arbitration agreement. Upon demand by you or us, any dispute or claim arising out of or relating to this Agreement, or the breach thereof, must be submitted to arbitration administered by the American Arbitration Association ("AAA") under its Commercial Arbitration Rules, and must be heard before three arbitrators if the amount in dispute is U.S. \$5,000,000 or more or its equivalent in any other currency, and before one arbitrator for amounts in dispute of less than U.S. \$5,000,000 or its equivalent in any other currency. Arbitration will proceed in a location selected by AAA in the state of the applicable Governing Law, and if there is no such state, the place of arbitration must be New York, NY. The language of the arbitration must be English. Judgment on the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof. This arbitration requirement does not limit the right of you or us to: (a) exercise self-help remedies including setoff or (b) obtain provisional or ancillary remedies such as injunctive relief or attachment, before, during or after the pendency of any arbitration proceeding. This exclusion does not constitute a waiver of the right or obligation of you or us to submit any dispute to arbitration hereunder, including those arising from the exercise of the actions detailed in (a) and (b) of this section.
14. Jurisdiction. For any proceedings regarding this Agreement (not subject to arbitration as provided in this Agreement), you hereby irrevocably submit to the jurisdiction of the courts of the Borough of Manhattan, New York City, in the

State of New York or the federal courts located there and irrevocably agree that all claims in relating to the proceeding may be heard or determined in those courts.

15. Miscellaneous.

- a. Severability. Any portion of the Service Documentation which is inconsistent with Applicable Law or Governing Law will be deemed modified and applied in a manner consistent therewith, and we will incur no liability to you as a result of the inconsistency or modification and application to any dispute regarding the Service Documentation. If any portion or provision of the Service Documentation is deemed unenforceable, it will not affect the enforceability or validity of the remaining Service Documentation nor the enforceability or validity of that portion or provision under the law of any other jurisdiction.
- b. Entire agreement. The Service Documentation (and any documents referred to therein):
 - i. Constitutes the entire agreement between you and us regarding the Services we provide for all Accounts opened with us, and
 - ii. Supersedes and extinguishes all prior agreements, understandings, representations and warranties of any nature (including requests for proposals and other sales material), whether oral or written, between you and us relating to any of our Services (including any other Master Agreement for Treasury Management Services, but excluding the current Commercial Account Agreement or Global Commercial Account Agreement, as applicable).
- c. Electronic agreement. To facilitate execution, the Service Documentation may be executed by a party in the form of an "Electronic Record" (as defined in the Electronic Signatures in Global and National Commerce Act at 15 U.S.C. §7001 et seq. ["ESIGN Act"]). The Service Documentation may be executed in as many counterparts as may be required to reflect all parties' approval, and all counterparts will collectively constitute a single agreement. An "Electronic Signature" (as defined in the ESIGN Act) that can be authenticated will constitute an original and binding signature of a party. The fact that a document is in the form of an Electronic Record or is signed using an Electronic Signature will not, in and of itself, be grounds for invalidating such document.
- d. No waiver. Neither our failure nor any delay by us in exercising any right or remedy will be deemed to be a waiver of the right or remedy. No course of dealing or waiver of any right on one occasion will constitute a modification of the Service Documentation or be a waiver of that right on a subsequent occasion.
- e. Third party beneficiaries. Except as otherwise provided in the Service Documentation, no person or entity other than the parties to this Agreement will be deemed to be a third party beneficiary under the Service Documentation.
- f. Financial condition. You will provide us promptly upon our request any existing financial statements or other information pertaining to your financial condition or any previously unprepared financial statements which we may require you to prepare and/or to be audited or reviewed by independent certified public accountants acceptable to us.
- g. Your representations and warranties. You represent and warrant that: (i) you will not use any Service in a manner that would violate any Applicable Law by you or us; (ii) if you employ an agent in connection with its use of any Service, you represent and warrant to us that: (1) your governing body has duly authorized the agent; (2) you will exercise appropriate controls to ensure each authorized agent does not exceed the authority granted to it; and (3) you will preserve the confidentiality of the Log-On Credentials and immediately notify us if you become aware or suspect that any Log-On Credential may have been compromised.
- h. Use of names. You and we will not use each other's name or refer to our relationship in any solicitation, marketing material, advertisement, news release, or other written, online or oral communication without specific prior written consent for each such use or release, except that we may use your name as a reference in service proposals if we obtain your prior written approval for such use.
- i. Notices and communications. Either party may provide notice to the other party by mail, personal delivery, or electronic transmission.
 - i. You will notify us promptly in writing of any change in your name, Address, legal status, or any other changes relevant to the conduct of the Account or affecting your business relationship with us.
 - ii. The term "Address" as used in this Agreement refers to a mailing or electronic address.
 - iii. You will use the Address where your relationship manager or other manager is located and will address any notice to the attention of the manager.
 - iv. Each party will have a reasonable time after receipt of any notice to act on it.
 - v. Any communication or notice to us from your agent about your use of a Service will be deemed to be a communication from you, and you authorize us to communicate with your agent about any such communication or Service.

- vi. We are entitled to rely on any communication or notice from you that we believe in good faith was authorized by your authorized representative or Authorized Agent and, we will have no obligation to verify or authenticate an identity of a sender or signature on any notice or communication, except as expressly provided in the Service Documentation.

16. Survival. Sections 7, 9, 11 - 15 will survive termination of the Services or this Agreement.

Appendix X

Applicable Branches or Subsidiaries of Bank

1. Wells Fargo Bank, N.A., UK Branch
2. Wells Fargo Bank, N.A., Canadian Branch
3. Wells Fargo Bank, National Association, Shanghai Branch
4. Wells Fargo Bank, National Association, Hong Kong Branch

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, August 8, 2022

AGENDA ITEM: 8

Deliberate and act on request for closure of Market Street between Business Highway 35 North and Magnolia Street; Market Street at intersections of Young Street, Mathis Street, Ann Street, Pearl Street, Church Street, and Live Oak Street; Magnolia Street at intersections of St. Mary's Street, Main Street, North Street, Peter Street, and Cornwall Street; Austin Street at intersection of Cornwall Street, Concho Street, and Mimosa Street; and Business Highway 35 North at Live Oak Street and Magnolia Street for the Seafair parade on October 7, 2023.

SUBMITTED BY: City Secretary Teresa Valdez

APPROVED FOR AGENDA: VRS

BACKGROUND: The annual Seafair Parade is scheduled for Saturday, October 7, 2023, and will have the same route as last year due to the construction in the area. See the accompanying request for additional details.



FISCAL ANALYSIS: No direct cash expense anticipated; however, staff will track in-kind labor, materials, and equipment used in support of the event.

RECOMMENDATION: Staff recommends City Council approve the request for street closures, as presented.

Dear Mayor & City Council,

July 19, 2023

It's almost that time again. The Sea Fair Parade is scheduled to take place on Saturday, Oct. 7th. The parade will start at 10:00 AM sharp.

The construction on drainage and the new Courthouse & City Hall continues, so we will use the same route we used last year. Once the parade ends, hundreds if not more people merge onto the Sea Fair grounds. We were told by the police department that last year, we did great with the way we handled the parade. We worked together with Commander Nathen Garcia of the Rockport P.D.

Line-up starts at 7:30 AM and our line-up volunteers will meet at 7:00 for coffee & doughnuts at Texas Coast Real Estate 610 E. Market St. in the old City Hall parking lot. Our 22 volunteers will be given instructions and positions on lining up the parade and keeping both on-lookers and participants safe. They will also have water for anyone needing it.

The parade will line up in the usual location.

YOUNG STREET southside – facing Market St. --- Law enforcement & First Responders.

MATHIS STREET south and northside facing Market St.

ANN STREET south and northside facing Market St.

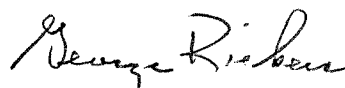
PEARL STREET northside facing Market St.

At 10 AM sharp the parade will come onto Market St and proceed east to S. Magnolia St crossing Pearl, Church & Live Oak Streets to S. Magnolia St. there it will turn north crossing St. Mary's, Main, Warf, North, and Peter Streets. On Cornwall it will turn east to Austin St. It will continue north and go behind the Chamber and into the old HEB parking lot.

We will need HWY 35 & Market closed at 9:30 AM. S. Magnolia & Market and all cross Sts. at 9:45 AM. Also, Austin St. and Bus. 35 at the Chamber and Bus. 35 and Magnolia and N. Live Oak Sts.

If there are any changes because of construction or otherwise, we will contact you. We hope to see you at the parade.

Thank you, George Riekers – 361 463-3298


Parade Chairman

PS. I turned 80 earlier this year and have resigned as parade chairman after this year. This is my 40th year volunteering for Sea Fair. I loved it and will miss it. It's time to let someone else have all the fun. I was trying for Sea Fair #50 and this would have been it but, we had a Tropical Storm one year and a Pandemic another causing two cancelations. Oh well. It's been fun.

CITY OF ROCKPORT
APPLICATION FOR PARADE PERMIT

The undersigned; in accordance with the provisions Chapter 86 of the Code of Ordinances, City of Rockport, Texas, hereby makes application for a Parade Permit:

Applicant Name: CHAMBER OF COMMERCE Telephone No. 361-729-6445

Applicant Address: 319 BROADWAY RKPT TX 78382
(Street Address) (City/State/Zip)

If applicant is applying on behalf of a firm, corporation, association, or other entity, please attach a copy of the resolution of the governing board or body of such firm, corporation, association, or other entity indicating its sponsorship of the parade and authorizing the applicant to act in its behalf in securing a permit therefore.

This application must be accompanied by, those parades sponsored by a firm, corporation, association, or other entity, a copy of the resolution of the governing board or body of such firm, corporation, association, or other entity indicating its sponsorship of the parade and authorizing the applicant to act in its behalf in securing a permit therefore.

The name, address and telephone number of the person(s) to be responsible for:

Organizing parade: GEORGE RIEKERS 802 E MARKE ST. 361-463-3298
(Name) (Address) (Telephone #)

Conducting parade: _____
(Name) (Address) (Telephone #)

Cleaning animal waste: _____
(Name) (Address) (Telephone #)

Date OCT. 7, 2023, time 10 AM proposed for commencement of the
 Parade and estimated duration: 1 (hrs) 30 (minutes).

State the location point for assembly of parade: S. MATHIS - Young - ANN & PEARL STREETS

State the location for disassembly of parade: OLD HEB PARKING LOT

Description of the specific Parade route listing all streets to be utilized and direction of flow from the point of commencement to termination: ENCLOSED

Type of Parade: Commercial Non-commercial ☒

Note: A "commercial parade" means a parade sponsored other than by a nonprofit organization, the purpose of which is to advertise a product, whether tangible or intangible, to advertise or promote an exhibition or theatrical performance or otherwise operate to the pecuniary benefit of the sponsor.

If Commercial Parade, described the product, good or service to be advertised: _____

State the estimated number of persons to participate in the parade: 1

State the estimated number of participants by category:

Vehicles 50 Floats 10 Motorized displays _____
 Animals _____ Type of Animals _____
 Marching Units 20 Bands 1 Color Guards 1
 Drum & Bugle Segments 1 Drill Teams 2
 Others not listed: _____

I hereby certify that all information contained in this application is true and correct under penalty of law. If further acknowledge by any signature below that I have received a copy of Code of Ordinances Chapter 86 "Streets, Sidewalks, and Other Public Places" Article V. "Parades". I understand that, pursuant to aforesaid Code of Ordinances, the Chief of Police may, in the public interest, place reasonable conditions on any such permit relating to the time, place or manner of conduct of the parade and that the permit may be suspended or revoked, among other things, for violation of such conditions.

Signed: George Riekers

Signed: _____

Signed: _____

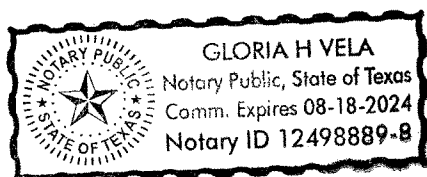
ACKNOWLEDGEMENT

STATE OF TEXAS §

COUNTY OF ARANSAS §

BEFORE ME, the undersigned authority, on this day personally appeared George Riekers
Known customer known to me to be the
 person(s) whose name is subscribed to the foregoing application, and upon oath deposes and states that all facts
 contained therein are true and correct.

(Seal)



Maria H Vela
 Notary Public in and for the State of Texas
 Commission Expires: 8-18-2024
 Printed Name: Gloria H Vela

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 9

Conduct a Public Hearing on proposal to increase water, wastewater, natural gas, and solid waste rates for all customers.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND: The proposed FY 2023-2024 budget assumes rate increases in the water, wastewater, and natural gas utility systems as well as in solid waste.

The proposed water, wastewater, and natural gas increases were discussed at the budget workshops of August 1st and 3rd, 2023 wherein staff and council discussed the rates and rate structures to support the budget, debt services, and capital projects. The rates were adjusted for a difference of in-city limits vs. out-of-city limit rates. Rates will become effective on September 15, 2023 and reflected on the November 1, 2023 billing.

The 2023 solid waste increase is comprised of a 4.0% CPI increase passthrough from Republic Services for commercial rates only. The solid waste increase will take effect beginning October 1, 2023, and will apply to all commercial solid waste accounts.

See the accompanying hearing notice for additional detail.

FISCAL ANALYSIS: The City's fund balance goal for all utility funds is a minimum of 180 days of operating funds. As the City continues to focus on providing utility services within its service area while maintaining reserve requirements, utility rate increases are required in all utilities in conjunction with the FY2023-2024 budget. The current level of inflation continues to drive the cost of fuel, labor, and materials resulting in increases in utility operational costs.

The proposed rate increase for the water system is \$0.20/1,000 gallons for, wastewater system is 1.38%, and \$1.00 for natural gas demand rate. A solid waste rate increase of 4.0% is proposed for all commercial customers. All out of city limits rate structures are shifting to a 1.5 ratio over the in-city limits for water and wastewater customers. The natural gas is restructured with an additional \$10.00 demand rate.

RECOMMENDATION: Not an action item, public hearing only.



PUBLIC HEARING

Rockport City Council

NOTICE is hereby given that the City of Rockport will hold a Public Hearing on Tuesday, August 8, 2023, at 6:30 p.m. at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, on a proposal to increase solid waste, water, wastewater and natural gas rates for all customers. The rate will be effective on September 15, 2023. The City's customers will note an increase in rates with the November 1, 2023, utility billing.

The City encourages citizens to participate and to make their views known at this public hearing. For further information please contact the Director of Finance Robbie Sorrell at 361-729-2213 ext. 228 or email at finance@cityofrockport.com. This facility and parking spaces are wheelchair accessible. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting by contacting the Office of the City Secretary at 361/729-2213 extension 225 or email at tvaldez@cityofrockport.com. Braille is not available.

