

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

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A Regular Meeting of the Aransas Pass City Council was held on Monday, March 20, 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, Billy Ellis, Phillip Hyatt and Carrie Scruggs were present. Also present was Interim City Manager Fernando Quintanilla 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. Presentation by San Patricio County Commissioner Howard Gillespie – Road Projects and Legislative Update.

Mr. Howard Gillespie discussed the following: 1) a draft project agreement for reconditioning base work on streets and/or parking areas (one agreement per project), costs, city and county terms and added that this is being proposed to the City as a cost saving measure, and 2) provided an update on the Legislative Session, specifically budget battles and Senate Bill No. 2.

3.II. Employee Recognition – Raquel Flores, Municipal Court Clerk.

Henri Morales, Municipal Court Judge introduced and recognized Raquel Flores, Municipal Court Clerk.

3.III. Presentation by San Patricio County Elections Division regarding New Voting System.

Pam Brewer, San Patricio County Elections stated that new voting equipment will be utilized in the upcoming City and School election scheduled on May 6, 2017. Mr. Brewer then demonstrated the voting equipment to the public and went through the process of casting a ballot. She stated that the new equipment meets the election voting standards, and that it is an upgrade and very user friendly.

4. BOARD AND COMMISSION APPOINTMENTS:

4.I. Aransas Pass Housing Authority

Mayor Chapa stated that there are several vacancies on this board and encouraged citizens to submit a board application. He stated that he would be appointing a new member, Mr. Delgado to the board.

5. CONSENT AGENDA:

5.I. Approval of Special Meeting Minutes of February 16, 2017 and Regular Meeting Minutes of February 20, 2017.

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

6. PUBLIC HEARING:

6.I. Public Hearing on amending the City of Aransas Pass Zoning Ordinance, Part III, Section 11-R16, Subsection 209; Section 11 – R10, Subsection 209; Section 11 – R7A, Subsection 209; and Section 11-D, subsection 209 – Lessening Minimum Floor Space Requirements for Zoning Districts R-16, R10, R7A, and D.

City Attorney Allen Lawrence declared the public hearing open for Item 6.I.

Katherine Comeaux, City Planner stated that the purpose of this item is to lessen the minimum floor space requirements in R16 to 1,600 square feet, and in R10 and R7A and D to 1,000 square feet. She added that the Planning and Zoning Commission recommend approval of the text amendment.

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

6.II. Consider and Act on amending the City of Aransas Pass Zoning Ordinance, Part III, Section 11-R16, Subsection 209; Section 11 – R10, Subsection 209; Section 11 – R7A, Subsection 209; and Section 11-D, subsection 209 – Lessening Minimum Floor Space Requirements for Zoning Districts R-16, R10, R7A, and D.

A motion was made by Mayor Pro Tem Ellis to approve Item 6.II., seconded by Council Member Hyatt, and the motion passed with the following vote: Abrego, Ellis, Hyatt and Scruggs voting Aye; Chapa voting No.

6.III. Public Hearing on amendment to the City of Aransas Pass Code of Ordinances, Chapter 24 – Platting and Subdivisions, Section 24-15 – Minimum Standards for Improvement, amending Required Distance to connect to Public Water Lines.

City Attorney Lawrence declared the public hearing open for Item 6.III.

Katherine Comeaux, City Planner stated that currently the required distance is one mile, and that purpose of this amendment is to amend the required distance to connect to public water based on the number of residence to be developed to the following: one to three lots to be $\frac{1}{8}$ of a mile; four to eight lots to be $\frac{1}{2}$ of a mile; and eight or more lots to be 1 mile. Ms. Comeaux added that the Planning and Zoning Commission recommend approval of the text amendment.

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

6.IV. Consider and Act on amendment to the City of Aransas Pass Code of Ordinances, Chapter 24 – Platting and Subdivisions, Section 24-15 – Minimum Standards for Improvement, amending Required Distance to connect to Public Water Lines.

