

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, May 1, 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, and Carrie Scruggs were present; Phillip Hyatt was absent. 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. Proclamation designating the month of May 2017, as "Fair Housing Month".

Mayor Chapa declared the month of May 2017 as "Fair Housing Month" and read the Proclamation in its entirety.

A motion was made by Council Member Abrego to approve Item 3.I, seconded by Council Member Scruggs and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

4. **BOARD AND COMMISSION APPOINTMENTS:**

4.I. Memorial Commission

Fernando Quintanilla, Interim City Manager stated that terms expired for Lu Arcemont and Jen Rubinowitz and that both members are seeking reappointment.

A motion was made by Mayor Pro Tem Ellis to reappoint Ms. Arcemont and Ms. Rubinowitz, seconded by Council Member Scruggs, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

4.II. Aransas Pass Municipal Development District

Mr. Quintanilla stated that Ms. Liz Dorris has expressed interest in being reinstated to the Aransas Pass Municipal Development District.

A motion was made by Council Member Abrego to reappoint Ms. Dorris, seconded by Mayor Pro Tem Ellis, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

**5. CONSENT AGENDA:**

- 5.I. Ordinance No. 2017-4186 of the City of Aransas Pass, Texas closing a portion of the right-of-way of West Wilson Avenue to vehicular traffic in conjunction with the Aransas Pass shared use path project, and providing for an effective date.
- 5.II. Approval of Regular Meeting Minutes of March 20, 2017 and April 3, 2017.

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

**6. PUBLIC HEARING:**

There were no Public Hearing items.

**7. CITY MANAGER**

- 7.I. Consider and Act on request from Aransas Pass Chamber of Commerce to temporarily close streets during the Shrimporee Event during June 9-11, 2017.

Mr. Quintanilla stated that this is a request from the Chamber of Commerce for the Shrimporee event to temporarily close certain streets. Mr. Quintanilla added that letters will be sent to residents to inform them of the temporary street closures.

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 and Scruggs voting Aye; Hyatt was absent.

Mr. Quintanilla stated that Items 7.II and 7.III are related to the CDBG Planning Grant. He added that 7.II is designating signatories for contract documents and stated that the City is recommending the positions of Mayor, City Manager and Director of Finance as signatories. Mr. Quintanilla stated that Item 7.III relates to the adoption of policies related to CDBG.

Mayor Chapa asked what the amount of the grant was, and Mr. Quintanilla responded that the grant award was for \$55,000.

- 7.II. Consider and Act on Resolution No. 2017-4188, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas Community Development Block Grant Program (TxCDBG) Contract No. 7216014.

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

- 7.III. Consider and Act on Resolution 2017-4189 approving CDBG Civil Rights Policies.

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

**8. COMMUNITY ENRICHMENT:**

- 8.I. Consider and Act on awarding the RFP for Mobile Food Vendor for the 2017-2018 Season to Bee's Knees Concession and authorizing the Director of Community Enrichment to negotiate the terms.

Mr. Quintanilla stated that this is for the approval of the Request for Proposals for the Mobile Food Vendor. He stated that one bid was received from Bee's Knees Concession and that staff is recommending approval, and also request approval to authorize the Director to negotiate the terms with the vendor, i.e. storage, use of freezer and other items. Mr. Quintanilla added that this has been the same vendor for the last two years.

A motion was made by Mayor Pro Tem Ellis to approve Item 8.I, seconded by Council Member Abrego, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

- 8.II. Consider and Act on Issuance of Request for Proposals for Carpet at the Aransas Pass Civic Center.

Mr. Quintanilla stated that this is for the issuance of an RFP for carpet at the Civic Center. He stated that the carpet was previously approved, but due to an air conditioning emergency those funds were used.

A motion was made by Council Member Abrego to approve Item 8.II, seconded by Council Member Scruggs and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

**9. DEVELOPMENT SERVICES:**

- 9.I. Consider and Act on awarding Request for Proposals for Slope Mower.

Mr. Quintanilla stated that this is to award the RFP for the slope mower and stated that three bids were submitted, and that staff is recommending the low bidder, Nueces Power Electric in the amount of \$137,980.00.

Mayor Chapa asked if the cost included equipment maintenance, and Mr. Quintanilla responded that new equipment usually includes a maintenance period.

A motion was made by Mayor Pro Ellis to approve Item 9.I and award to Nueces Power Electric for an amount not to exceed \$137,980.00, seconded by Council Member Scruggs, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

- 9.II. Consider and Act on Ordinance 2017-4187 by amending Ordinance No. 2015-4102 by correcting the metes and bounds description of properties annexed upon request of the owners of said property; providing that such additional area shall become part of the City; providing a severability clause; and, providing for an effective date.

Mr. Quintanilla stated that this is to correct an error when Fairfield Inn was annexed. He added that the purpose of the amendment is to connect the city boundary along Wheeler to make the boundary lines contiguous.