POSTED this the 17th day of July 2023, by 5:00 p.m., on the bulletin board at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas 78382 and on the webpage at www.cityofrockport.com.

PUBLISHED in *The Rockport Pilot* in the Saturday, July 22, 2023, Edition.

CITY OF ROCKPORT

A handwritten signature in blue ink, which appears to read "Teresa Valdez". Below the signature, the text "Teresa Valdez, City Secretary" is printed.

Teresa Valdez, City Secretary

July 29, 2023

Ms. Vanessa Shrauner
City Manager
City of Rockport
2751 State Highway 35 Bypass
Rockport, TX 78382

Dear Ms. Shrauner,

In accordance with the Second Amendment dated April 11, 2023, of the Solid Waste Collection and Disposal Contract between BFI Waste Services of Texas, LP d/b/a Republic Services of Corpus Christi and the City of Rockport, we hereby submit a comparative statement reflecting a **4.0% increase in the commercial rates only** to become effective October 1, 2023.

The base residential contract rate on October 1, 2022, was \$23.73. Per the Second Amendment, this rate will not be adjusted until October 1, 2024. Attached is the commercial rate sheet for the city's record. Thank you for your continued partnership.

Sincerely,

Mike Reeves

Mike Reeves
Manager, Municipal Services



Sustainability in Action

CITY COUNCIL AGENDA
Regular Meeting: Tuesday August 8, 2023

AGENDA ITEM: 10

Deliberate and act on second & final reading of an Ordinance amending Article 4 of the City of Rockport Zoning Ordinance Number 1027 by changing the zoning of land from R-1 (1st Single Family Dwelling District) for property located at 607 Sunset Drive; also known as .3078 acres J. Smith Survey, City of Rockport, Aransas County, Texas, to R -2 (2nd Single Family Dwelling District); repealing all ordinances in conflict therewith; providing for severability; and providing an effective date.

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

APPROVED FOR AGENDA: VRS

BACKGROUND: Property owners, April and Nathan Clark wish to rezone their property located at 607 Sunset, from R1 (1st Single Family Dwelling District) to R2 (2nd Single Family Dwelling District).

A public notice regarding this item was published in The Rockport Pilot in the Saturday, July 1, 2023 edition and mailed out to eight (8) property owners within a 200-foot radius of the property. No letters For and Two (2) Against the request have been received at this time.

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

FISCAL ANALYSIS: N/A

RECOMMENDATION: Planning & Zoning Commission, by unanimous vote recommends Council APPROVE a request to rezone property located at 607 Sunset Drive; also known as J Smith Survey, .3078 acre, City of Rockport, Aransas County, Texas, to R -2 (2nd Family Dwelling District); currently zoned R-1 (1st Single Family Dwelling District).

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) FOR PROPERTY LOCATED AT 607 SUNSET DRIVE; ALSO KNOWN AS .3078 ACRES J SMITH SURVEY, CITY OF ROCKPORT, ARANSAS COUNTY, TEXAS; TO R -2 (2ND SINGLE FAMILY DWELLING 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 June 27, 2023, 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 June 30, 2023, notice was mailed to affected property owners within 200' of subject property; and

WHEREAS, on July 1, 2023, the City caused to be published "Notice of Public Hearing" in the official newspaper of the City notifying area residents and the public in general to participate and make their views known regarding this request; and

WHEREAS, on July 17, 2023, 2 at 5:30 p.m., the Planning & Zoning Commission did hold a Public Hearing, and on April 11, 2023, at 6:30 p.m., the Rockport City Council did hold a Public Hearing; and

WHEREAS, on July 17, 2023, the Planning & Zoning Commission did meet and said Commission voted to recommend to the City Council to Approve this request to re-zone property, located at 607 Sunset Dr from R-1 (1st Single Family Dwelling District) to R -2 (2nd Single Family Dwelling 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 102 Saint Francis Circle; also known as .3078 Acres J Smith Survey, City of Rockport, Aransas County, Texas; be changed from R-1 (1st Single Family Dwelling 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 this the 25th day of July, 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading, this ____ day of _____ 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary



**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 607 1/2 Sunset
Rockport, Tx. 78382

C. CURRENT ZONING OF PROPERTY: R1

D. PRESENT USE OF PROPERTY: Under construction

E. ZONING DISTRICT REQUESTED: (2) R2 properties

F. CONDITIONAL USE REQUESTED: N/A

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

- Lot or Tract 0.31 Acres lying south of Block lot N0.105 large acres subdivided out of outlot NO. 30
- Tract 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): 0.31 acres

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

We purchased the abandoned property in March and removed the Hurricane-damaged ~~trailer~~ mobile home. We will be renovating the 670+ sqft garage into a 2/1 cottage on (1) R2 & Building a 3/2 ≈ 1,100 sqft cottage-style home on the 2nd R2.

K. OWNER'S NAME: (Please print) April + Nathan Clark
 ADDRESS: 207 Portia Ave.
 CITY, STATE, ZIP CODE: Rockport TX, 78382
 PHONE NO 361-232-3836

L. REPRESENTATIVE: (If Other Than Owner) 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: April K. Clark
 (Owner or Representative)

(FOR CITY USE)

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

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

If rejected, reasons why: _____

Receipt No. _____

STAFF REPORT

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



PROPERTY ADDRESS/LOCATION
 102 St Frances Circle

APPLICANT/PROPERTY OWNER
 Brian Phillips, Owner

PUBLIC HEARING DATE
 P&Z - Monday, Monday, April 3, 2023
 CC - Tuesday, April 11, 2023

P&Z DATE
 Monday, April 3, 2023

CITY COUNCIL DATE(S)
 1st Reading - Tuesday, April 11, 2023
 2nd Reading - Tuesday, April 25, 2023

BRIEF SUMMARY OF REQUEST

Property owner, Brian Phillips, desires to rezone property located at 102 Saint Francis Circle to allow for monitored outdoor parking. The property is 3.4 acres with 109 ft frontage on SH 35 Bypass.

A public notice regarding this item was published in The Rockport Pilot in the Saturday, March 18, 2023 edition and mailed out to eleven (11) property owners within a 200-foot radius of the property. Two (2) letters For and One (1) Against the request have been received at this time.



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	N – R-1 (1st Single Family Dwelling District) Residential Dwelling S – R-1 (1st Single Family Dwelling District) Residential dwelling E – R-1 (1st Single Family Dwelling District) Commercial business Use W – Not in City Limits	None at this time	3.445 Acres

STAFF RECOMMENDATION

APPROVE

APPROVE WITH CONDITIONS

DENY

COMPATIBILITY with the ZONING ORDINANCE

The Future Land Use Map suggests Commercial Use

PROPERTY HISTORY

The property was replatted in 2022 to give SH 35 Bypass frontage to this parcel. The property is undeveloped.

There were two (2) property owners, Jim Riley and John Lucas, speaking against at the P&Z Regular meeting of 4/3/2023 but no letters of opposition have been received from either gentleman.

P&Z has recommended denial of the request

ATTACHMENTS
 (CIRCLE)

SUBMITTED PLANS

**PUBLIC HEARING PETITION/
 APPLICATION FORM**

LEGAL NOTICE

LEGAL DESCRIPTION

PUBLIC COMMENTS

AGENCY COMMENTS

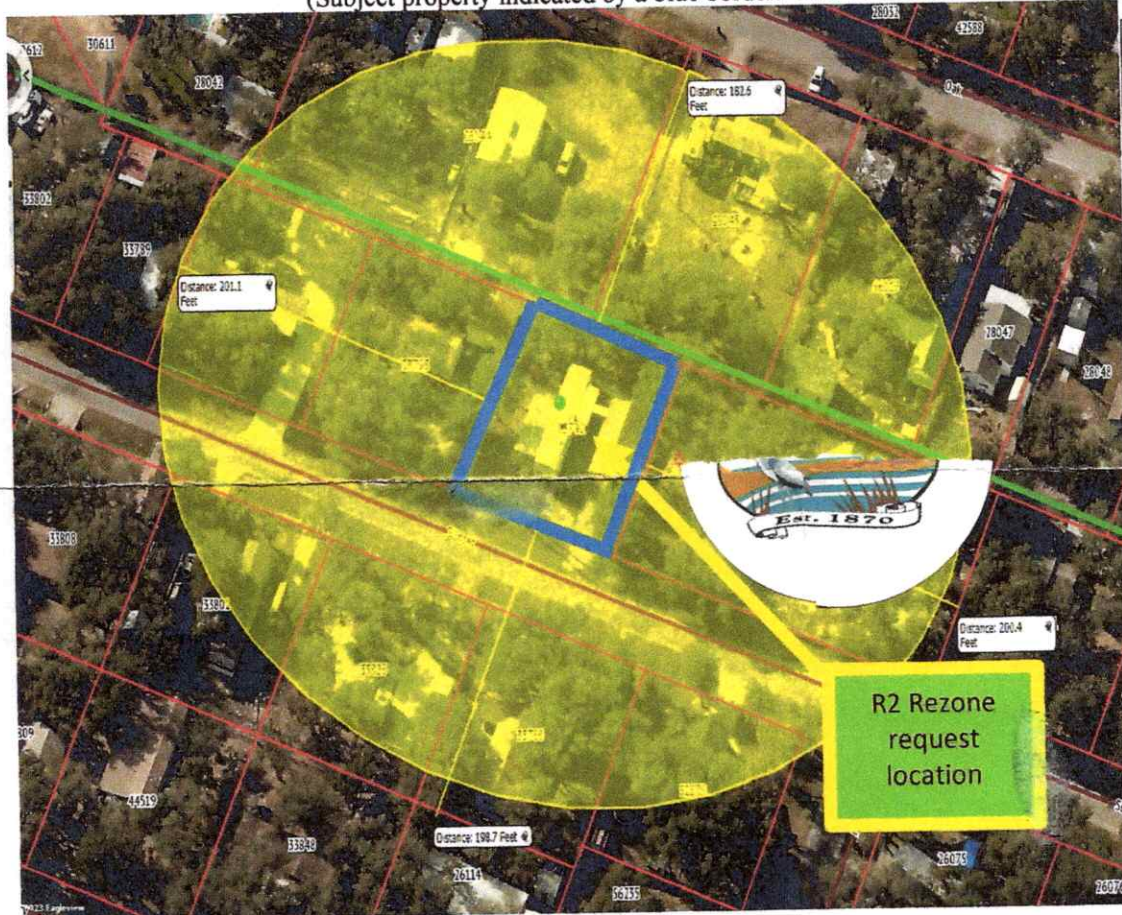
RESPONSE TO STANDARDS

OTHER (DESCRIBE)

<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>
33792	April & Nathan Clark	607 Sunset Dr	207 Portia	Rockport	Tx	78382
33793	Gene & Patricia	613 Sunset Dr	163 Diamond J South	Pipe Creek	Tx	78063
33828	Larry & Donna Hill	615 Sunset Dr	27215 Kentoaks Dr	San Antonio	Tx	78260
67162	Miguel Gonzales Jr	525 Sunset Dr	525 Sunset Dr	Rockport	Tx	78382
52879	Cayla Martinez	2015 Mallard Dr	2015 Mallard Dr	Rockport	Tx	78382
33786	Adam Sprague	604 Sunset Dr	604 Sunset Dr	Rockport	Tx	78382
33825	Martin & Mary Lugo	608 Sunset Dr	8310 Real Dr	San Antonio	Tx	78263
33801	Berry Rowden	614 Sunset Dr	614 Sunset DR	Rockport	Tx	78382
33808	Herman & Peggy Dabbs	616 Sunset Dr	PO Box 675	Rockport	Tx	78381

Location Map of Proposed Change of Zoning Request

(Subject property indicated by a blue border. Notice area indicated in yellow.)



FAQ

Why am I receiving this notice?

Texas law requires that property owners within 200 feet of a zoning request be notified of the possible change to the property.

What do I do now?

It is your right to either object or support the proposed request. If you wish to do so, simply fill out this letter and return it to the City of Rockport by mail:

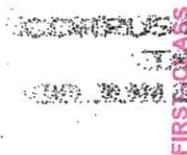
ATTN:

**Building Department
City of Rockport
2751 SH 35 Bypass
Rockport, TX 78382**

If you have any questions regarding this notice, please contact Carey Dietrich, Community Planner, at 361-790-1125, ext. 226.



City of Rockport
Building & Development Department
2751 S.H. 35 Bypass
Rockport, TX 78382



Larry & Donna Hill
27215 Kentoaks Dr
San Antonio, Tx 78260

SITUS ADDRESS: 615 Sunset Dr

7826085128 R010





PUBLIC HEARING
Planning & Zoning Commission
and City Council

NOTICE is hereby given that the Planning & Zoning Commission will hold a Public Hearing on Monday July 17, 2023, at 5:30 p.m. and the Rockport City Council will hold a Public Hearing on Tuesday, July 25, 2023, at 6:30 p.m., at the Rockport Service Center, 2751 State Highway 35 Bypass, Rockport, Texas, , to consider a request to rezone property located at 607 Sunset Drive; also known as J Smith Survey, Acres .3078, City of Rockport, Aransas County, Texas, to R -2 (2nd Single Family Dwelling District) currently zoned R-1 (1st Single Family Dwelling District).

Members of the public can view the meeting remotely via live stream at the address that will be provided on the Planning & Zoning Commission Agenda of July 17, 2023, and the City Council Agenda of July 25, 2023, and posted on the City's website www.cityofrockport.com.

Public participation is valued and citizens wishing to express their views during the Public Hearing can electronically submit a Citizen Participation Form in order to register to speak by going to <https://rockport.seamlessdocs.com/f/CouncilCitizenParticipation>, or if attending the meeting in person register at the meeting before the meeting begins. Using the same form, citizens can also provide written comments to the City Planner by 3:00 p.m. on the day of the Planning & Zoning Commission meeting or to the City Secretary by 4:00 p.m. on the day of the City Council meeting. The comments will be read and summarized in the minutes of the meeting.

The City encourages citizens to participate and make their views known at 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.

Please see attached - We say "No"

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: Larry & Donna Hill

Address: 615 Sunset

City/State: Rockport, TX

() IN FAVOR (✓) IN OPPOSITION

Phone: 210-213-5636

REASON: Please See Attached

Larry & Donna Hill
 Signature

See map on reverse side.

Members of Planning and Zoning Commission,

71

My wife and I own the home and double lot at 615 Sunset. To go on record to the Commission, we are in strong opposition to any and all rezoning attempts within our neighborhood.

Approximately (1) month ago, we stood in front of the Planning & Zoning Commission to discuss, as I remember a plea to rezone the double lot at 607 Sunset to be used to construct multi-family dwellings.

That proposal was dropped after the strong opposition to any rezoning that could result in the possibility of having short term rentals placed in a family oriented neighborhood.

