

CITY OF PORT ARANSAS, TEXAS

AGENDA

CITY COUNCIL REGULAR MEETING

Thursday, June 16, 2016 @ 5:00 pm
Port Aransas City Hall, 710 W. Avenue A
Port Aransas, Texas 78373

Notice is hereby given that the Port Aransas City Council will conduct a Meeting on Thursday, June 16, 2016 beginning at 5:00 pm at the regular meeting place in Council Chamber at City Hall, 710 W. Avenue A, Port Aransas, Texas, and notice of meeting giving time, place, date and subject was posted as described in V.T.C.A., Government Code §551.041 for the purpose of considering the following agenda items:

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **OPENING PRAYER**
4. **PUBLIC HEARING:** The Port Aransas City Council will conduct a Public Hearing to consider the City's (Applicant) request for the Creation of a Coastal Protection Overlay Zone (CPOZ) through a Zoning Change request #ZCR-16-0647. The City proposes certain use restrictions for properties whose sole access is derived from the Gulf Beach Road. The area described by the CPOZ encompasses all real property located in the area bound by:
 - One Thousand (1,000 ft.) Foot Dune Protection Line to the West,
 - Mean High Tide Line to the East,
 - Access Road IA to the South and
 - Avenue G to the North.
5. **CITIZEN COMMENTS AND REPORTS:** *At this time, comments will be taken from the audience on any subject matter **that is not** on the agenda. To address the City Council, please sign the 'Speaker's Card' located on the table just inside the Council Chamber and deliver to the City Secretary before the meeting begins. Please limit comments to three (3) minutes. 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.*
6. **ITEMS FOR CONSIDERATION**
 - A. Discuss and take action to confirm that Dune Permit Application BFD 160325- construction of a single family residence and residential improvements as submitted by Applicant, Peggy Gaffney, for property at 284 Beachwalk Lane, is consistent with the City's Coastal Management Plan.
 - B. Discuss and take action to confirm that "No" Dune Permit Application BFD 16-0593, 825 Sea Breeze Lane, submitted by Charles Campbell for the relocation of existing

overhead power lines to underground lines along the existing alignment and remove existing power poles is consistent with the City's Coastal Management Plan and shall not adversely affect any critical dunes.

- C. Discuss and take action on second reading of an Ordinance Approving a VC#160206- Partial Street Closing of Unimproved Right-Of-Way Adjacent to State Highway 361 also Known as 2233 SH 361; Legal Description Identified as Blue Bayou Business Park II, Block 1, Lots 1 and 2; Directing That Owner(s) Replat the Partial Vacated Property to Become a Part of Their Existing Lot(s); And Providing for an Effective Date.
- D. Discuss and take action on third and final reading of an Ordinance Amending Chapter 25 "Zoning" Article XI. "Flexible Development" by Adding Purpose, Examples of Eligible Projects; Enumerating Suggested Development Bonuses and Allowances; Establishing Procedure for Flexible Developments; and Providing for Severance, Reading and Effective Date.
- E. Discuss and take action on first reading of an Ordinance Amending Chapter 12 "Licenses and Business Regulations", Article VIII. "Short-Term Rentals", Section 12-252(a)(6) "Registration and Permit" by Correcting A Grammatical Error; and Providing for Severance, Reading, and Effective Date.
- F. Discuss and take action on first reading of an Ordinance Amending Chapter 25 "Zoning", Article III. "Districts" Section 25-111 by Adding a New District Known As CPOZ – Coastal Protection Overlay Zone and Adding Section 25-129 to Define Said District; Updating Section 25-124 NPUD-Newport PUD to Include PBPUD-Palmilla Beach; Providing for Severance, Reading, and Effective Date.
- G. Discuss and take action to appoint one (1) citizen to the Planning & Zoning Commission to Place 1 for a term ending in July 2017.
- H. Discuss and take action on a Resolution Establishing a Public Hearing Date to Consider Approval of Updated Land Use Assumptions, Capital Improvement Plans and Impact Fees for Roadways and Parks; and Providing an Effective Date.
- I. Discuss and take action on a Resolution Authorizing Entering into a Standard Professional Services Agreement With Bureau Veritas North American, Inc. (BVNA) for Enforcement of Building, Residential, Mechanical, Electrical, Plumbing, Fuel Gas, Energy, and Fire Codes on an as Need Basis; Approving Scope of Services, Term and Providing An Effective Date.
- J. Presentation, general discussion and act, as needed, on the Charlie's Pasture Shoreline Analysis and Improvements Project (Ship Wake Study) conducted by Coast & Harbor Engineering, a Division of Hatch Mott Macdonald.
- K. Discuss and take action on first reading of an Ordinance Adding Chapter 28 "Aviation", Article I. "In General" And Article II. Mustang Beach Municipal Airport" Establishing

Procedures, Rules, and Regulations to Protect Both Aeronautical Activities and Public Safety; Article III. “Mustang Beach Airport Hazard Zoning” Setting Definitions, Zoning, Height Limitations, Land Use Restrictions, Nonconforming Uses, Permit and Enforcement; Article IV. “Airport Advisory Board” Creating Board, Setting Rules, Regulations, Duties and Eligibility; Providing For Penalty, Severance, Reading, And Effective Date.

