STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

A Regular Meeting of the Aransas Pass City Council was held on Monday, January 16, 2017 in the Aransas Pass City Hall, 600 W. Cleveland Blvd., Aransas Pass, Texas 78336. A notice of the meeting was posted 72 hours in advance in accordance with Section 551, Texas Government Code. Mayor Adan Chapa, and Council Members Vickie Abrego (via Conference Phone), Billy Ellis, Phillip Hyatt and Carrie Scruggs were present. Also present was City Manager Sylvia Carrillo and City Attorney Allen Lawrence.

1. CALL MEETING TO ORDER.

Mayor Chapa called the meeting to order at 7:00 pm.

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.

Mayor Chapa gave the Invocation and led the Pledge of Allegiance to the United States Flag.

3. PRESENTATIONS AND PROCLAMATIONS:

3.I. Staff and Community Hero Recognition – Police Department.

Eric Blanchard, Police Chief recognized Police Officer Christa Garrison, Assistant Police Chief David Perkins, and Good Samaritan Richard Solis and presented them with the Lifesaving Award in connection with an emergency medical event that occurred on December 31, 2016.

3.II. Presentation of 2016 Racial Profiling Report.

Mr. Blanchard, Police Chief stated that the 2016 Racial Profiling Report is a customary annual report provided and published online through the State. He added that the purpose of this report is to document traffic stops and capture the violator's information as it pertains to their race and sex along with information about the officer's knowledge and activities during the stop. Mr. Blanchard stated that according to our Auditor, the Police Department is in compliance.

4. BOARD AND COMMISSION APPOINTMENTS:

There were no Board Appointment items.

5. CONSENT AGENDA:

5.I. Ordinance No. 2017-4175 of the City of Aransas Pass, Texas implementing a Temporary Moratorium on the submission, acceptance, processing, and approval of any application for any permit or license for the installation of above-ground wireless communications facilities in the public right-of-way or on public or private property; providing a savings clause; providing a severability clause; finding and determining that the meetings at which the ordinance was passed were open to the public as required by law; and providing an effective date.

5.II. Ordinance No. 2017-4176 amending the City Code of Ordinance, Chapter 28, Section 28-103 (4) and 28-105 regarding License and Records for Golf Carts; providing a repealer clause; and an effective date.

5.III. Ordinance No. 2017-4177 amending the City Code of Ordinances, Chapter 5, Section 5-162, Registration of Guests, providing a repealer; and providing for an effective date.

A motion was made by Mayor Pro Tem Ellis to approve Items 5.I through 5.III, seconded by Council Member Hyatt, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

6. PUBLIC HEARING:

6.I. Public hearing on amending the Code of Ordinances, Chapter 24, Article 1, Section 24.6, Subsections (A)(1)(J), designating Signature Approval on Final Plats.

Allen Lawrence, City Attorney declared the public hearing open for Item 6.II. Sylvia Carrillo, City Manager stated that this is a housekeeping item to change the signature approval from Director of Development Services to the City Manager or her designee.

There being no further comments, Mr. Lawrence declared the public hearing closed.

6.II. Consider and Act on amending the Code of Ordinances, Chapter 24, Article 1, Section 24.6, Subsections (A)(1)(J), designating Signature Approval on Final Plats.

A motion was made by Mayor Pro Tem Ellis to approve Item 6.II, seconded by Council Member Hyatt, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

Sylvia Carrillo, City Manager announced that Items 6.III and 6.IV are being postponed.

6.III. POSTPONED ~~Public hearing on amending the Code of Ordinances, Chapter 24, Section 24-4(A), Minor Plat Provision.~~

6.IV. POSTPONED ~~Consider and Act on amending the Code of Ordinances, Chapter 24, Section 24-4(A), Minor Plat Provision.~~

6.V. Public hearing on Plat No. 1701001-P01, 1.75 Acres out of Farmlot 13, Landblock 1, T.P. McCampbell Subdivision (Final – 1.75 Acres)

Allen Lawrence, City Attorney declared the public hearing open for Item 6.V. Sylvia Carrillo, City Manager stated that the purpose of this Plat is for building a branch of the Navy Army Community Credit Union and to obtain a building permit.

There being no further comments, Mr. Lawrence declared the public hearing closed.