Now we stand before the commission once again to attempt another rezoning, now to build a 2nd Single Family Dwelling on said lot.

We still have deep concerns and suspicions as to why it is necessary to rezone a double lot to build a 2nd Single Family Dwelling. We continue to be in opposition to any rezoning.

Rezoning for any reason that can be avoided only sets precedent, doubt, and mistrust. There is an option for avoiding any rezoning. There are single family dwellings up and down Sunset that are on single lots. This double lot at 607 Sunset could be re-surveyed into (2) single lots, also have separate Electric, Water, and Gas Meters installed as do other single lots currently have and with the correct building permits from the City of Rockport, a separate Single Family Dwelling structure can be squeezed onto each of them, built vertically on each re-surveyed lot. This would avoid any rezoning and alleviate any fears of such rezoning creating any opening to future detriment to a now very quiet, family setting we now enjoy.

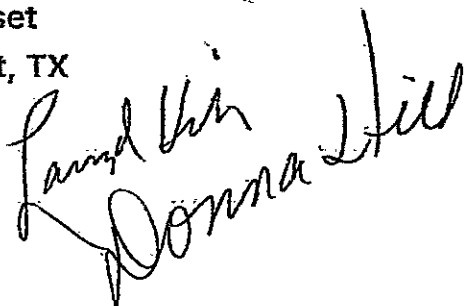
At the same time, each structure will have separate utility meters so that in the future, if individually sold, there wouldn't be any issue.

Thank you for hearing our concerns and alternative options. Our strongest apologies for not being able to attend this hearing in person,

Larry & Donna Hill

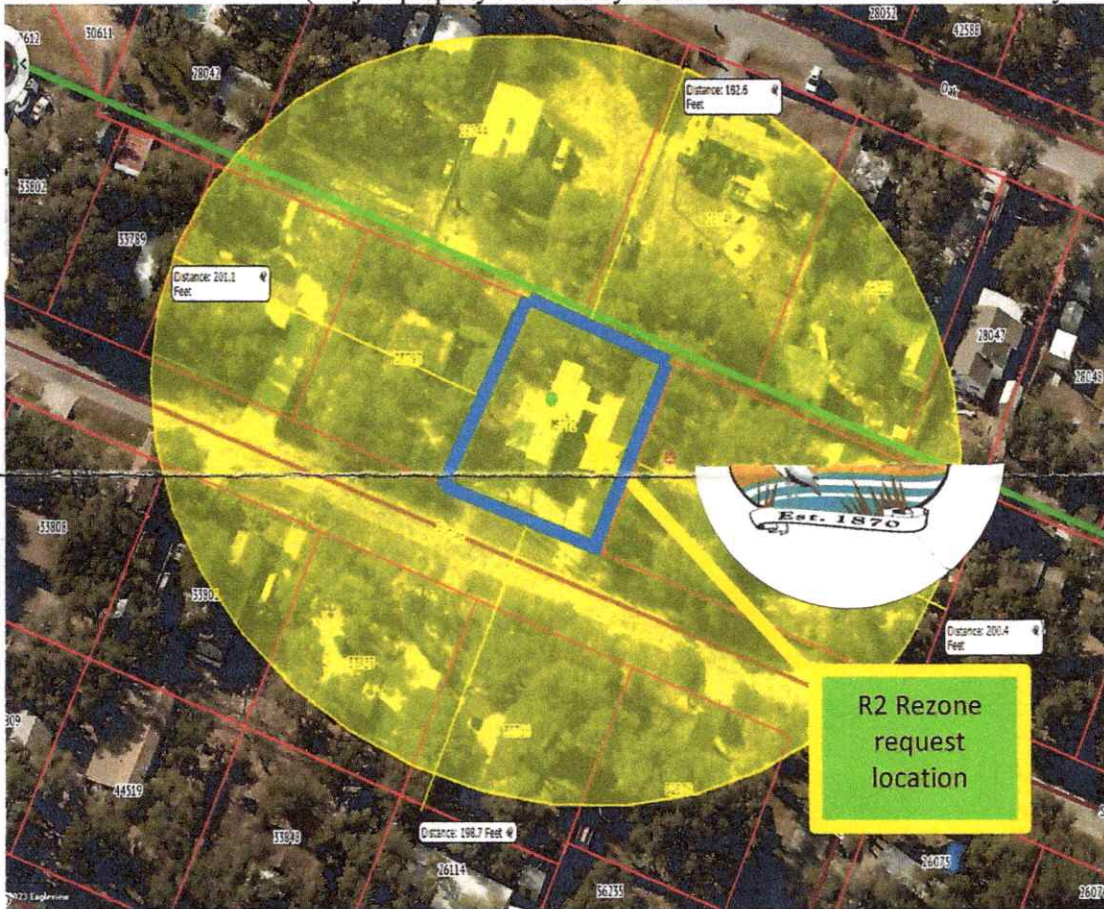
615 Sunset

Rockport, TX

A handwritten signature in black ink, appearing to read "Larry and Donna Hill", is written over the printed name and address.

Location Map of Proposed Change of Zoning Request

(Subject property indicated by a blue border. Notice area indicated in yellow.)



FAQ

Why am I receiving this notice?

Texas law requires that property owners within 200 feet of a zoning request be notified of the possible change to the property.

What do I do now?

It is your right to either object or support the proposed request. If you wish to do so, simply fill out this letter and return it to the City of Rockport by mail:

ATTN:

**Building Department
City of Rockport
2751 SH 35 Bypass
Rockport, TX 78382**

If you have any questions regarding this notice, please contact Carey Dietrich, Community Planner, at 361-790-1125, ext. 226.



City of Rockport
Building & Development Department
2751 S.H. 35 Bypass
Rockport, TX 78382



Gene & Patricia
163 Diamond J South
Pipe Creek, Tx78063

SITUS ADDRESS: 613 Sunset Dr

7806335418 H005





PUBLIC HEARING
Planning & Zoning Commission
and City Council

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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: Patricia Smith

Address: 613 Sunset

City/State: _____

() IN FAVOR (X) IN OPPOSITION

Phone: 210 508 3875

REASON:

see attached

Patricia Smith
 Signature

See map on reverse side.

City of Rockport
 Building and Development Department
 2751 S.H. 35 Bypass
 Rockport, Texas 78382

RE: Proposed rezoning of property located at 607 Sunset Drive, Rockport, Texas

Dear Sir or Madam:

Here we are again. What I heard from the Planning and Zoning commission at the last meeting about a month ago was that they were not in favor of SPOT REZONING. It sets a bad precedent and could lead to others requesting a similar requests. It would change the current character of the neighborhood.

Please accept this letter as a formal opposition to the proposed rezoning of the above referenced property from "1st Single Family Dwelling District" to "2nd Single Family Dwelling District". For identification purposes, we are the owners of properties that either adjoin the above referenced property, or are located within close proximity of the above referenced property.

We oppose the proposed rezoning of the above referenced property for the following reasons:

1. We fear that the use of the subject property will add an unnecessary impact to the traffic on Sunset Drive, a narrow street with multiple existing residences;
2. No mistakes were made when the neighborhood was initially zoned as single family dwelling use, and there have been no changes in circumstances that would justify the rezoning of the above referenced property;
3. There is sufficient land within the City of Rockport for higher density residential use, and there is no need to rezone a single tract within a neighborhood that is otherwise zoned as single family use;
4. It is likely that the proposed rezoning of the subject property will lead to the construction of small duplexes on the property (it is only .30 acre in size) that will be occupied by transients who are vacationing in the area, with no consistent and steady occupants. This will change the character of the neighborhood from one in which the residents are familiar with and accustomed to one another (thereby providing a sense of security), to one in which there is a flow of visitors in and out of the neighborhood; and
5. We are concerned that the proposed rezoning of the subject property will negatively impact the value of our properties.
6. Additional flooding could occur in an area that already floods due to additional cover of property

I don't understand the urgency of rezoning Why don't they just subdivide the property into two single lots from this double lot. Then rezoning would not be necessary and could have two single family lots with water, sewer, garbage and electric connections, just like all the other properties. The city would loose money if only one connection is allowed for two residences.

It took 7 years after HARVEY to clean up lot and get rid of red tagged mobile home. For that we are thankful. When fences were down we put up new fence dividing property and did not ask Ms Betty to contribute. We knew her situation and had mowed her grass many times after the passing of Mr Marvin, as did other neighbors.

We are completely AGAINST rezoning the lot in question, if renting out the property is the end game, build one larger dwelling or move in a mobile home and rent it out.

The current makeup of the neighborhood should not change due one property owners desires. We were not crazy about being annexed by the city, but the city should provide the continuity of same zoning for all residents

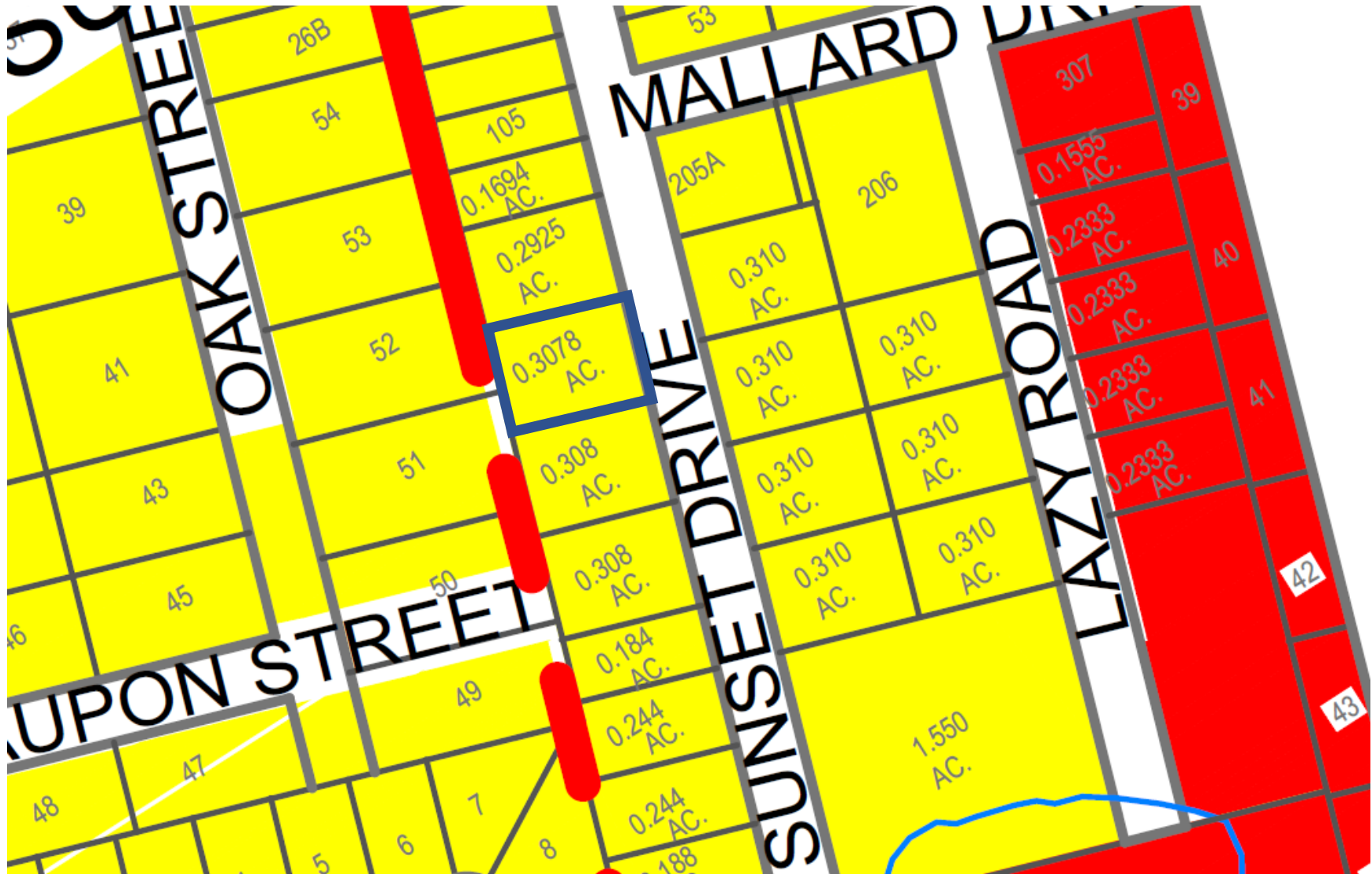
No matter who you are, SPOT REZONING should not be an available option.

For the above reasons, we ask that the request to rezone the above referenced property be denied.
Thank you for your time and for you serving on this committee.

Patricia Smith

Patricia Smith
Gene Smith

FUTURE LAND USE MAP



CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 11

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article II. “Water Service”, Division 3. “Service Charges” by amending water rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND: Chapter 102 of the Code of Ordinances covers the Utilities provided by the City of Rockport. The proposed schedule increases water rates in conjunction with the FY 2023-2024 budget. During the budget workshops held August 1st and 3rd, 2023; staff and council discussed providing the direct passthrough of \$.020/1,000 gallon rate increase from the San Patricio Municipal Water District to the customers inside city limits and using a rate equal to 1.5 times of the inside city limit customer rates for out of city limit customers.

FISCAL ANALYSIS: The proposed rate increase will generate the revenue needed to fund the FY 2023-2024 budget, cover costs associate with water utility service and continue the process of maintaining establishing fund reserves. The net increase to the minimum usage residential in-city water customer is \$0.30 per month due to 1,500 gallon built into the base rate.

STAFF RECOMMENDATION: Staff recommends approval on first reading the Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article II. “Water Service”, Division 3. “Service Charges” by amending water rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES CHAPTER 102 “UTILITIES,” ARTICLE II. “WATER SERVICE,” DIVISION 3. “SERVICE CHARGES” BY AMENDING WATER RATES FOR ALL CUSTOMERS; PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. AMENDMENT

That Chapter 102 “Utilities,” Article II. “Water Service,” Division 3 “Service Charges” is hereby amended to wit:

Sec. 102-56. - Water rates inside city limits.

(a) There shall be charged and collected by the city from all residential customers of water supplied by the city inside its city limits, as now or hereafter established, the amount of money based upon the size of the customers tap and the customers usage (in gallons of water), as set forth in the following schedule of rates and charges:

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by any one user, the following sum per cycle:

Tap Size (In Inches)	MINIMUM CHARGES	NEW CHARGES
¾	\$21.74	\$22.04
1	\$26.26	\$26.56
1½	\$48.64	\$48.94
2	\$75.52	\$75.82
3	\$147.21	\$147.51
4	\$227.87	\$228.17
6	\$227.87	\$228.17

(2) If applicable, for all additional gallons used over 1,501 to 10,000, the sum of ~~\$5.83~~ **\$6.03** per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

(3) Conservation billing. If applicable for all gallons used over 10,001 to 15,000, the sum of ~~\$6.83~~ **\$7.03** each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of ~~\$7.76~~ **\$7.96** for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(b) There shall be charged and collected by the city from all commercial customers of water supplied by the city inside its city limits, as now or hereafter established, the amount of money based upon the size of the customers tap and the customer’s usage (in gallons of water), as set forth in the following schedule of rates and charges, used in any one regular billing cycle by any one user, the following sum per cycle.