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

6.V. Public Hearing on Request from Baybreeze Development, L.P. for the closure of an Unimproved Portion of Ebert Avenue west of South Avenue A, adjacent to Farm Lots 1-

5, Landblock 76, T.P. McCampbell Subdivision for the development of Harbor Heights Subdivision.

City Attorney Lawrence declared the public hearing open for Item 6.V.

Katherine Comeaux, City Planner stated that the purpose of this item is for a Development Agreement for Harbor Heights to close the unimproved portion of Ebert right-of-way in exchange for the roads to be within the Harbor Heights Subdivision. She added that the Planning and Zoning Commission recommend approval.

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

6.VI. Consider and Act on Request from Baybreeze Development, L.P. for the closure of an Unimproved Portion of Ebert Avenue west of South Avenue A, adjacent to Farm Lots 1-5, Landblock 76, T.P. McCampbell Subdivision for the development of Harbor Heights Subdivision.

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

6.VII. Public Hearing on Plat No. 1703002-P02, request from Jose & Yesenia Trevino to subdivide Burton & Danforth Subdivision, Block 203, Lot 9 into three (3) lots, to be identified as Burton & Danforth Subdivision, Block 203, Lots 9A, 9B, and 9C, located on the corner of West McClung Avenue and South 13th Street.

City Attorney Lawrence declared the public hearing open for Item 6.VII.

Katherine Comeaux, City Planner stated that the proposed lots meet all Local and State requirements. She added that the Planning and Zoning Commission recommend approval of this item. In response to a question from City Attorney Lawrence, Ms. Comeaux stated that the lots sizes are: two lots are 140 by 450, and one lot is 178 by 450.

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

6.VIII. Consider and Act on Plat No. 1703002-P02, request from Jose & Yesenia Trevino to subdivide Burton & Danforth Subdivision, Block 203, Lot 9 into three (3) lots, to be identified as Burton & Danforth Subdivision, Block 203, Lots 9A, 9B, and 9C, located on the corner of West McClung Avenue and South 13th Street.

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

7. CITY MANAGER

7.I. Consider and Act on awarding RFP for Planning Services for the Planning and Capacity Project to GrantWorks, Inc.

Mr. Quintanilla stated that this is to award the RFP for Planning Services for the Planning and Capacity Project, and that only one bid was received from GrantWorks. He added that the grant amount is \$55,000 with City matching funds in the amount of \$21,745, and that staff recommends awarding the bid to GrantWorks. Mr. Quintanilla stated that the grant would allow for better

comprehension of infrastructure, roadways, businesses, and housing and what needs to be improved.

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

7.II. Consider and Act on Contract Amendment No. 1 with LJA Engineering, Inc. for Additional Survey Funds in an amount not to exceed \$14,000 for the Tap Sidewalk Project.

Mr. Quintanilla stated that the purpose of this item is for an amendment to cover additional cost for the TAP Sidewalk realignment project. Mr. Scott Jones, LJA Engineering displayed a layout of the project map and discussed the TAP project.

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

7.III. Consider and Act on request from Coastal Bend Classic & Custom Car Show in the amount of \$5,000 in HOT Tax Funds, use of Shrimporee Grounds on September 2, 2017, and allow use two days prior to the event for set-up.

Ms. Sylvia Mackie stated that this is the 5th Annual Coastal Bend Classic & Custom Car Show and that the event is scheduled for September 2, 2017. She thanked the city for their support of this event.

A motion was made by Council Member Hyatt to approve Item 7.III, seconded by Council Member Abrego, and the motion passed with the following vote: Chapa, Abrego, Hyatt, Scruggs voting Aye; Ellis abstained.

7.IV. Consider and Act on request for donation from Science & Spanish Club Network, Inc. in the amount of \$2,000 for the "World Seagrass Day" on April 7, 2017.

Mr. Quintanilla stated that the Science and Spanish Club Network is requesting a donation in the amount of \$2,000 for the World Seagrass Day scheduled for April 7, 2017. He added that the purpose of the donation is to purchase T-shirts for the children for the event and will involve 4th and 5th graders from Charlie Marshall Elementary School.

