

CITY OF PORT ARANSAS, TEXAS

AGENDA

CITY COUNCIL REGULAR MEETING

Thursday, September 19, 2013 @ 5:00 pm
Port Aransas City Hall, 710 W. Avenue A
Port Aransas, Texas 78373

Notice is hereby given of the Regular Meeting of the City Council of Port Aransas to be held on Thursday, September 19, 2013 beginning at 5:00 pm at: City Hall – Council Chamber, 710 W. Avenue A, Port Aransas, Texas, for the purpose of considering the following agenda items.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **OPENING PRAYER**
4. **PROCLAMATION** – 30th Annual National Night Out, Tuesday, October 1, 2013
5. **PUBLIC HEARINGS** – The Port Aransas City Council will conduct the following Public Hearings:
 - ST-130659 – Street Closing Application, Aransas Holding Company S/D “C”, Lot 1A, Block 49, Port Aransas, Nueces County, Texas. The request is to close that portion of Eighth Street (30’ wide) running north and south behind the property and Avenue I (61’ wide) running east and west on the north side of the property. Request by John P. Hooten. Property location: 9110 SH361;
 - BFDP-130661 – Dune Permit and Beachfront Construction Certificate Application, Mustang Island Block 15, Lot 2, Port Aransas, Nueces County, Texas. The proposed application is for installation of utilities and a driveway. Request by James Worth. Property location: 2906 On-the-Beach; and
 - BFDP-130778 - “NO” Dune Permit Designation & Beachfront Construction Certificate Application, Mustang Island, Block 2, Lot 1-B UNREC. The proposed permit will allow for a new single family residence. Request by Cecilia Hager. Property location: 242 Dolphin Lane.
6. **CITIZEN COMMENTS AND REPORTS:** *In accordance with the Open Meetings Act, Council is prohibited from acting or discussing (other than factual responses to specific questions) any items brought before them at this time.*
7. **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. Information concerning consent agenda items is available for public review.*

- A. Consider and take action on the Monday, August 12, 2013 Special Workshop Special Meeting Minutes.
 - B. Consider and take action on the Thursday, August 15, 2013 City Council Regular Meeting Minutes.
 - C. Consider and take action on the Thursday, August 29, 2013 City Council Meeting Minutes as presented.
 - D. Discuss and take action on the Thursday, September 5, 2013 City Council Meeting Minutes as presented.
8. **REPORTS** - Presentation, general discussion and approval of August, 2013 Financial Report and other economic trends.
9. **STAFF REPORTS** – *Pursuant to Home Rule Charter and Code of Ordinances:* Minutes of various Boards, Commissions, and Committees

10. **ITEMS FOR CONSIDERATION**

- A. Discuss and take action on third and final reading of an Ordinance Providing for the Abandonment of the Twenty (20') Foot Alleyway Which runs through Aransas Holding Company Subdivision "C", Block 1, Lying East of Lots 1, 2, 3 and 4 and West of Lot 17, 18, 19, and 20; Reserving a Utility Easement for the Benefit of the City; Deeding to the Adjacent Property Owners Ten (10') Feet of Said Alleyway Upon Receipt of Re-Plat.
- B. Discuss and take action on Application BFDP-130661 – Dune Permit and Beachfront Construction Certificate Application, from STW Interests Ltd (James Worth) for Dune Protection Permit and Beachfront Construction Certificate for utility and driveway construction improvements at Mustang Island Block 15, Lot 2 also known as 2906 On-the-Beach.
- C. Discuss and take action on Application BFDP-130778 – "NO" Dune Permit Designation & Beachfront Construction Certificate Application, Mustang Island, Block 2, Lot 1-B UNREC. The proposed permit will allow for a new single family residence. Request by Cecilia Hager. Property location: 242 Dolphin Lane.
- D. Discuss and take action on first reading of an Ordinance providing for the Abandonment of a Portion of Eighth Street (30' wide) running north and south and a portion of Avenue I (61' Wide) running east and west as requested in Street Closing Application, ST-130659, Aransas Holding Company S/D "C", Lot 1A, Block 49, Port Aransas, Nueces County, Texas; Reserving a Drainage Easement for the Benefit of the City; Deeding to Each of the Adjacent Property Owners 30-1/2 Feet of Said Roadway Upon Receipt of Re-Plat.

- E. Discuss and take action on an Ordinance Amending Fiscal Year 2012-2013 Budget on first and only reading; Repealing All Prior Ordinances in Conflict Herewith; And Providing For An Effective Date.
 - F. Discuss and take action on Resolution awarding \$1,522,856.00 in Occupancy Tax Funds to the Port Aransas Chamber of Commerce and Tourist Bureau for Fiscal Year 2013-2014; Authorizing the City Manager to Sign Contract Agreement for said Occupancy Tax Funds; and Providing Other Matters Relating to Said Contract Agreement.
 - G. Discuss and take action on Resolution granting a Lease Agreement to the Port Aransas Preservation and Historical Association, a Texas 501(c)(3) Non-Profit Organization, of city owned property; setting the annual rent and term of said lease; Authorizing the City Manager to Sign Said Agreement; and Providing Other Matters Relating to Lease Agreement.
 - H. Discuss and take action on Resolution appointing City Council and City Manager as representatives to the Coastal Bend Council of Governments (CBCOG); Directing the City Secretary to inform CBCOG of appointment of City of Port Aransas Representatives; and Providing Other Matters Relating to Said Appointment.
 - I. Discuss and take action on Resolution to Award Job No. 6100.B3.14 – 2013 Station Street T-Head Repair to J.M. Davidson, Ltd., for Base Bid amount of \$124,266.00; Authorizing the City Manager to Sign all Contract Documents; and Providing Other Matters Relating To Said Contract Agreement.
 - J. Discuss and take action on Resolution Nominating a person for Place 6 on the Nueces County Appraisal District to represent the City of Port Aransas; Directing the City Secretary to forward copy of Resolution to Ramiro “Ronnie” Canales, Chief Appraiser on or before October 10, 2013; and Providing Other Matters Relating to Said Appointment.
11. **CLOSED EXECUTIVE SESSION**- The City Council will now conduct a Closed Executive Session pursuant to the provisions of Chapter 551 Texas Government Code, in accordance with the authority contained in:
- ❖ **SECTION 551.07(1)(A)** – A governmental body may consult with its attorney in a closed executive session to seek advice on legal matters regarding pending or contemplated litigation – *City of Port Aransas vs- Board of Adjustments (Variance Requests 301 E. Avenue E and 501 Mercer)*.
12. **OPEN SESSION** – The City Council will now reconvene into Open Session pursuant to the provisions of Chapter 551 Texas Government Code and take action on item(s) discussed during Closed Executive Session:

- ❖ **SECTION 551.07(1)(A)** – A governmental body may consult with its attorney in a closed executive session to seek advice on legal matters regarding pending or contemplated litigation – *City of Port Aransas vs- Board of Adjustments (Variance Requests 301 E. Avenue E and 501 Mercer)*.

13. **CITY COUNCIL COMMENTS AND ITEMS FOR FUTURE CONSIDERATION**

14. **ADJOURNMENT**

CERTIFICATION

I, certify that a copy of the Thursday, September 19, 2013 agenda of items to be considered by the Port Aransas City Council was posted on the City Hall bulletin board on _____ @ ____pm.

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 _____, 2013.

By: _____ Title: _____