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by

any one user, the following sum per cycle:

Tap Size (In Inches)	MINIMUM CHARGES	NEW CHARGES
¾	\$21.74	\$22.04
1	\$26.26	\$26.56
1½	\$48.64	\$48.94
2	\$75.52	\$75.82
3	\$147.21	\$147.51
4	\$227.87	\$228.17
6	\$227.87	\$228.17

(2) If applicable, for all additional gallons used over 1,501 to 10,000, the sum of ~~\$5.83~~ **\$6.03** per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

(3) Conservation billing. If applicable for all gallons used over 10,001 to 15,000, the sum of ~~\$6.83~~ **\$7.03** each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of ~~\$7.76~~ **\$7.96** for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

Sec. 102-57. - Wholesale water rates.

There shall be charged and collected by the city from all contracted resale customers, the sum of ~~\$6.30~~ **\$9.75** per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

Sec. 102-58. - Water rates outside city limits.

(a) There shall be charged and collected by the city from all customers of water supplied by the city outside its city limits, including customers residing within the Town of Fulton city limits, the amount of money based upon the size of the customer's tap and the customer's usage (in gallons of water) at a rate of 1.5 times the rate for customers inside City limits, as set forth in the following schedule of rates and charges:

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by any one user, the following sum per cycle:

Tap Size (In Inches)	MINIMUM CHARGES	NEW CHARGES
¾	\$29.95	\$33.06
1	\$36.21	\$39.84
1½	\$67.62	\$73.41
2	\$104.68	\$113.73
3	\$204.36	\$221.27
4	\$316.45	\$342.26
6	\$316.45	\$342.26

(2) If applicable, for all additional gallons used over 1,501 to 10,000 gallons, the sum of ~~\$8.16~~ **\$9.05** per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

(3) Conservation billing. If applicable, for all gallons used over 10,001 to 15,000 the sum of ~~\$9.59~~ **\$10.55** per 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of ~~\$10.90~~ **\$11.94** for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(b) There shall be charged and collected by the city, for all commercial customers of water supplied by the city outside its city limits, as now or hereafter established, the amount of money based upon the size of the customers tap and the customer's usage (in gallons of water) at a rate of 1.5 times the rate for customers inside City limits, as set forth in the following schedule of rates and charges, used in any one regular billing cycle by any one user, the following sum per cycle:

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by any one user, the following sum per cycle:

Tap Size (In Inches)	MINIMUM CHARGES	NEW CHARGES
¾	\$29.95	\$33.06
1	\$36.21	\$39.84
1½	\$67.62	\$73.41
2	\$104.68	\$113.73
3	\$204.36	\$221.27
4	\$316.45	\$342.26
6	\$316.45	\$342.26

(2) If applicable, for all additional gallons used over 1,501 to 10,000 gallons, the sum of ~~\$8.16~~ **\$9.05** per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

(3) Conservation billing. If applicable, for all gallons used over 10,001 to 15,000 the sum of ~~\$9.59~~ **\$10.55** per 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of ~~\$10.90~~ **\$11.94** for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

Secs. 102-59—102-70. - Reserved.

SECTION 2. REPEALER.

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

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport. Rates will become effective on September 15, 2023 and reflected on the November 1, 2023 billing.

APPROVED on first reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 12

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article III. “Wastewater Service”, Division 4. “Service Charges” by amending wastewater rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND: Chapter 102 of the Code of Ordinances covers the Utilities provided by the City of Rockport. The proposed schedule increases wastewater rates in conjunction with the FY 2023-2024 budget. During the budget workshops held August 1st and 3rd, 2023; staff and council discussed providing a 1.38% rate increase to the customers inside city limits and using a rate equal to 1.5 times of the inside city limit customer rates for out of city limit customers.

FISCAL ANALYSIS: The proposed rate increase will generate the revenue required to fund the FY 2023-2024 budget, cover costs associate with water utility service and continue the process of reestablishing and maintaining fund reserves. The net increase to the minimum usage residential in-city wastewater customer is \$0.32 per month.

STAFF RECOMMENDATION: Staff recommends Council approve on first reading the Ordinance amending City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article III. “Wastewater Service”, Division 4. “Service Charges” by amending wastewater rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date, as presented.

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES CHAPTER 102 “UTILITIES”, ARTICLE III. “WASTEWATER SERVICE”, DIVISION 4. “SERVICE CHARGES” BY AMENDING WASTEWATER RATES FOR ALL CUSTOMERS; PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. AMENDMENT

That Chapter 102 “Utilities”, Article II. “Wastewater Service”, Division 4 “Service Charges” is hereby amended to wit:

Sec. 102-266. Wastewater rates inside city limits.

a) *Residential/single-family.* There shall be charged and collected by the city from all residential/single-family customers connected to wastewater utility system inside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's usage (in gallons of water, as set forth in the following schedule of rates and charges:

1. For the first 0 to 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user, the following sum per month:

TABLE INSET:

Wastewater Tap Size (Inches)	Minimum Charge	New Rate
3/4	23.06	\$23.35
1 or larger	26.27	\$26.63

2. For all additional gallons used over 1,500 gallons the sum of ~~\$4.28—\$4.34~~ for each 1,000 gallons up to 5,000 gallons or fractional part thereof, used in any one billing cycle.
3. For all additional gallons used over 5,000 gallons the sum of ~~\$5.02~~ **\$5.09** for each 1,000 gallons up to 15,000 gallons or fractional part thereof, used in any one calendar month.

b) *Nonresidential/non-single-family.* There shall be charged and collected by the city from all nonresidential/non-single-family customers connected to wastewater utility system inside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's water usage (in gallons of water), as set forth in the following schedule or rates and charges:

1. For the first 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user, the following sum per month, to wit:

TABLE INSET:

Water Tap Size (Inches)	Minimum Charge	New Charges
3/4	\$23.34	\$23.66
1	\$29.16	\$29.56
1 -1/2	\$35.01	\$35.49
2	\$46.68	\$47.32
3	\$93.36	\$94.65
4 and larger	\$145.87	\$147.88

2. For all additional gallons used over 1,500 the sum of ~~\$4.28~~ **\$4.34** for each 1,000 gallons up to 5,000 or fractional part thereof.
3. For all additional gallons used over 5,000 the sum of ~~\$5.02~~ **\$5.09** for each 1,000 gallons or fractional part thereof.

Sec. 102-267. Wastewater rates outside city limits.

- a) *Residential/single-family.* There shall be charged and collected by the city from all residential/single-family customers connected to wastewater utility system outside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's water usage (in gallons of water), at a rate of 1.5 times the rate for customers inside City limits set forth in the following schedule of rates and charges:
1. For the first 0 to 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user the following sum per month:

TABLE INSET:

Water Tap Size (Inches)	Minimum Charge	New Charges
3/4	\$32.70	\$35.02
1 or larger	\$40.84	\$39.95

2. For all additional gallons used over 1,500 gallons the sum of ~~\$5.97~~ **\$6.51** for each 1,000 gallons up to 5,000 gallons or fractional part thereof, used in any one billing cycle.
3. For all additional gallons used over 5,000 gallons the sum of ~~\$7.05~~ **\$7.63** for each 1,000 gallons up to 15,000 gallons or fractional part thereof, used in any one calendar month.

- b) *Nonresidential/non-single-family.* There shall be charged and collected by the city from all nonresidential/non-single-family customers connected to wastewater utility system outside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's water usage (in gallons of water) at a rate of 1.5 times the rate for customers inside City limits, as set forth in the following schedule of rates and charges:
1. For the first 0 to 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user, the following sum per month:

TABLE INSET:

Water Tap Size (Inches)	Minimum Charge	New Charges
3/4	\$32.69	\$35.49
1	\$40.84	\$44.34
1 1/2	\$49.03	\$53.24
2	\$65.35	\$70.99
3	\$130.70	\$141.97
4 or larger	\$204.22	\$221.82

2. For all additional gallons used over 1,500 the sum of ~~\$5.95~~ **\$6.51** for each 1,000 gallons up to 5,000 or fractional part thereof.
3. For all additional gallons used over 5,000 the sum of ~~\$7.05~~ **\$7.63** for each 1,000 gallons or fractional part thereof.

Sec. 102-268. Contracted wastewater rates.

Wastewater rates charged to contracted wastewater customers shall not be affected by this division.

Sec. 102-269. Rates if not on city water.

Any person using the city wastewater utility system, and not connected full-time to its municipal water system shall pay the following monthly charges:

TABLE INSET:

Account Type	Inside the City Limits	NEW – Inside City Limits	Outside the City Limits	NEW – Outside City Limits
Residential/Single-family	\$41.41	\$41.98	\$55.89	\$62.97
Nonresidential/non-single family	\$47.13	\$47.78	\$63.58	\$71.67
Commercial operations (car washes/laundry), minimum*	\$205.23	\$208.06	\$272.96	\$312.09

*Rate will be determined by the director of public works or his designee by comparing like services to other nonresidential users.

Secs. 102-270--102-290 Reserved for future use.**SECTION 2. REPEALER.**

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

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport. Rates would become effective on September 15, 2023 and reflected on the November 1, 2023 billing.

APPROVED on first reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 13

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article V. “Natural Gas Service”, Division 3. “Service Charges” by amending natural gas rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND: Chapter 102 of the Code of Ordinances covers the Utilities provided by the City of Rockport. The proposed schedule increases natural gas rates in conjunction with the FY 2023-2024 budget. During the budget workshops held August 1st and 3rd, 2023; staff and council discussed providing an increase to the demand rate of \$1.00 to the customers inside city limits and an increase to the demand rate of \$11.00 to the customers outside the city limits.

FISCAL ANALYSIS: The proposed natural gas rate increase will generate the revenue needed to maintain the FY 2023-2024 budget as well as begin restoring fund reserves and maintaining policy required working capital.

The 2023 rate increase will have a monthly increase to the average residential gas customer of \$1.00 on the demand rate. The increased rates do not include the purchase gas adjustment and sales tax, where applicable.

STAFF RECOMMENDATION: Staff recommends approval on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities”, Article V. “Natural Gas Service”, Division 3. “Service Charges” by amending natural gas rates for all customers; providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith; and providing for an effective date, as presented.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES CHAPTER 102 “UTILITIES”, ARTICLE V. “NATURAL GAS SERVICE”, DIVISION 3. “SERVICE CHARGES” BY AMENDING NATURAL GAS RATES FOR ALL CUSTOMERS; PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. AMENDMENT

That Chapter 102 “Utilities”, Article V. “Natural Gas Service”, Division 3 “Service Charges”, Section 102-531 “Natural Gas Rates Inside City Limits”, Section 102-532 “Natural gas rates for Town of Fulton”, and Section 102-533 “Natural gas rates for unincorporated areas of Aransas County” is hereby amended to wit:

Sec. 102-531. - Natural gas rates inside city limits.

There shall be charged and collected by the city from all residential and commercial customers of natural gas supplied by the city inside its city limits, as now or hereafter established, the amount of money based on customers usage (in cubic centimeters), as set forth in the following schedule of rates and charges:

Demand Rate	\$30.08	\$31.08
Per 1,000 CF	\$3.34	\$3.76

Note: Rates do not include purchased gas adjustment and sales tax, where applicable.

Sec. 102-532. - Natural gas rates for Town of Fulton.

There shall be charged and collected by the city from all residential and commercial customers of natural gas supplied by the city to customers within the corporate city limits of the Town of Fulton, as now or hereafter established, the amount of money based on customers usage (in cubic centimeters), as set forth in the following schedule of rates and charges:

Demand Rate	\$30.08	\$41.08
Per 1,000 CF	\$3.34	\$3.76

Note: Rates do not include purchased gas adjustment and sales tax, where applicable.

Sec. 102-533. - Natural gas rates for unincorporated areas of Aransas County.

There shall be charged and collected by the city from all residential and commercial customers of natural gas supplied by the city to the unincorporated areas of Aransas County, as now or hereafter established, the

amount of money based on customers usage (in cubic centimeters), as set forth in the following schedule of rates and charges:

Demand Rate	\$30.08	\$41.08
Per 1,000 CF	\$3.34	\$3.76

Note: Rates do not include purchased gas adjustment and sales tax, where applicable.

SECTION 2. REPEALER.

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

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport. Rates would become effective on September 15, 2023, and reflected on the November 1, 2023 billing.

APPROVED on first reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Special Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 14

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances, Chapter 82 “Solid Waste” Article II. “Refuse Collection”, Section 82.39 “Fee Schedule” setting new fees for service; repealing all prior ordinances in conflict herewith; and providing for publication and an effective date.

SUBMITTED BY: Robbie Sorrell, Director of Finance

APPROVED FOR AGENDA: VRS

BACKGROUND: In accordance with section 14.02 (a)-(d) of the Solid Waste Collection and Disposal Contract between BFI Waste Services of Texas, LP d/b/a Republic Services of Corpus Christi and the City of Rockport, Republic Services submitted a comparative statement reflecting an increase of 4.0% in the Base Commercial Rates to become effective September 15, 2023, and reflected on the November 1, 2023, billing.

The accompanying letter from Republic and the ordinance for additional details.

FISCAL ANALYSIS: The new rates will be effective September 15, 2023, and will be reflected on the November 1, 2023, utility bill. The proposed solid waste rate increase will provide additional revenue as a direct passthrough to Republic Services. There is no increase to residential customers.

RECOMMENDATION: Staff recommends approval of the first reading of the Ordinance amending the City of Rockport Code of Ordinances, Chapter 82 “Solid Waste” Article II. “Refuse Collection”, Section 82.39 “Fee Schedule” setting new fees for service; repealing all prior ordinances in conflict herewith; and providing for publication and an effective date, as presented.

July 29, 2023

Ms. Vanessa Shrauner
City Manager
City of Rockport
2751 State Highway 35 Bypass
Rockport, TX 78382

Dear Ms. Shrauner,

In accordance with the Second Amendment dated April 11, 2023, of the Solid Waste Collection and Disposal Contract between BFI Waste Services of Texas, LP d/b/a Republic Services of Corpus Christi and the City of Rockport, we hereby submit a comparative statement reflecting a **4.0% increase in the commercial rates only** to become effective October 1, 2023.