A motion was made by Mayor Pro Tem Ellis to approve Item 9.II, seconded by Council Member Scruggs, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

**10. FINANCE:**

There were no Finance items.

**11. INFORMATION TECHNOLOGY:**

There were no Information Technology items.

**12. PUBLIC SAFETY:**

12.I. Consider and Act on approving the contract between the City of Aransas Pass and CableONE for fiber internet with a bandwidth of 50MB up and down for \$900.00 a month for 36 months.

Eric Blanchard, Police Chief stated that this is to upgrade the existing contract to increase the bandwidth from 20MB to 50MB, and eight additional IP addresses for the same price of \$900.00 monthly.

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

12.II. Consider and Act on approving the Chief of Police to purchase the Sportsman 234 Boat from Ronnie's Marine in Aransas Pass and necessary outfitting equipment for an amount not to exceed \$100,000.00

Mr. Blanchard stated that this is for the purchase of a Patrol Boat in the event of an emergency and that funds are available in the Drug Seizure Fund. He added that Ronnie's Marine was the only bidder, and includes related expenses at a cost under \$100,000.00.

Mayor Chapa asked where the boat will be stored, and Mr. Blanchard responded that it will be stored at the transient docks behind Redfish Willies.

Council Member Scruggs inquired on the draft, and Mr. Scott responded 10 to 11 inches. Ms. Scruggs also asked why the Harbor Master's boat is not being utilized for this purpose, and Mr. Blanchard responded that this boat is not equipped the way they need it to be.

A motion was made by Council Member Abrego to approve Item 12.II for an amount not to exceed \$100,000.00, seconded by Mayor Pro Tem Ellis, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

12.III. Consider and Act on approving the contract renewal with 3SI Tracking.

Mr. Blanchard stated that this is to renew the contract with 3SI Tracking. He added that 3SI is used in bait property investigations. He stated that the contract renewal is for five years, and that they are reducing the number of tracking devices from five to two.

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

12.IV. Consider and Act on approving the Police Department to purchase Jail Cameras from Advanced Communications in an amount not to exceed \$25,000.00.

Mr. Blanchard stated that this is for the purchase of jail cameras. He added that they will be installed in the booking and holding areas for the purpose of monitoring inmates to prevent accidents. He stated that Drug Seizure Funds will be utilized for an amount not to exceed \$25,000.

A motion was made by Council Member Abrego to approve Item 12.IV. not to exceed \$25,000.00, seconded by Council Member Scruggs, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.

12.V. Consider and Act on approving the contract between the City of Aransas Pass for long distance phone services.

Mr. Blanchard stated that this is to approve a contract with TCS for long distance phone service. He added that the City is currently paying \$0.60 per minute for long distance service, and that with TCS Telecom the cost will be \$0.0225 per minute for long distance service.

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

12.VI. Police Department Stats for the month of March 2017.

Mr. Blanchard stated that the monthly statistics for the month of March will be published on the City's website. He briefly discussed the highlights for the Patrol Division and provided a Spring Break Report, and reported on the findings of the Software Request for Proposals.

12.VII. TABLED Fire Department Stats for March 2017.

Mr. Blanchard asked that this item be tabled.

13. **CITIZEN COMMENTS:**

Diane Flores, 1215 W. Goodnight, asked about the status of the Tree Ordinance, and the purpose of Ordinance No. 2017-4186 regarding Wilson Street.

Bill Davis, Absolute Waste, provided an update on the delivering of the trash carts and stated that they are 99% complete. He stated that they began providing services last Thursday. He added that the transition has been smooth and expressed his appreciation to staff for their cooperation.

14. **EXECUTIVE SESSION:**

The meeting was recessed into Executive Session at 7:30 pm under the provisions of Section 551, Texas Government Code to discuss the authority of:

1. Section 551.071, Consultation with City Attorney: Legal Matters – Naismith Lawsuit.
2. Section 551.071, Consultation with City Attorney: Legal Matters – Sherwin Alumnia.

The Council returned from Executive Session at 7:56 pm.

1. Section 551.071, Consultation with City Attorney: Legal Matters – Naismith Lawsuit.

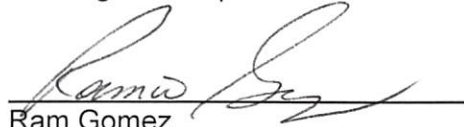
A motion was made by Mayor Pro Tem Ellis to retain Matt Cano for contract to continue to represent the City in the Naismith Lawsuit, seconded by Council Member Abrego, and the motion passed with the following vote: Chapa, Abrego, Ellis and Scruggs voting Aye; Hyatt was absent.


2. Section 551.071, Consultation with City Attorney: Legal Matters – Sherwin Alumnia.

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 7:57 pm.

  
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Ram Gomez  
Mayor

  
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Mary Juarez  
City Secretary

Approved on: May 15, 2017