L. Discuss and take action on first reading of an Ordinance Deleting Chapter 25 “Zoning”, Article XII “Mustang Beach Airport Hazard Zoning” in its Entirety Since it now Included in Chapter 28 “Aviation”; and Providing for Severance, Reading, and Effective Date.

M. Deliberate and take action on the May 19, 2016 City Council Regular Meeting Minutes as presented.

N. Discuss and take action on first reading of an Ordinance Amending Chapter 2 “Administration”, Article I. “In General” by Clarifying Procedure for Designating the City’s Official Newspaper; Article II. “City Council” Setting the Time for Council Meetings and Performing General Housekeeping; And Providing For Severance, Reading, And Effective Date.

O. Discuss and take action on a Resolution Ratifying Staff Action Taken To Accept Victor O. Schinnerer & Company, Inc.’s Windstorm and Hail Insurance Coverages in the Amount of \$120,436.05 for Policy Period Beginning 6/14/2016 and Ending 6/14/2017.

P. Discuss and take action on a Resolution Authorizing Entering into an Employee Assistance Program (EAP) With Family Counseling Service Beginning August 1, 2016 and Ending July 31, 2017; Setting Fees for Service and Training Along With Retainer Rate; Authorizing City Manager to Sign and Renew Annually so Long as Fees, Rates and Services Remain The Same.

Q. Discuss and take action on a Resolution Accepting Donations Totaling \$12,279.77 to Assist in Funding of Said Monitor/Defibrillator and Equipment; Authorizing Purchase of LIFEPAK 16 V4 Monitor/Defibrillator Plus Miscellaneous Equipment Per Quote # 0040455 Dated 5/23/2016 in the Amount of \$29,611.40 From Sole Source Provider Physio Control, Inc. ; Funding From FY 2015-2016 Emergency Medical Department Capital Outlay Account #61310; and Authorizing the City Manager or Designated Representative as Authorized Representative of the City in all Matters Pertaining to Said Purchase.

R. Discuss and take action to accept and approve FY 2015-2016 Budget Calendar.

7. **STAFF REPORTS:** Pursuant to Home Rule Charter and Code of Ordinances - presentation, general discussion and approval of the following reports:

S. Monthly/Quarterly Reports –

- i. *Accounting/Finance - Darla Honea, Finance Director*
- ii. *Police – Scott Burroughs, Police Chief*
- iii. *Library – Geanette Dailey*
- iv. *Parks & Recreation, Nature Preserve, Paradise Pond Planting Update – Colleen Simpson*

T. Minutes from the following City Committees, Boards/Commissions –

- i. Airport – 03/20/2016
- ii. Parks – 3/28/2016 & 4/18/2016
- iii. Library Board – 5/16/2016

8. **CITY COUNCIL COMMENTS AND ITEMS FOR FUTURE CONSIDERATION** - *Expressions of thanks, congratulations or condolences; information regarding holiday schedules; honorary recognition of city officials, employees or other citizens; reminders about upcoming events sponsored by the City or other entity that are scheduled to be attended by a city official or city employee.*

9. **ADJOURNMENT**

CERTIFICATION

I certify that the above notice of meeting was posted on the bulletin board at City Hall, 710 W. Avenue A, Port Aransas, Texas on Monday, June 13, 2016 at 4:00 pm and on the City’s website at www.cityofportaransas.org. I further certify that the following News Media were property notified on this meeting as stated above: *South Jetty, Island Moon* and *Corpus Christi Caller Times*.

Irma G. Parker, City Secretary

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the _____ day of _____, 2016.

By: _____ Title: _____

NOTICE

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the city secretary at (361) 749-4111, via facsimile at (361) 749-4101 or email at iparker@cityofportaransas.org for further information. Braille is not available.

The City Council may go into a Closed Executive Session pursuant to Texas Government Code §§551.071, 551.072, 551.074, 551.074, 551.076, 551.087 and §418.183(f) of the Texas Disaster Act. Refer to list below and incorporated herein. A Closed Executive Session may be held, under these exceptions, at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council meeting.

TEXAS GOVERNMENT CODE EXCEPTIONS

EXCEPTION	DESCRIPTION
551.071	Consultations with Attorney
551.072	Deliberations about Real Property
551.074	Personnel Matters
551.076	Deliberations Regarding Security Devices or Security Audits
551.087	Deliberation Regarding Economic Development Negotiations
418.183(f)	At any time during a state of disaster. A governmental body subject to Chapter 551 is not required to conduct an open meeting to deliberate information to which this section applies. Notwithstanding Section 551.103(a) , the governmental body must make a tape recording of the proceedings of a closed meeting to deliberate the information.