The base residential contract rate on October 1, 2022, was \$23.73. Per the Second Amendment, this rate will not be adjusted until October 1, 2024. Attached is the commercial rate sheet for the city's record. Thank you for your continued partnership.

Sincerely,

Mike Reeves

Mike Reeves
Manager, Municipal Services



Sustainability in Action

ORDINANCE NO. ____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES, CHAPTER 82 "SOLID WASTE" ARTICLE II. "REFUSE COLLECTION", SECTION 82.39 "FEE SCHEDULE"; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

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

SECTION 1. SECTION 82.39 "FEE SCHEDULE" AMENDMENT.

That the Rockport Code of Ordinances, Chapter 82 "Solid Waste", Article II. "Refuse Collection", Section 82.39 "Fee Schedule, is hereby amended to read as follows:

Sec. 82-39. - Fee schedule.

The monthly fees charged for refuse collection shall be as follows:

- (1) Residential 96-gallon cart rate: **\$25.06**
- (2) Additional 96-gallon residential cart rate: **\$21.56**
- (3) Residential 65-gallon cart rate: **\$24.48**
- (4) Commercial 96-gallon cart rate: ~~\$38.15~~ **\$39.68**
- (5) Commercial container customers, each additional container price and extra pickup charges:

Commercial Container Customers

Container Size	1X Week	2X Week	3X Week	4X Week	5X Week	6X Week
2 cu yd	<u>\$ 106.28</u>	<u>\$208.56</u>	<u>\$263.63</u>	<u>\$322.70</u>	<u>\$410.95</u>	<u>\$472.62</u>
3 cu yd	<u>\$127.43</u>	<u>\$252.82</u>	<u>\$319.70</u>	<u>\$383.75</u>	<u>\$448.21</u>	<u>\$534.65</u>
4 cu yd	<u>\$150.00</u>	<u>\$283.56</u>	<u>\$403.33</u>	<u>\$557.38</u>	<u>\$687.47</u>	<u>\$848.70</u>
6 cu yd	<u>\$176.78</u>	<u>\$339.89</u>	<u>\$503.95</u>	<u>\$662.44</u>	<u>\$845.22</u>	<u>\$860.09</u>
8 cu yd	<u>\$223.48</u>	<u>\$435.83</u>	<u>\$606.42</u>	<u>\$741.34</u>	<u>\$964.81</u>	<u>\$1,155.99</u>

Each Additional Container

Container Size	1X Week	2X Week	3X Week	4X Week	5X Week	6X Week
2 cu yd	<u>\$81.82</u>	<u>\$137.40</u>	<u>\$183.35</u>	<u>\$239.97</u>	<u>\$306.85</u>	<u>\$354.00</u>
3 cu yd	<u>\$91.72</u>	<u>\$172.00</u>	<u>\$215.14</u>	<u>\$271.70</u>	<u>\$338.64</u>	<u>\$405.03</u>
4 cu yd	<u>\$109.12</u>	<u>\$208.64</u>	<u>\$308.50</u>	<u>\$419.90</u>	<u>\$517.73</u>	<u>\$641.60</u>
6 cu yd	<u>\$130.71</u>	<u>\$265.87</u>	<u>\$371.06</u>	<u>\$504.36</u>	<u>\$644.34</u>	<u>\$757.97</u>
8 cu yd	<u>\$167.00</u>	<u>\$311.31</u>	<u>\$456.35</u>	<u>\$570.27</u>	<u>\$741.17</u>	<u>\$889.10</u>

SECTION 2. REPEALER.

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

SECTION 4. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 5. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport. Rates would become effective on September 15, 2023 and reflected on the November 1, 2023 billing.

APPROVED on first reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the ____day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 15

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article V “Natural Gas Service” Division 2 ”Connections” Section 102-517 Rates for Natural Gas Tap/Meter Installation, by adding additional meter sizes and amending installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict therewith, and providing for an effective date.

SUBMITTED BY: Mike Donoho, Director of Public Works

APPROVED FOR AGENDA: VRS

BACKGROUND: The tap fees related to natural gas are currently insufficient to cover the cost of current material and equipment. The attached ordinance includes the current supply and labor costs for meter/tap fees. Additional changes are to reflect that the city no longer runs the gas line on private property to set a meter.

FISCAL ANALYSIS: The increase of fee will support the cost of materials and labor.

RECOMMENDATION: Staff recommends approval of the first reading of the Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article V “Natural Gas Service” Division 2 ”Connections” Section 102-517 Rates for Natural Gas Tap/Meter Installation, by adding additional meter sizes and amending installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict therewith, and providing for an effective date

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES CHAPTER 102 "UTILITIES:" ARTICLE V "NATURAL GAS SERVICE," DIVISION 2 "CONNECTIONS," SECTION 102-517 RATES FOR NATURAL GAS TAP/METER INSTALLATION, BY ADDING ADDITIONAL METER SIZES AND AMENDING INSTALLATION/TAP/METER FEES WHEN A NEW CONNECTION HAS BEEN MADE TO THE CITY SYSTEM(S), PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HERewith, AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. Amendment

That Chapter 102 "Utilities," Article V "Natural Gas Service," Division 2 "Connections," Section 102-517 "Rates for natural gas tap/meter installation" is hereby amended to wit:

102-517 Rates for natural gas tap/meter installation.

- (a) There shall be charged and collected by the city, a fee for each natural gas tap/meter installation. A minimum charge for the first 50 20 feet of service pipe installed as follows:

Meter Size	Fee
R-275	\$1,250.00 <u>\$1,600.00</u>
R- 415 <u>425</u>	\$1,350.00 <u>\$1,900.00</u>
<u>R-800</u>	<u>\$3,300.00</u>
<u>R-1000</u>	<u>\$3,800.00</u>

- ~~(b) — Every foot thereafter shall be charged at \$4.00 per foot.~~ Nonstandard tap/meter installations, additional main line length, road bores, meter relocation, etc. will be charged at actual additional cost.

SECTION 2. REPEALER.

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

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport.

APPROVED on first reading the _____ day of August 2023.

APPROVED, PASSED, and ADOPTED on second and final reading the _____ day of August 2023.

CITY OF ROCKPORT

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 16

Deliberate and act on first reading of an Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article II “Water Service” Division2 “Connections” Section 102-41 Rates for Water Taps and Meter Installation; and Article III “Wastewater Service” Division3 “Connection Fees” Section102-246 Schedule of Fees, by amending installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith, and providing for an effective date.

SUBMITTED BY: Mike Donoho, Public Works Director

APPROVED FOR AGENDA: VRS

BACKGROUND: The tap fees related to water and wastewater are currently insufficient to cover the cost of current material and equipment. The attached ordinance includes the current supply and labor costs for meter set and tap fees.

FISCAL ANALYSIS: The increase of fee will support the cost of materials and labor.

RECOMMENDATION: Staff recommends approval of the first reading of the Ordinance amending the City of Rockport Code of Ordinances Chapter 102 “Utilities” Article II “Water Service” Division2 “Connections” Section 102-41 Rates for Water Taps and Meter Installation; and Article III “Wastewater Service” Division3 “Connection Fees” Section102-246 Schedule of Fees, by amending installation/tap/meter fees when a new connection has been made to the City system(s); providing for the validity of said Ordinance; repealing all prior ordinances in conflict herewith, and providing for an effective date.

ORDINANCE NO. 2023 - _____

AN ORDINANCE AMENDING THE CITY OF ROCKPORT CODE OF ORDINANCES CHAPTER 102 "UTILITIES" ARTICLE II "WATER SERVICE" DIVISION 2 "CONNECTIONS" SECTION 102-41 RATES FOR WATER TAPS AND METER INSTALLATION; ARTICLE III "WASTEWATER SERVICE" DIVISION 3 "CONNECTION FEES" SECTION 102-246 SCHEDULE OF FEES, BY AMENDING INSTALLATION/TAP/METER FEES WHEN A NEW CONNECTION HAS BEEN MADE TO THE CITY SYSTEM(S), PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. Amendment

That Chapter 102 "Utilities," Article II "Water Service," Division 2 "Connections," Section 102-41 "Rates for Water Taps and Meter Installation" is hereby amended to wit:

102-41 Rates for water taps and meter installation.

- (a) Subject to subsection (d) of this section, there shall be charged and collected by the city, a fee for each water tap made or meter installation, based upon it size, as follows:

- (1) Tap fees:

Line Size (in inches)	Fee
3/4"	\$1,800.00 <u>\$2,400.00</u>
1"	\$1,900.00 <u>\$2,500.00</u>
1-1/2" and larger	Based on current labor and material

- (2) Meter installation fees: The meter set fee is for installation of the meter itself, when a new connection has been made, and the actual tap, and meter box, has been provided by the owner or agent.

Line Size (in inches)	Fee
3/4"	\$450.00 <u>\$600.00</u>
1"	\$500.00 <u>\$700.00</u>
1-1/2" and larger	Based on current labor and material

- (b) Subject to subsection (d) of this section, the fee for any water tap or meter installation made greater than two inches will be made on a per-job basis, taking related costs and expenses incurred into consideration, or as otherwise determined by the Public Works Director or his representative.

- (c) The fee for any water tap made requiring casing under a state highway will be made on a per-job basis, taking related costs and expenses incurred into consideration, or as otherwise determined by the utilities director or his representative.
- (d) The water tap fees in this section are subject to a maximum of 60 feet in length, and additional lengths shall be priced on a per-foot basis, depending on the size of the pipe and total length, as determined by the director of public works. As part of the tap fee charge, the city will furnish up to 60 feet of line and all necessary appurtenances needed to make the installation. Any expenses incurred for boring or cutting a street or curb and for installation of over 60 feet of line shall be borne by the user through payment of the extension fee. The user shall pay, prior to installation, the estimated cost of materials, labor and overhead as determined by the director of public works. All tap and extension fees will be paid prior to the issuance of a plumbing permit, which is prior to commencing installation. A plumbing permit will have to be taken out by a master plumber and all connections to be made by a licensed plumber.

That Chapter 102 “Utilities,” Article III “Wastewater Service,” Division 3 “Connection Fees,” Section 102-246 “Schedule of Fees” is hereby amended to wit:

102-246 Schedule of fees.

- (a) For all original wastewater connections made and connected to city wastewater systems, the minimum tap or connection fee to charged to and aid by the user of the wastewater facility of the city is as follows:

Wastewater Tap	Fee
Full Tap - 4"	\$2,100.00 <u>\$2,700.00</u>

- (b) The fee for a four-inch wastewater tap shall be ~~\$2,100.00~~\$2,700.00, and such fee shall apply irrespective of when the wastewater tap is made. Any other wastewater tap service fees will be subject to a determination to be made by the city's director of public works on a per-job basis, so that the city's actual cost of the fee tap will be recuperated.
- (c) Included within the full tap fee charge the city will furnish up to 60 feet of four-inch wastewater pipe and all necessary appurtenances needed to make installation. Any expenses incurred for boring or cutting a street or curb and for installation of over 60 feet of wastewater pipe shall be borne by the user. The user shall pay, prior to installation, the estimated cost of materials, labor and overhead as determined by the director of public works.

SECTION 2. REPEALER.

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

SECTION 3. SEVERABILITY.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council and publication of the Ordinance caption in the official newspaper of the City of Rockport.

APPROVED on first reading the _____ day of Aug 2023.

APPROVED, PASSED, and ADOPTED on second and final reading the _____ day of August 2023.

CITY OF ROCKPORT, TEXAS

Tim Jayroe, Mayor

ATTEST:

Teresa Valdez, City Secretary

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 17

Deliberate and act on approval of Change Orders # 6 related to the New City Hall Project.

SUBMITTED BY: Kimberly Henry, Assistant to the City Manager

APPROVED FOR AGENDA: VRS

BACKGROUND: The new City Hall project is fully underway and currently expected to be significantly complete by end of January 2024. Throughout the project there have been Change Orders that have been either a savings or a small increase. The attached Change Order # 6 is an increase of \$10,196.34. Detailed maps, drawings, and further explanation are available upon request. Below is a summary of the Change Orders to-date:

Submitted Bid/Award	\$16,380,000.00	
CO1 - Value Engineering	-\$900,000.00	7/8/2022
Change Order 2	-\$32,175.87	7/14/2022
Change Order 3	-\$25,477.96	2/24/2023
Change Order 4	\$11,648.00	4/28/2023
Change Order 5	\$81,856.24	6/27/2023
Change Order 6	\$10,196.34	Pending
Construction Funding:	\$15,526,046.75	

FISCAL ANALYSIS: This project is still within the budget consisting of Tax Notes, FEMA, and Windstorm funds. Overview of project revenue and expenditures to date is attached.

RECOMMENDATION: Staff recommend approval of Change Order # 6 as presented.



AIA® Document G701® – 2017

Change Order

PROJECT: *(Name and address)*
Aransas County DTA - City Hall
Rockport, Tx

CONTRACT INFORMATION:
Contract For: General Construction
Date: 11 May 2022

CHANGE ORDER INFORMATION:
Change Order Number: 006
Date: 04 August 2023

OWNER: *(Name and address)*
City of Rockport, Texas
2751 Hwy 35 Byp.
Rockport, TX 78382

ARCHITECT: *(Name and address)*
PGAL
3131 Briarpark Drive Suite 200
Houston, Texas 77042

CONTRACTOR: *(Name and address)*
Teal Construction
5110-B IH 37
Corpus Christi
TX 78407

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

This Change Order involves three (3) Contractor Change Proposals

Change Proposal Request 047 for PR 5.1

This Change Proposal is regarding the following;

WENDT:

We propose to furnish and install all necessary material, labor and supervision for the electrical installation of the abovementioned

change. Our sum for this change is listed below.

1. In reference to PR#5.1 issued 5/9/23. Proposal includes drawing revisions EPR2.01, EPR2.02 and ER5.02. These changes are noted on drawings attached for reference. PR#5 (PCO#15) is included and the value must be accepted if these changes are to be accepted. There are many changes that were made in PR#5 drawings that have been altered in PR#5.1.

2. Included:

a. EPR2.01 includes revisions to (2) receptacle, (4) data and (1) card access locations that were added in PR#5. Reference Drawing attached.

b. EPR2.01 includes circuit changes in R148 and R125. Reference Drawing attached.

R148 added circuit BILA-20 to new location that was removed from coffee area in PR#5

R125 added circuit BILA-83 that was a spare. Spare breaker will be utilized.

c. EPR2.01 adds (8) new data, (1) new quad receptacle and (1) new GFCI receptacle locations. Reference Drawing attached.

d. EPR2.01 includes revisions to (2) data and (4) receptacle locations that have already been installed per contract drawings. These locations will need to be removed and relocated. Reference Drawing attached.

e. EPR2.02 includes revisions to (3) receptacle and (5) data locations that were added in PR#5. Reference Drawing attached.

f. EPR2.02 adds (1) new data and (1) new receptacle locations. Reference Drawing attached.

g. EPR2.02 includes revisions to (5) data, (1) card reader and (3) receptacle locations that have already been installed per contract drawings. These locations will need to be removed and relocated. Reference Drawing attached.