Council Member Scruggs asked if Mr. Gonzalez, the requestor was still with the District, and Mr. Quintanilla responded that he did not know if he was still with the District.

A motion was made by Council Member Abrego to approve Item 7.IV, seconded by Council Member Hyatt, and the motion passed with the following vote: Chapa, Abrego, Ellis and Hyatt voting Aye; Scruggs voting No.

8. COMMUNITY ENRICHMENT:

There were no Community Enrichment Items.

9. DEVELOPMENT SERVICES:

There were no Development Service items.

10. FINANCE:

There were no Finance items.

11. INFORMATION TECHNOLOGY:

There were no Information Technology items.

12. PUBLIC SAFETY:

12.I. Presentation of Police Department Update – February 2017.

Police Chief Blanchard provided a report on the statistics for the month of February 2017. He discussed the traffic stops, citations issued, violations cited, arrests, juvenile detentions, and code enforcement. In addition, he reported that in the month of February there were no complaints filed. He added that there were seven staff recognitions, and reported on the training hours. Mr. Blanchard also discussed highlights for the Patrol Division, CID Division, Training Division, EMC Division and Animal Control Division.

12.III. Fire Department Stats – February 2017.

William Cox, Fire Chief provided a report on the statistics for the month of February 2017. 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 February.

13. CITIZEN COMMENTS:

Steve Warren, asked about the status of his water bill, specifically, the two months that had the same usage, and asked that he receive a response.

Harry Boyd, spoke of the upcoming General Election and suggested a candidate forum so that citizens can know where candidates stand and speak of their platforms on community issues, economy, development of Conn Brown Harbor, tax incentives to bring new businesses, and other issues facing the City.

Gilbert Hernandez, spoke of land he purchased on S. Rife and plans to develop in Phase and asked for assistance from the City for the development of streets. He stated that the existence of ExxonMobil and would increase the need for housing.

Jessica Hernandez, commented on the Oak Trees that were cut down on Harrison Boulevard and was a grant funded project through TxDOT; thanked Keep Aransas Pass Beautiful for obtaining funds for this project and asked that in the future they asked for public input. Ms. Hernandez referred to a future project, the Hike and Bike Trail, and asked for a moratorium in cutting oak trees in the community.

Cynthia Vasquez, stated that Keep Aransas Pass Beautiful is open to citizens and spoke of the volunteer projects coordinated by KAPB, and she encouraged citizen participation.

Roy Vasquez, stated that he is willing to plant trees and offered oak trees at his property to the City.

Dottie Hoerbach, spoke of zoning changes in neighborhoods and suggested that the City put up signage to inform the public; and also stated that she supports a temporary moratorium on cutting oak trees.

14. EXECUTIVE SESSION:

The meeting was recessed into Executive Session at 8:25 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: Municipal Court Case Files.

The Council returned from Executive Session at 9:08 pm.

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

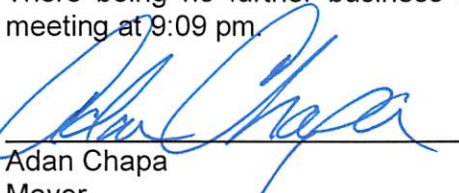
A motion was made by Council Member Hyatt that the City Manager inform Captain Baitshack to have the lessee build a security fence around the area of the collapsed bulkhead, seconded by Mayor Pro Tem Ellis, and the motion passed with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

2. Section 551.071, Consultation with City Attorney: Municipal Court Case Files.


A motion was made by Council Member Hyatt to authorize the Municipal Court Judge and staff to dismiss old court cases that are uncollectable, seconded by Council Member Abrego, and the motion passed with the following vote: Chapa, Abrego, Ellis, Hyatt, and Scruggs voting Aye.

15. ADJOURNMENT

There being no further business to come before the Council, Mayor Chapa adjourned the meeting at 9:09 pm.



Adan Chapa
Mayor



Mary Juarez
City Secretary

Approved on: May 1, 2017