6.VI. Consider and Act on Plat No. 1701001-P01, 1.75 Acres out of Farmlot 13, Landblock 1, T.P. McCampbell Subdivision (Final – 1.75 Acres)

A motion was made by Mayor Pro Tem Ellis to approve Item 6.VI, seconded by Council Member Hyatt, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

7. CITY MANAGER

7.I. Consider and Act on Contract for Fines and Fees Collection Services with Linebarger Goggan Blair & Sampson, LLP for the City of Aransas Pass.

Sylvia Carrillo, City Manager stated that the purpose of this item is to renew the collection services contract with Linebarger Goggan Blair & Sampson, LLP for the collection of fines and fees. She added that there are no amendments and that the contract period is January 16, 2017 through January 16, 2020.

Ms. Nancy Vasquez, Liinebarger, Goggan Blair & Sampson, LLP stated that basically it is the same contract and the only change is the contract period. She added that they wish to continue the contract with the City of Aransas Pass.

A motion was made by Council Member Hyatt to approve Item 7.I, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt and Scruggs voting Aye.

7.II. Consider and Act on Resolution establishing minimum requirements for bid offers for Tax Resale Properties.

Sylvia Carrillo, City Manager stated that at the last council meeting there were ten tax resale properties, and that Council asked staff to research the bid amounts. Ms. Carrillo informed the Council that other entities have set a minimum floor of 25% of the appraised value.

Nancy Vasquez, Linebarger Goggan Blair & Sampson, LLP explained the minimum requirements for San Patricio County versus Aransas County, and stated that their focus is to maximize the bid for the entities involved. She added that the last entity to approve bid offers is the respective County.

Jack Cheney, Aransas County Commissioner stated that they have set the minimum requirement at 30% and have not had any problems with the 30% requirement.

A motion was made by Council Member Abrego to set the minimum requirement at 30% of the appraised value, seconded by Council Member Hyatt, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

8. COMMUNITY ENRICHMENT:

There were no Community Enrichment Items.

9. FINANCE:

9.I. Finance Department Update.

Sandra Garcia, Finance Director provided the First Quarter Overview and discussed the revenues and expenses for the General Fund and Enterprise Fund; and the Water and Sewer Fund. She stated that the Taxes Levied is $4,163,832, and that the City has collected about 44% and the remaining amount to be collected is $2,331,543. Ms. Garcia stated that the total sales tax collected for October, November and December is $537,281 which is about $45,000 more than last year.

10. DEVELOPMENT SERVICES:

There were no Development Services items.

11. INFORMATION TECHNOLOGY:

There were no Information Technology items.

12. PUBLIC SAFETY:

12.I. Consider and Act on allowing the Police Department to change their Wireless Carrier from AT&T to Verizon Wireless via the Texas DIR.

Eric Blanchard, Police Chief stated that this item is to change the wireless carrier from AT&T to Verizon Wireless. He added that Verizon Wireless has updated their infrastructure and discussed the coverage and quality test and compared to AT&T versus Verizon Wireless. He stated that they plan to purchase 35 devices and that they are a member of the Texas DIR.

A motion was made by Council Member Hyatt to approve Item 12.1, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

12.II. Consider and Act on approving OOG Resolution Grant Number 3263401, which allows the Police Department to apply for a grant to purchase a new Records Management System.

Eric Blanchard, Police Chief stated that they have received the funds from the DEA in the amount of $1.9 million regarding a federal case that involved two Police Department officers. Mr. Blanchard stated that the current reporting system does not support NIBRS, and that the purpose of this item is to approve a Resolution to apply for a grant to purchase a new Records Management System supported by NIBRS.

Mr. Blanchard read the Resolution in its entirety and added that the procurement threshold still requires approval from the city council.

A motion was made by Mayor Pro Tem Ellis to approve Item 12.II, seconded by Council Member Hyatt, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

12.III. Consider and Act on approving the Prescription Drug Drop Box Resolution, which allow the Aransas Pass Police Department to obtain a new Prescription Drug Drop Box.

Mr. Blanchard stated that this item is to replace the Prescription Drug Drop Box to take back drugs in the community. He added that there is no cost to the city. Mr. Blanchard then read the Resolution in its entirety.

A motion was made by Council Member Hyatt to approve Item 12.III, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

12.IV. Consider and Act to adjust Fire Inspection Fees for Annual Fire Inspections completed between January 11, 2016 and September 6, 2016. Fees would be adjusted to current Fire Inspection Fee Schedule, Section 5-2.