3. NOT included:

a. Painting/patching/repairing/etc. of surfaces or items damaged as a result of work within this change, or of exposed electrical work.

b. All concrete cut, formed, poured or removed. (Including, but not limited to; pads, rebar, saw-cutting, coredrilling, boring, concrete/asphalt repairs, etc.)

c. *Please note that the power circuits for water heaters per PR#03 and PR#5 changes are shown on these PR#5.1 drawings. The associated work will not be installed until the approved change orders are received by Wendt. If this work and the new work included in this proposal has not been approved before sheetrock is installed in the building pricing is subject to increase.

MK Marlow:

This proposal Per Pr 5, Note 6,07 is to add and install a layer of interior fire retardant plywood from 2'0" to 6' 0" in server room 251.

Add \$34,145.94, Add zero (0) impact days

Change Proposal Request 49 ASI 1 Part two

This Change Proposal involves the following:

American Door

Opening R143A - Added narrow lite to door and removed sidelite

Opening R121B - Deleted Opening

Opening R264A - Added Opening (Alum Frame, Laminate Door, Hardware Set 103S)

Opening R147A - Added Opening (Alum Frame, Laminate Door, Hardware Set C201JT)

Opening R112A - Added narrow lite to door and removed sidelite

Add \$2,600.40, Add zero (0) impact days

CPR 50 - Exterior Handrail Material

This Change Proposal deals with the following:

This modification involves change the handrail material from powder coated 316 stainless to aluminum and change a power coated finish with a clear anodized finish. The design on the rails will remaining as shown on the drawings, only the material and finish will change. The finished product will be similar in color and finish to the handrails that are installed at the police department and verbally approved during a site visit on 7-19-23. The following railings to be powder coated aluminum: 2nd floor balcony and Tower guardrails Welds of the size and quality observed at the police department railings will not be accepted. A railing mock-up is still required for Architect review.

Deduct <\$26,550.00>, Add zero (0) impact days

The original Contract Sum was	\$ 16,380,000.00
The net change by previously authorized Change Orders	\$ -864,149.59
The Contract Sum prior to this Change Order was	\$ 15,515,850.41
The Contract Sum will be increased by this Change Order in the amount of	\$ 10,196.34
The new Contract Sum including this Change Order will be	\$ 15,526,046.75
The Contract Time will be unchanged by Zero (0) days.	
The new date of Substantial Completion will be 31 January 2024	

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

<u>PGAL</u>	<u>Teal Construction</u>	<u>City of Rockport, Texas</u>
ARCHITECT (Firm name)	CONTRACTOR (Firm name)	OWNER (Firm name)
<u>-See attached signatures page-</u>	<u>-See attached signatures page-</u>	<u>-See attached signatures page-</u>
SIGNATURE	SIGNATURE	SIGNATURE
<u>Giang Phan, LEED AP, Senior Associate</u>	<u>John Murray, President</u>	<u>Lowell Timothy "Tim" Jayroe, Mayor</u>
PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
<u>DATE</u>	<u>DATE</u>	<u>DATE</u>

Signatures Page

**John
Murray**

Digitally signed by
John Murray
Date: 2023.08.04
10:29:58 -05'00'

Giang Phan

Digitally signed by
Giang Phan
Date: 2023.08.04
11:27:40-05'00'

Capital Improvement Project DTAP - New City Hall

Revenues

Status	Notes	Source	Amount	
Pending	LL working on	FEMA	\$1,683,042.73	Revised conservative estimate
Rec'd		Windstorm Bldg	\$132,918.04	(\$569,869.96 rec'd already and removed from calculation)
Rec'd		Rebuild Texas	\$0.00	(\$20,748 rec'd already and removed from calculation)
Rec'd		2020 Tax Note	\$11,770,000.00	
Rec'd		2022 Tax Note	\$5,385,492.00	
Pending	LL working on	Windstorm Cont	\$170,000.00	estimate
Rec'd		Court Funds	\$15,000.00	
			Total Revenue:	\$19,156,452.77

Still Within Budget

Expenses

Category	Contractor	Presented to Council 1/19/22	Contract w/ Change Orders as of 12/1/22	Approved by Council 12/13/22	With Change Orders as of 8/8/2023	Spent/ Committed to Date	% of Contract
Construction	Teal	\$16,380,000.00	\$15,480,000.00	\$15,480,000.00	\$15,526,046.75	\$9,922,852.45	63.91%
Professional Services	PGAL		\$616,179.00	\$866,179.00	\$866,179.00	\$814,547.18	94.04%
	Broadbus	\$1,356,706.00	\$375,000.00	\$475,000.00	\$475,000.00	\$413,942.90	87.15%
A/V & Security	ACS	\$1,000,000.00	\$0.00	\$1,100,000.00	\$1,100,000.00	\$1,050,000.00	95.45%
Soft Costs	Misc	\$1,079,888.00	\$1,079,888.00	\$1,079,888.00	\$1,079,888.00	\$994,677.08	92.11%
		\$19,816,594.00	\$17,551,067.00	\$19,001,067.00	\$19,047,113.75	\$13,196,019.61	69.28%
		Presented to Council 1/19/22	Contract w/ Change Orders as of 12/1/22	Approved by Council 12/13/22	With Change Orders as of 8/8/2023	Spent/ Committed to Date	% of Contract
					Delta \$109,339.02		

TEAL

40-699-8020

Submitted Bid/Award \$16,380,000.00
 CO1 - Value Engineering -\$900,000.00 7/8/2022
 Change Order 2 -\$32,175.87 7/14/2022
 Change Order 3 -\$25,477.96 2/24/2023
 Change Order 4 \$11,648.00 4/28/2023
 Change Order 5 \$81,856.24 6/27/2023
 Change Order 6 \$10,196.34 Pending

Construction Funding: \$15,526,046.75

Period Covered	Date Written	Check #	Amount	Running Balance	% of Funding
Pay App 1	7/14/2022	849175	\$1,610,438.68	\$1,610,438.68	10.37%
Pay App 2	8/25/2022	849644	\$623,235.68	\$2,233,674.36	14.39%
Pay App 3	9/29/2022	850019	\$567,748.65	\$2,801,423.01	18.04%
Pay App 4	11/3/2022	850419	\$534,148.41	\$3,335,571.42	21.48%
Pay App 5	12/6/2022	850743	\$680,735.89	\$4,016,307.31	25.87%
Pay App 6	1/5/2023	851076	\$945,934.30	\$4,962,241.61	31.96%
Pay App 7	1/20/2023	851211	\$1,653,429.12	\$6,615,670.73	42.61%
Pay App 8	2/17/2023	851494	\$733,509.42	\$7,349,180.15	47.33%
Pay App 9	3/8/2023	851898	\$319,233.80	\$7,668,413.95	49.39%
Pay App 10	4/11/2023	852119	\$682,805.00	\$8,351,218.95	53.79%
Pay App 11	5/11/2023	852596	\$273,118.87	\$8,624,337.82	55.55%
Pay App 12	6/22/2023	853005	\$576,985.77	\$9,201,323.59	59.26%
Pay App 13	7/20/2023	853347	\$721,528.86	\$9,922,852.45	63.91%

\$9,922,852.45 Running Total

Available Balance

\$5,603,194.30

CITY COUNCIL AGENDA
Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 18

Deliberate and act on presentation of proposed Fiscal Year 2023-2024 Budget.

SUBMITTED BY: City Manager Vanessa Shrauner

APPROVED FOR AGENDA: VRS

BACKGROUND: Pursuant to the City of Rockport Charter Article VII, Municipal Finance, Section 7.02 the City Manager shall submit a proposed budget for the ensuing fiscal year and budget message on or before the first regular scheduled meeting in August of each year.

Sec. 7.02 Submission of Budget

- 1) On or before the first regular scheduled meeting in August of each year, the City Manager shall submit to the City Council a proposed budget for the ensuing fiscal year and budget message. The City Council shall review the proposed budget and make any appropriate changes prior to publishing the final budget.

Please see the accompanying budget for details. The Budget Message will be presented at the meeting.

FISCAL ANALYSIS: See the accompanying budget document.

RECOMMENDATION: Staff recommends acceptance of the proposed FY 2023-2024 budget, as presented.



August 8, 2022

To the Honorable Mayor and City Council Members:

Introduction

In accordance with Article VII of the City of Rockport Charter and Chapter 102 of the Texas Local Government Code, I am submitting to you a draft budget under unusual circumstances. This is the first time in recent history that a budget will be produced prior to having the certified tax rolls prior to the submission of the budget. This budget, serving for the fiscal year 2022-2023 beginning October 1, 2023, is incredibly preliminary, a rough estimation and at best, premature. However, it is a starting point. This document will serve as the framework for the final budget when certified tax rolls are received on the August 24, 2023 due date.

The development of this budget has been a collaborative process with input from every department, the City's leadership team and City Council. This budget addresses many, but certainly not all, of the City's operational needs, while remediation efforts of previous financial practices.

The budgetary and accounting policies contained within conform to generally accepted accounting principles (GAAP) as established by the Governmental Accounting Standards Board. The accounts of the City are organized based on funds and account groups, each of which is considered a separate budgetary and accounting entity. Within the budget, the City's various funds are grouped into general fund types and proprietary fund types. The budget is prepared on the GAAP basis, with all governmental funds determined by using the modified accrual basis of accounting and proprietary funds established by using the accrual basis of accounting.

This budget focuses on the emphasis of openness of decision making, conservative expenditures, and looking to the future health of the City's financial status. Mother nature has given us a bumpy recent history so working towards mitigating the negative ramifications of environmental disruptions has become a key focus area and the budget is reflective of that. Additionally, supply chain issues are affecting how this budget was developed. A significant sum has been added to get a stock of water meters built up to keep up with development. Finally, a key element in this budget is an emphasis on training of staff. A priority of mine is to create an environment where customer service excellence is ingrained in the culture. A knowledgeable, team-oriented staff is crucial to this outcome.

Economic Outlook

The City of Rockport is a tourist destination that is also in a period of rapid growth. Consequently our static population of approximately 11,000 is growing rapidly with an estimated 2,300 new homes currently approved for development, our tourist population continues to thrive. The impact on the budget is not something to be over looked. While we have a static population, we must plan infrastructure and services for a transient population of 35,000+.

There continues to be a shortage of labor in restaurants and retail areas, primarily attributed to attainable housing. And this does not appear to be an area that is of great interest to the incoming development. The, relatively new EDC, has taken this area on as a project and we will work cooperatively to regenerate this market area.

We are not immune to the national inflation that is higher than usually expected. While we have seen a slow in inflation, it still continues to affect the expenditures of the city. We are still reeling from the 8% increase in 2022, an additional 4.26% increase has been the experience for 2023. For 2024 the projection is 3%.

In the last two months (June and July) there has been a decrease in Sales Tax over the same two months last year. This is of note as these are typically our two busiest months as far as tourism and sales tax are concerned.

As expected, there is a subsequent decrease in Hotel Motel Taxes collected from last year. This fund is healthy and the distribution for FY 23-24 is less than the anticipated collection. The fund is solvent but must be given an eye of caution to maintain this status.

Notable Policies and Programs

The submission of a balanced budget summary that shows the relationship between revenues and expenditures is attached. However, it is worth mentioning again that we do not have the Certified Tax Rolls. Additionally, we have not made all the requested changes in the Budget Workshop on 8/3/2023. These numbers WILL change.

As a result of discussion at the Budget Workshop, staff will begin negotiation for a developer contribution withing our development agreements to cover the lost income during the period of time of which we are conducting an Impact Fee study. In the budget, an overall fee study has been approved to bring our fees closer to market rate.

Staff received a 5% COLA last year. This year, we are not in a position to offer a COLA or merit raise. Instead, a one time payment of either \$1000 or \$1500 will be awarded based on satisfactory or excellent performance, respectively.

Health Insurance

As experienced across all of the workforce, we have experienced a large raise in health insurance premiums. TML health insurance proposed an increase of 12%. This is an increase of \$140,529.12. We have opted to raise our deductible from \$1,500 to \$2,000 and the max out of pocket from \$5,000 to \$6,000, making our annual increase \$64,148.88 or 5.4%.

Unfunded Issues

The City continues to need additional funding for capital needs associated with maintenance concerns now and in the future associated with new growth. Specifically, additional funding for capital is needed, but not addressed in the FY 2023-2024 budget, for (1) drainage, (2) streets, (3) park land acquisition and development, and (4) utility line replacement and expansion. Making significant progress on street work, park land acquisition, and development will require issuance of general obligation (GO) bonds, tax notes, or some other debt instrument. Drainage can also be served by GO bonds or tax notes but ideally should have a dedicated, recurring funding source such as a drainage utility district (which is a separate taxing authority) or a drainage fee. In both

instances the amount of fee that an individual property owner pays is determined by the amount of impervious cover their property has, i.e., how much stormwater they are contributing to the drainage system. Capital needs associated with the water, wastewater, and natural gas utilities may be achieved with the issuance of revenue bonds paid for by increased utility customer rates. All of these items require in depth workshop discussions by the City Council and ultimately a vote by the citizens of Rockport with the consideration of a bond package.

We are at a precipice with our police officer count, and at this point, do not have funding to support a larger force. Moving forward, an evaluation of law enforcement priorities, exploration of optional funding sources and staffing levels will need to be conducted.

Taxes and Growth of City Government

This area will be addressed once certified tax rolls are received.

Conclusion

Good things are happening in Rockport right now. The Cultural Arts District is alive with improvements. The new City Hall and Courthouse are nearing completion. The Center for the Arts is open and thriving and events occur nearly every weekend. There are approximately 2,300 new homes proposed to be built, potentially exploding the population. Our festivals continue to grow in number and attendance. All the while making a collaborative effort to maintain our local charm for the entire peninsula.

This brings challenges as well. Infrastructure and services are under pressure to meet the demands of this, with little or no additional resources. At this point, Rockport has a sales/ad valorem tax ratio that is not sustainable so new creative policies and opportunities must be explored.

The proposed FY 2023-2024 Budget is extremely conservative in both revenue and expenditures and addresses only maintaining the status quo. The development of this budget is continually mindful that meeting the fundamental health, safety, and welfare needs of our citizens are essential to making a progressive and successful community.

The staff has worked extremely hard and done an outstanding job with the development of this budget, under extremely unique circumstances. Thank you to the City Council for devoting the time needed to discuss critical issues and understand the difficult choices to be made to keep the functions of the city operational.

Respectfully,



Vanessa Shrauner
City Manager



Proposed Annual Budget and Capital Improvement Program

October 1, 2023 - September 30, 2024

August 8, 2023

This budget will raise more revenue from property taxes than last year's budget by an amount of \$1,050,240, which is a 12.91 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$243,085.

Property Tax Rate Comparison

	2023-2024	2022-2023
Property Tax Rate:	\$0.360078/100	\$0.378149/100
No-New-Revenue Tax Rate:	\$0.323639/100	\$0.352885/100
De Minimis Tax Rate:	\$0.358492/100	\$0.373066/100
Voter-Approval Tax Rate:	\$0.360078/100	\$0.378149/100
Debt Rate:	\$0.146495/100	\$0.157638/100

Total debt obligation for City of Rockport secured by property taxes: \$29,785,013.



Proposed Annual Budget and Capital Improvement Program

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Consolidated Resources vs Expenditure Summary

	FY 21-22 <u>Actual</u>	FY 22-23 <u>Budget</u>	FY 22-23 <u>Projected</u>	FY 23-24 <u>Proposed</u>	% Change Budget to <u>Proposed</u>
Resources					
General Fund	\$ 11,854,517	\$ 12,618,118	\$ 13,452,901	\$ 14,243,879	12.9%
Utility Fund - Water and Wastewater	13,280,821	12,645,249	13,679,323	14,751,113	16.7%
Natural Gas Fund	3,312,567	3,139,041	3,231,350	3,569,450	13.7%
Aquatic Center Fund	537,126	443,979	574,553	574,755	29.5%
Sanitation Fund	2,971,728	2,719,000	3,016,000	3,216,000	18.3%
Utility Surcharge Fund	181,712	175,699	181,500	186,500	6.1%
Fleet Maintenance Fund	831,708	1,051,606	923,703	1,051,606	0.0%
Hotel Occupancy Tax Fund	1,552,155	1,608,393	1,635,367	1,448,576	-9.9%
Communications Center Fund	984,310	1,059,550	1,164,639	1,152,085	8.7%
Municipal Court Security & Technology Fund	6,726	13,700	6,500	6,500	-52.6%
Municipal Court Juvenile Case Manager Fund	4,403	15,000	20,000	20,000	33.3%
I&S Debt Service Fund	3,547,216	3,568,838	3,568,904	3,662,915	2.6%
Utility Debt Service Fund	2,015,553	2,158,070	2,158,070	2,260,649	4.8%
Vehicle & Equipment Replacement Fund	729,809	917,000	917,000	814,798	-11.1%
General Fund CIP	8,388,588	16,968,845	13,858,945	4,528,566	-73.3%
Utility System CIP	705,562	5,622,000	336,330	4,908,798	-12.7%
Total Resources	\$ 50,904,501	\$ 64,724,088	\$ 58,725,085	\$ 56,396,190	-12.9%
Expenditures					
General Fund	\$ 12,729,850	\$ 12,618,118	\$ 13,452,901	\$ 14,243,879	12.9%
Utility Fund - Water and Wastewater	12,137,795	12,645,249	13,404,918	14,751,113	16.7%
Natural Gas Fund	3,192,361	3,139,041	3,222,192	3,378,481	7.6%
Aquatic Center Fund	535,880	443,979	574,553	574,755	29.5%
Sanitation Fund	2,460,337	2,719,000	3,016,000	3,216,000	18.3%
Utility Surcharge Fund	197,526	175,699	181,500	186,500	6.1%
Fleet Maintenance Fund	939,539	1,051,606	923,703	1,051,606	0.0%
Hotel Occupancy Tax Fund	805,501	1,608,393	1,635,367	1,448,576	-9.9%
Communications Center Fund	1,004,208	1,059,550	1,164,639	1,152,085	8.7%
Municipal Court Security & Technology Fund	9,963	13,700	6,500	6,500	-52.6%
Municipal Court Juvenile Case Manager Fund	17,199	15,000	20,000	20,000	33.3%
I&S Debt Service Fund	3,112,574	3,568,838	3,568,904	3,662,915	2.6%
Utility Debt Service Fund	2,176,670	2,158,070	2,158,070	2,260,649	4.8%
Vehicle & Equipment Replacement Fund	1,485,596	917,000	917,000	619,000	-32.5%
General Fund CIP	5,131,044	16,968,845	13,858,945	4,528,566	-73.3%
Utility System CIP	51,931	5,622,000	336,330	4,908,798	-12.7%
Total Expenditures	\$ 45,987,974	\$ 64,724,088	\$ 58,441,521	\$ 56,009,424	-13.5%
Resources Over(Under) Expenditures	\$ 4,916,527	\$ 0	\$ 283,564	\$ 386,766	

Fund: 01- General
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
General Fund Resources					
Property Taxes	\$ 4,015,913	\$ 4,760,916	\$ 4,705,012	\$ 5,440,550	14.3%
Other Taxes	3,731,266	3,771,126	3,787,126	3,887,126	3.1%
Franchise Fees	1,681,685	1,690,880	1,670,215	1,746,634	3.3%
Licenses & Permits	660,740	671,000	478,525	548,175	-18.3%
Intergovernmental Revenues	239,336	90,500	131,846	85,500	-5.5%
Fines & Fees	154,895	168,000	157,300	161,600	-3.8%
Interest Revenue	13,730	7,500	105,000	105,000	1300.0%
Charges for Services	75,107	111,700	49,250	50,200	-55.1%
Operating Transfers	1,149,067	1,234,618	1,234,618	1,301,667	5.4%
Event Revenues	3,381	5,000	5,000	5,000	0.0%
Other Revenues	129,397	106,878	299,465	82,000	-23.3%
Use of Reserves	-	-	829,544	830,427	0.0%
Total Resources	\$ 11,854,517	\$ 12,618,118	\$ 13,452,901	\$ 14,243,879	12.9%
General Fund Expenditures					
Personnel	\$ 6,584,404	\$ 6,886,465	\$ 7,136,670	\$ 7,314,449	6.2%
Contracts & Services	1,698,730	1,471,560	1,755,885	2,225,207	51.2%
Supplies	1,158,628	826,795	683,125	1,024,895	24.0%
Travel & Training	137,843	190,450	199,701	231,000	21.3%
Intergovernmental Transfers	1,686,927	1,772,391	1,786,634	1,763,706	-0.5%
Maintenance	600,602	878,226	691,855	844,592	-3.8%
Capital Outlay/Project	498,219	324,650	401,038	337,150	3.9%
Operating Transfers	364,497	267,581	797,993	502,880	87.9%
Total Expenditures	\$ 12,729,850	\$ 12,618,118	\$ 13,452,901	\$ 14,243,879	12.9%
Resources Over(Under) Expenditures	\$ (875,333)	\$ -	\$ -	\$ -	

Fund: 02 - Water/Wastewater Fund
Consolidated Resources vs Expenditure Summary

	FY 21-22 <u>Actual</u>	FY 22-23 <u>Budget</u>	FY 22-23 <u>Projected</u>	FY 23-24 <u>Proposed</u>	FY 23-24 <u>% Change</u>
Water/Wastewater Fund Resources					
Interest Revenues	\$ 14,458	\$ 3,000	\$ 222,054	\$ 200,000	6566.7%
Charges for Services	13,065,555	12,457,249	13,160,525	14,152,399	13.6%
Operating Transfers	90,000	90,000	90,000	90,000	0.0%
Other Revenues	110,808	95,000	206,744	90,000	-5.3%
Use of Reserves	-	-	-	218,714	#DIV/0!
Total Resources	\$ 13,280,821	\$ 12,645,249	\$ 13,679,323	\$ 14,751,113	16.7%
Water/Wastewater Fund Expenditures					
Personnel	\$ 2,021,801	\$ 2,287,649	\$ 2,369,038	\$ 2,355,218	3.0%
Contracts & Services	1,052,906	836,000	1,318,873	1,531,000	83.1%
Supplies	4,102,261	4,598,335	4,667,312	4,880,469	6.1%
Travel & Training	26,332	43,600	44,139	40,600	-6.9%
Intergovernmental Transfer	228,551	272,698	272,698	272,698	0.0%
Maintenance	944,926	1,018,249	1,126,679	1,958,909	92.4%
Capital Outlay/Project	59,553	41,350	53,476	31,350	-24.2%
Operating Transfers	3,701,465	3,547,368	3,552,704	3,680,869	3.8%
Total Expenditures	\$ 12,137,795	\$ 12,645,249	\$ 13,404,918	\$ 14,751,113	16.7%
Resources Over(Under) Expenditures	\$ 1,143,026	\$ -	\$ 274,405	\$ -	

Fund: 08 - Natural Gas Fund
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
Natural Gas Fund Resources					
Interest Revenues	\$ -	\$ 1,000	\$ -	\$ -	-100.0%
Charges for Services	3,296,863	3,112,050	3,200,000	3,551,000	14.1%
Other Revenues	15,704	25,991	31,350	18,450	-29.0%
Total Resources	\$ 3,312,567	\$ 3,139,041	\$ 3,231,350	\$ 3,569,450	13.7%
Natural Gas Fund Expenditures					
Personnel	\$ 631,026	\$ 688,845	\$ 691,059	\$ 654,337	-5.0%
Contracts & Services	180,207	122,900	118,715	183,900	49.6%
Supplies	1,365,676	1,141,000	1,031,969	1,139,900	-0.1%
Travel & Training	20,628	25,000	25,817	26,000	4.0%
Intergovernmental Transfer	21,100	21,100	21,100	21,100	0.0%
Maintenance	376,227	318,964	423,101	362,538	13.7%
Capital Outlay/Project	40,139	65,000	163,199	55,000	-15.4%
Operating Transfers	557,358	756,232	747,232	935,706	23.7%
Total Expenditures	\$ 3,192,361	\$ 3,139,041	\$ 3,222,192	\$ 3,378,481	7.6%
Resources Over(Under) Expenditures	\$ 120,206	\$ 0	\$ 9,158	\$ 190,969	

Fund: 05 - Aquatic Center Fund
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
Aquatic Center Fund Resources					
Intergovernmental Revenues	\$ 37,000	\$ 37,000	\$ 37,000	\$ 37,000	0.0%
Charges for Service	132,669	131,850	128,750	128,250	-2.7%
Operating Transfers	364,497	263,806	408,803	409,505	55.2%
Miscellaneous Revenues	2,960	11,323	-	-	-100.0%
Total Revenues	\$ 537,126	\$ 443,979	\$ 574,553	\$ 574,755	29.5%
Aquatic Fund Expenditures					
Aquatic Center Oper & Maint	\$ 535,880	\$ 443,979	\$ 574,553	\$ 574,755	29.5%
Total Expenditures	\$ 535,880	\$ 443,979	\$ 574,553	\$ 574,755	29.5%
Resources Over(Under) Expenditures	\$ 1,246	\$ -	\$ -	\$ -	0.0%

Fund: 03 - Sanitation Fund
Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Charges for Services	\$ 2,971,728	\$ 2,719,000	\$ 3,016,000	\$ 3,016,000	10.9%
Use of Reserves	-	-	-	200,000	0.0%
Total Revenues:	\$ 2,971,728	\$ 2,719,000	\$ 3,016,000	\$ 3,216,000	18.3%
<u>Expenditures</u>					
Administration	\$ 2,460,337	\$ 2,703,000	\$ 3,000,000	\$ 3,200,000	18.4%
Non-Departmental	-	16,000	16,000	16,000	0.0%
Total Expenditures:	\$ 2,460,337	\$ 2,719,000	\$ 3,016,000	\$ 3,216,000	18.3%
Resources Over(Under) Expenditures	\$ 511,391	\$ -	\$ -	\$ -	0.0%

Fund: 09 - Utility Surcharge Fund
Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Charges for Services	\$ 181,712	\$ 175,699	\$ 181,500	\$ 186,500	6.1%
Total Revenues:	\$ 181,712	\$ 175,699	\$ 181,500	\$ 186,500	6.1%
<u>Expenditures</u>					
Administration	\$ 187,650	\$ 166,515	\$ 172,316	\$ 177,316	6.5%
Non-Departmental	9,876	9,184	9,184	9,184	0.0%
Total Expenditures:	\$ 197,526	\$ 175,699	\$ 181,500	\$ 186,500	6.1%
Revenues Over (Under) Expenditures:	\$ (15,814)	\$ -	\$ -	\$ -	0.0%

Fund: 15 - Fleet Maintenance
Resources vs Expenditures Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Intergovernmental Revenue	\$ -	\$ 4,000	\$ -	\$ -	-100.0%
Charges for Services	547,268	702,439	558,945	706,439	0.6%
Operating Transfers	284,431	332,000	339,701	332,000	0.0%
Other Revenues	9	13,167	25,057	13,167	0.0%
Total Fleet Maintenance Fund Revenues	\$ 831,708	\$ 1,051,606	\$ 923,703	\$ 1,051,606	0.0%
<u>Expenses</u>					
Fleet Operation/Maintenance	\$ 939,539	\$ 1,051,606	\$ 923,703	\$ 1,051,606	0.0%
Total Utility System Fund Expenses	\$ 939,539	\$ 1,051,606	\$ 923,703	\$ 1,051,606	0.0%
Revenues Over(Under) Expenses	\$ (107,831)	\$ -	\$ -	\$ -	

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

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Hotel Occupancy Tax Revenues	\$1,552,155	\$1,355,000	\$ 1,275,000	\$ 1,159,262	-14.4%
Use HOT Reserves	-	253,393	360,367	289,314	14.2%
Total Fund Revenues	\$ 1,552,155	\$ 1,608,393	\$ 1,635,367	\$ 1,448,576	-9.9%
<u>Expenses</u>					
Tax Administration	\$ 805,501	\$1,608,393	\$ 1,614,135	\$ 1,448,576	-9.9%
Non-Departmental	-	-	21,232	-	0.0%
Total Fund Expenses	\$ 805,501	\$ 1,608,393	\$ 1,635,367	\$ 1,448,576	-9.9%
Revenues Over(Under) Expenses	\$ 746,654	\$ -	\$ -	\$ -	

Fund: 16 - Communications Center Fund
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Intergovernmental Revenue	\$ 479,384	\$ 500,163	\$ 542,502	\$ 597,932	19.5%
Operating Transfers	504,926	558,950	605,943	554,153	-0.9%
Other Revenues	-	437	16,194	-	-100.0%
Total Communication Center Fund Revenues	\$ 984,310	\$ 1,059,550	\$ 1,164,639	\$ 1,152,085	8.7%
<u>Expenses</u>					
Personnel	\$ 974,952	\$ 1,012,642	\$ 1,112,606	\$ 1,101,339	8.8%
Contracts & Services	4,771	18,700	5,562	7,300	-61.0%
Supplies	1,093	1,050	1,550	1,050	0.0%
Travel & Training	2,050	3,330	5,336	6,330	90.1%
Intergovernmental Transfer	2,974	3,000	3,000	3,000	0.0%
Operating Transfers	18,368	20,828	20,828	33,066	58.8%
Totommunications Center Fund Expenses	\$ 1,004,208	\$ 1,059,550	\$ 1,164,639	\$ 1,152,085	8.7%
Revenues Over(Under) Expenses	\$ (19,898)	\$ -	\$ -	\$ -	0.0%