William Cox, Fire Chief stated that the purpose of this item is to provide fee adjustments. He provided a background on the inspections and recapped the approval of the fee schedule in September 2016 was to provide equity among occupancy types. He added that prior to the modified fee schedule, there were fire inspections that were completed and would not have been charged a fee on the new fire inspection fee schedule. He added that the total fee adjustment is approximately $6,050.

A motion was made by Council Member Hyatt to approve Item 12.IV, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

12.V. Police Department Stats: December 2016.

Police Chief Blanchard provided a report on the statistics for the month of December 2016. He discussed the traffic stops, citations issued, violations cited, arrests, juvenile detentions, and code enforcement. In addition, he reported that in the month of September there were 2 internal complaints filed.. He added that there were five staff recognitions, and a total of 1262 training hours. Mr. Blanchard also discussed highlights for the Patrol Division, CID Division, Training Division, EMC Division and Animal Control Division.

12.VI. Fire Department Stats: November – December 2016.

William Cox, Fire Chief provided a report on the statistics for the month of December 2016. He discussed the total responses, business occupancies added into ERS, annual fire inspections completed, no reported injuries, total hours of formal training and in-house training, fire hydrants indexed and fire hydrants flow tested. He referred to a map depicting a chart breakdown by Major Incident Types. He reported that no grant monies were received in the month of December.

13. CITIZEN COMMENTS:

Jack Chaney, Aransas County Commissioner spoke on the renewal of the Interlocal Agreement with the City of Aransas Pass Fire Department and asked that consideration be given to calls outside the city limits. He thanked the City for their clean-up efforts of the City; specifically, the Harbor area and offered his assistance to the City.

Alfredo Flores, spoke on various issues: 1) commented on the cost to the City if the City were to take charge of picking up trash, i.e., manpower, equipment costs, training, insurance, etc., 2) stated that water pumps are not covered and provided photos and that the residents on Arch Street need help, 3) the rental cost of the Civic Center is too high, 4) stated that the Cell Phone Tower on Commercial Street is unlock and the Electrical Box in the alley is open, 4) and recommended that the City conduct a Flood Survey.

Ms. Carrillo informed the Council that she would provide an update at the next council meeting on the pumps and drainage.

Chuck West, stated that a class research project he conducted about 10 to 12 years ago, showed that a study done by the American Medical Association in the 1980s showed that for every 100 sudden cardiac arrest treated in the field by CPR alone, 95 died, and 5 were successful. But when treated by CPR and AED, the success rate increased from 5% to 53%.

Cynthia Vasquez, stated that on Saturday, January 21st, the Winter Texas Showcase is scheduled at the Aransas Pass Civic Center and is open to public and extended an invitation to the Council.
Eric Blanchard, Police Chief stated that the Tri City 100 Club is hosting "Pig-Out with a Cop" on Monday, January 30 at the Butter Churn Restaurant from 5:00 pm to 8:00 pm, which benefits Aransas Pass, Ingleside and Gregory.

14. EXECUTIVE SESSION:

The meeting was recessed into Executive Session at 8:02 pm under the provisions of Section 551, Texas Government Code to discuss the authority of:

1. Section 551.071, Consultation with City Attorney: Harbor Lease – Captain Baitshack.
2. Section 551.071, Consultation with City Attorney: Harbor Lease – Aransas Pass Seafood Packers.
3. Section 551.074, Personnel Matters: Municipal Court Audit.

The Council returned from Executive Session at 8:55 pm.

1. Section 551.071, Consultation with City Attorney: Harbor Lease – Captain Baitshack.

A motion was made by Council Member Hyatt to accept the new terms of the lease as agreed upon by the City and Captain Baitshack, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Ellis, Hyatt, and Scruggs voting Aye; Abrego absent.

2. Section 551.071, Consultation with City Attorney: Harbor Lease – Aransas Pass Seafood Packers.

A motion was made by Council Member Hyatt to accept the terms of the lease as agreed upon by the City and Aransas Pass Seafood Packers, seconded by Mayor Pro Tem Ellis, and the motion carried with the following vote: Chapa, Ellis, Hyatt, and Scruggs voting Aye; Abrego absent.

3. Section 551.074, Personnel Matters: Municipal Court Audit.

Mayor Chapa announced that no action would be taken on this item.

15. ADJOURNMENT

There being no further business to come before the Council, Mayor Chapa adjourned the meeting at 8:56 pm.

Adan Chapa
Mayor

Mary Juarez
City Secretary

Approved on: February 6, 2017