Fund: 07 - Municipal Court Security & Technology Funds
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
Municipal Court Fund Resources					
Fines & Fees	\$ 6,726	\$ 7,700	\$ 6,500	\$ 6,500	-15.6%
Other Revenues	\$ -	\$ 6,000	\$ -	\$ -	-100.0%
Total Revenues:	\$ 6,726	\$ 13,700	\$ 6,500	\$ 6,500	-52.6%
Municipal Court Fund Expenditures					
Building Security	\$ -	\$ 3,700	\$ 3,000	\$ 3,000	-18.9%
Court Technology	9,963	10,000	3,500	3,500	-65.0%
Total Expenditures:	\$ 9,963	\$ 13,700	\$ 6,500	\$ 6,500	-52.6%
Resources Over(Under) Expenditures	\$ (3,237)	\$ -	\$ -	\$ -	

Fund: 13 - Municipal Court Juvenile Case Manager Fund
Revenue vs Expenditure Summary

	<u>FY 21-22</u>	<u>FY 22-23</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>% Change</u>
	<u>Actual</u>	<u>Budget</u>	<u>Projected</u>	<u>Proposed</u>	<u>FY 23-24</u>
<u>Revenues</u>					
Fines and Fees	\$ 4,403	\$ 7,500	\$ 5,400	\$ 5,400	-28.0%
Operating Transfers	-	7,500	14,600	14,600	94.7%
Total Revenues:	\$ 4,403	\$ 15,000	\$ 20,000	\$ 20,000	33.3%
<u>Expenditures</u>					
Intergovernmental Transfers	\$ 17,199	\$ 15,000	\$ 20,000	\$ 20,000	33.3%
Total Expenditures:	\$ 17,199	\$ 15,000	\$ 20,000	\$ 20,000	33.3%
Revenues Over (Under) Expenditures:	\$ (12,796)	\$ -	\$ -	\$ -	0.0%

Fund: 30 - I&S Debt Service Fund
Resources vs Expenditures Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Property Taxes	\$ 3,535,527	\$ 3,303,838	\$ 3,380,000	\$ 3,662,915	10.9%
Interest Revenues	11,689	-	15	-	0.0%
Use of Reserves	-	265,000	188,889	-	-100.0%
Total Revenues:	\$ 3,547,216	\$ 3,568,838	\$ 3,568,904	\$ 3,662,915	2.6%
<u>Expenditures</u>					
Bank & Agent Fees	\$ 5,114	\$ 5,050	\$ 5,116	\$ 5,050	0.0%
Principal & Interest	3,107,460	3,563,788	3,563,788	3,657,865	2.6%
Total Expenditures:	\$ 3,112,574	\$ 3,568,838	\$ 3,568,904	\$ 3,662,915	2.6%
Revenues Over/(Under) Expenditures:	\$ 434,642	\$ -	\$ -	\$ -	0.0%

Fund: 32 - Utility Debt Service Fund
Resources vs Expenditures Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
Interest Revenues	\$ -	\$ 2,000	\$ -	\$ -	-100.0%
Operating Transfers	2,015,553	2,156,070	2,158,070	2,260,649	4.9%
Total Revenues:	2,015,553	2,158,070	2,158,070	2,260,649	4.8%
<u>Expenditures</u>					
Non-Departmental	2,176,670	2,158,070	2,158,070	2,260,649	4.8%
Total Expenditures:	2,176,670	2,158,070	2,158,070	2,260,649	4.8%
Revenues Over/Under) Expenditures	\$ (161,117)	\$ -	\$ -	\$ -	0.0%

Fund: 80 - Vehicle & Equipment Replacement Fund
Consolidated Resources vs Expenditure Summary

	<u>FY 21-22</u> <u>Actual</u>	<u>FY 22-23</u> <u>Budget</u>	<u>FY 22-23</u> <u>Projected</u>	<u>FY 23-24</u> <u>Proposed</u>	<u>FY 23-24</u> <u>% Change</u>
<u>Revenues</u>					
General Fund					
Interest Revenues	\$ 4,135	\$ 1,000	\$ 28,000	\$ 28,000	2700.0%
Operating Transfers-General Fund	451,785	483,132	483,132	483,132	0.0%
Use of Reserves	-	139,070	112,070	9,868	-92.9%
Utility Fund					
Operating Transfers-Utility Fund	\$ 228,551	\$ 272,698	\$ 272,698	\$ 272,698	0.0%
Operating Transfers-Gas Fund	21,100	21,100	21,100	21,100	0.0%
Other Revenues					
Insurance Claims	\$ 24,238	\$ -	\$ -	\$ -	0.0%
Total Revenues:	\$ 729,809	\$ 917,000	\$ 917,000	\$ 814,798	-11.1%
<u>Expenditures</u>					
General Fund					
Police	\$ 505,559	\$ 375,000	\$ 375,000	\$ 447,000	19.2%
Streets & Drainage	129,047	21,000	21,000	74,000	252.4%
Parks	154,050	94,000	94,000	-	-100.0%
Building & Development	10,277	-	-	-	0.0%
Utility Fund					
Water	\$ 193,264	\$ 266,000	\$ 266,000	\$ 98,000	-63.2%
Wastewater	307,849	73,000	73,000	-	-100.0%
Gas Fund					
Gas	\$ 185,550	\$ 88,000	\$ 88,000	\$ -	-100.0%
Total Expenditures:	\$ 1,485,596	\$ 917,000	\$ 917,000	\$ 619,000	-32.5%
Revenues Over/(Under) Expenditures:	\$ (755,787)	\$ -	\$ -	\$ 195,798	

**General Fund Capital Improvement Projects
Consolidated Resources vs Expenditure Summary**

	FY 21-22 Actual	FY 22-23 Budget	FY 22-23 Projected	FY 23-24 Proposed	FY 23-24 % Change
Revenues					
Interest Income	\$ 139,562	\$ 48,000	\$ -	\$ -	-100.00%
Miscellaneous Revenues	-	-	-	-	0.00%
General Fund Transfers	-	-	370,815	75,000	0.00%
Grant Proceeds	-	-	-	4,188,750	0.00%
Bond Proceeds - 2022 Tax Note	7,640,000	-	-	-	0.00%
Bond Premium - 2022 Tax Note	609,026	-	-	-	0.00%
Use of Hotel Occupancy Tax Funds	-	500,000	-	-	-100.00%
Use of Reserves	-	16,420,845	13,488,130	264,816	-98.39%
Total Revenues:	\$ 8,388,588	\$16,968,845	\$13,858,945	\$ 4,528,566	-73.31%
Expenditures					
Buildings & Facilities					
City Hall	\$ 3,690,045	\$12,000,000	\$10,500,000	\$ 1,500,000	-87.50%
Bond/Tax Issuance Costs	129,026	-	-	-	0.00%
911 Communication Center Backup	-	-	451,745	-	0.00%
Police					
Body/In Car Cameras	\$ -	\$ -	\$ 95,204	\$ -	0.00%
Streets and Drainage					
Streets & Drainage Projects	\$ 9,135	\$ 1,561,845	\$ -	\$ -	-100.00%
Holly & Kluge Trail Rehabilitation	-	-	-	500,000	0.00%
Sabinal Retention Pond & Fiber Drainage Master Plan	-	-	-	1,723,750	0.00%
2007 Bond					
Traylor Blvd Pavement Repairs	\$ -	\$ -	\$ 89,549	\$ -	0.00%
Concho Street Stormwater Drainage	1,203,162	2,500,000	1,686,077	-	-100.00%
RCC Drainage Lakes-Unspent Bonds	-	-	505,526	-	0.00%
RCC Drainage Lakes-General Fund	-	-	370,815	-	0.00%
Parks and Leisure Services					
Park Improvements	\$ 84,509	\$ -	\$ -	\$ -	0.00%
Memorial Park Improvements	-	105,000	-	105,000	0.00%
Bent Oaks Property Projects	-	172,000	130,974	41,026	-76.15%
Magnolia Park Improvements	-	30,000	-	30,000	0.00%
Zachary Taylor Park - Parking	-	5,000	-	5,000	0.00%
Tule Hike & Bike Trail - Parking	-	10,000	-	23,790	137.90%
Austin Street Beautification	-	10,000	-	10,000	0.00%
Downtown Visitors Center & Restrooms	-	500,000	-	500,000	0.00%
Fleet					
Fleet Improvements	\$ 15,167	\$ -	\$ -	\$ -	0.00%
Carwash Canopy (FEMA)	-	-	-	40,000	0.00%
Aquatic Center					
Trail Expansion - Pool to Tule Creek	\$ -	\$ 25,000	\$ 29,055	\$ -	-100.00%
Parking Lot	-	50,000	-	50,000	0.00%
Total Expenditures:	\$ 5,131,044	\$16,968,845	\$13,858,945	\$ 4,528,566	-73.31%
Revenues Over/(Under) Expenditures:	\$ 3,257,544	\$ -	\$ -	\$ -	0.00%

**Utility System Capital Improvement Projects
Consolidated Resources vs Expenditure Summary**

	FY 21-22 Actual	FY 22-23 Budget	FY 22-23 Projected	FY 23-24 Proposed	FY 23-24 % Change
Revenues					
Water Impact Fees	\$ 441,056	\$ 300,000	\$ 132,000	\$ 132,000	-56.0%
Sewer Impact Fees	231,717	50,000	60,000	60,000	20.0%
Water Bond Proceeds	-	-	-	500,000	0.0%
Wastewater Bond Proceeds	-	-	-	500,000	0.0%
Operating Transfers - Gas	-	-	-	100,000	0.0%
Interest Revenues	20,089	1,800	6,000	6,000	233.3%
Use of ARPA Funds	12,700	3,000,000	53,930	1,800,000	-40.0%
Use of Fund Balance		2,270,200	84,400	1,810,798	-20.2%
Total Revenues:	\$ 705,562	\$ 5,622,000	\$ 336,330	\$ 4,908,798	-12.7%
Expenditures					
Water System					
Downtown Water Line	\$ -	\$ -	\$ -	\$ 100,000	0.0%
Tank Maint Program	-	320,000	-	320,000	0.0%
Water Line Replacement/small extensions	-	500,000	-	500,000	0.0%
Water Line Extension (new development - impact fees)		-	132,000	657,537	0.0%
Wastewater System					
ForceMain Upgrade	\$ -	\$ 345,000	\$ 38,400	\$ 384,265	11.4%
Key Allegro Bridge Utility Relocate	221	-	-	-	0.0%
WWTP Rehabilitation	51,710	3,625,000	\$ 53,930	1,800,000	-50.3%
SCADA System		230,000	\$ -	230,000	0.0%
Sewer Line Replacement/small extensions		500,000		500,000	0.0%
Sewer Line Extension (new development - impact fees)	-	-	\$ 60,000	316,996	0.0%
Check Valves	-	52,000	\$ 52,000	-	-100.0%
Natural Gas System					
Steel Line Replacement	\$ -	\$ -	\$ -	\$ 100,000	0.0%
Compliance & Valuation Study	-	50,000	-	-	-100.0%
Total Expenditures	\$ 51,931	\$ 5,622,000	\$ 336,330	\$ 4,908,798	-12.7%
Revenues Over/(Under) Expenditures:	\$ 653,631	\$ -	\$ -	\$ -	

CITY COUNCIL AGENDA

Regular Meeting: Tuesday, August 8, 2023

AGENDA ITEM: 19

Deliberate and act to take a record vote to schedule date for required public hearing on proposed 2023 *ad valorem* property tax rate for Fiscal Year 2023-2024 Budget.

SUBMITTED BY: City Manager Vanessa Shrauner

APPROVED FOR AGENDA: VRS

BACKGROUND: During the August 2 and August 3 budget workshops, the City Council determined an appropriate *ad valorem* tax rate necessary to fund maintenance and operations and debt service in the FY 2023-2024 budget. The proposed rate is \$0.360078 per \$100 of valuation. This is a decrease in the tax rate from 2022 of \$0.018071 per \$100 valuation. Texas Tax Code Chapter 26.05 requires a governing body to hold a public hearing before voting on a tax increase. The public hearing date must be set by a recorded vote.

FISCAL ANALYSIS: The proposed *ad valorem* tax rate of \$0.360078 per \$100.00 valuation is the Voter Approval Tax Rate, as adjusted by the unused increment rate. The proposed *ad valorem* tax rate will result in an increase in *ad valorem* tax revenue of \$803,329 as compared to the No-New-Revenue Tax Rate. The additional revenue includes added value over the previous 12 months.

The annual impact on the residential taxpayer is detailed in the table below.

Residential Taxpayer Impact Analysis					
Residential Value	Tax Paid	Difference from No-New-Revenue Rate			
	2022 Rate	2023 NNR	2023 VAR	De Minimus Rate	Unused Increment
Average Market - \$360,487	\$1,363.18	\$1,166.68	\$67.77	\$125.64	\$131.36
Average Taxable - \$304,659	\$1,152.06	\$986.00	\$57.27	\$106.18	\$111.01
Residential Value	Tax Paid	NNR 2023 Tax	Difference in Tax Paid from Last Year's Tax Rate		
	2022 Rate	Difference from 2022	2023 VAR	De Minimus Rate	Unused Increment
Average Market - \$360,487	\$1,363.18	-\$196.50	-\$128.73	-\$70.86	-\$65.14
Average Taxable - \$304,659	\$1,152.06	-\$166.07	-\$108.80	-\$59.89	-\$55.05
Taxes Paid Comparision on Same Property 2022 vs 2023					
	2022 Taxes	2023 Taxes*	2022 vs 2023		
2022 Average Market - \$295,864	\$1,118.81	\$1,171.88	\$53.07		
2022 Average Taxable - \$273,658	\$1,034.83	\$1,083.92	\$49.09		
* 2023 Taxes based on 2022 values plus 10% increase in value					

As shown in the table, the average residential homestead property will pay \$49.09 more in *ad valorem tax* than the previous year due to the increase in taxable value. If the value was to stay at 2022 values, the average residential homestead property would pay \$49.45 less in *ad valorem tax* than in 2022.

RECOMMENDATION: Staff recommends the City Council set the public hearing on September 5, 2023, at 6:30 p.m. for the proposed tax rate of \$0.360078. **By statute, a roll call vote must be taken and recorded by the City Secretary.**

The City is not adopting a tax rate at this meeting, just scheduling the public hearing for the proposed tax rate.