

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

On this the 15th day of April, 2008 the Aransas Pass Municipal Development District (APMDD) convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT:

RICHARD HEAD	President
HOPE COMINGORE	Vice President
RANDALL FREEZE	Secretary
ANNABEL SEALS	Treasurer
HARLAN ROBERTS	Director
JAMES COVINGTON	Director
VICKIE ABREGO	Director
KAREN GAYLE	Director
TERRY STANSBERRY	Director
TOM ANDREWS	Attorney

ABSENT

CITY STAFF PRESENT:	Tom Ginter	City Manager
	Bonney Maurer	Aquatics Director
	Yvonne Stonebraker	Administrative Assistant

OTHERS PRESENT: Terry Orf/ArchitectKO, Orlando Ortiz/Urban Engineering

(There may have been others present who did not sign in.)

ITEM 1.

CALL MEETING TO ORDER.

President Head called the meeting to order at 6:33 p.m. He stated there was a quorum.

ITEM 2.

APPROVAL OF MINUTES OF MARCH 17 AND MARCH 18, 2008 MEETINGS.

Director Roberts made a motion to approve the minutes of March 17 and March 18, 2008 meetings. Treasurer Seals seconded the motion and the motion carried unanimously.

ITEM 3.

APPROVAL OF MINUTES OF APRIL 1 AND APRIL 7, 2008 MEETINGS.

Director Roberts made a motion to approve the minutes of April 1 and April 7, 2008 minutes with corrections. Secretary Freeze seconded the motion and the motion carried unanimously.

ITEM 4.

CONSIDER AND ACT ON APPROVING INVOICES TO BE PAID.

City Manager Tom Ginter stated there were no invoices to approve for payment.

ITEM 5.

REVIEW YEAR-TO-DATE PAYMENT APPLICATIONS FROM TEAL CONSTRUCTION FOR THE CIVIC CENTER.

President Head stated he had not received the spreadsheet showing the year-to-date payment applications from Teal Construction for the Civic Center.

ITEM 7.

REVIEW CURRENT FINANCIAL STATEMENTS.

City Manager Ginter presented the current financial statements.

<u>Assets</u>	
Cash Prosperity Bank	\$ 657.67
TexPool-General Fund	\$ 2,998,874.07
Accts Rec - Other	\$ 5.00
Accts Rec – Sales Tax	\$ 41,027.56
	<u>\$ 3,040,564.30</u>
 <u>Fund Balance</u>	
General Fund	\$2,898,008.23
 Total Revenues	
	\$ 345,715.66
Total Expenses	\$ 203,159.59
Excess Revenues Over Expenses	\$ 142,556.07
 Total Liabilities & Fund Balance Equity	
	\$ 3,040,564.30

ITEM 6.

CONSIDER AND ACT ON FINAL PAY ESTIMATE FOR GARY'S POOLS.

Orlando Ortiz with Urban Engineering stated he was submitting the final Pay Estimate No. 3 for Gary's Pools. He stated the pay estimate reflects Change Order No. 1, pool accessories. Mr. Ortiz stated Gary's Pools took the \$8,500 credit from pool accessories (shade structure for lifeguard stands and slide platform) and applied it to office decking which is being installed today. He stated he would deliver the Engineer's

Certificate of Completion at a later date. Mr. Ortiz stated the final payment to Gary's Pools was \$142,270.91.

Director Roberts asked Mr. Ortiz if the final payment amount reflected the ten percent (10%) retainage fee?

Mr. Ortiz stated yes.

Director Roberts asked was there a requirement for the APMDD to hold retainage for thirty (30) to sixty (60) days?

Mr. Ortiz stated no. He also stated the final pay estimate check should not be released until the APMDD is one hundred percent (100%) satisfied with Gary Pool's work on the renovations.

Director Gayle made a motion to approve final Pay Estimate No. 3 to Gary's Pool's contingent upon delivery of the Certificate of Completion document and all warranty documents. Director Covington seconded the motion and the motion carried unanimously.

ITEM 8.

REVIEW COLORBOARD WITH ARCHITECTKO FOR THE CIVIC CENTER.

Mr. Terry Orf with ArchitecTKO presented a colorboard for the Civic Center. Mr. Orf stated he kept the outside colors the same as the first colored drawing presented to the APMDD in July 2007. He stated the inside colors (mainly teals) were chosen because of the maritime look to them.

Mr. Orf stated he brought samples of carpet tile and roll carpet. He stated In earlier meetings it was suggested to use carpet tile. Mr. Orf stated carpet tile was thirty dollars (\$30) a square yard , would probably need to be replaced every three years, if not sooner, fire retardant, and uses water soluble glue to stick to the cement. He stated if the tile gets wet, it will come up and if it's accidentally cut, it will snag and run. Mr. Orf stated roll carpet was twenty dollars (\$20) a square yard, fire retardant, had longer life and used a petroleum base glue. He stated roll carpet glue was hard to get off the cement.

After further discussion, President Head asked Mr. Orf if he could return with different contrasting carpet samples.

Mr. Orf stated yes.

ITEM 10.

CONSIDER AND ACT ON PURCHASING SHADE STRUCTURES FOR LIFEGUARD CHAIRS AT THE AQUATIC CENTER.

Mr. Ortiz stated the Aquatic Center needed six shade structures for the lifeguard stands and a canopy cover for the slide tower. He stated the six shade structures for the lifeguard stands will come from Sun Ports

and the slide tower canopy would come from Waterloo. Mr. Ortiz stated Bear Creek Construction would be contracted for the installation by Sun Ports.

President Head stated the total cost of purchasing and installation of the six shade structures and the slide tower canopy was \$16,408.53.

Mr. Ortiz stated yes.

Director Stansberry made a motion to approve the shade structures and slide tower canopy in the amount of \$16,408.53 from Sun Ports. Director Gayle seconded the motion and the motion carried unanimously.

ITEM 11.

CONSIDER AND ACT ON PURCHASING SHADE STRUCTURE FOR SLIDE PLATFORM AT THE AQUATIC CENTER.

President Head stated item no.11 was approved in item no. 10.

ITEM 12.

CONSIDER AND ACT ON ADDITIONAL ITEMS FOR POOL RENOVATIONS.

Aquatics Manager Bonney Maurer and the APMDD discussed additional items for the pool renovations. Items discussed were pool side chairs, counter tops, vacuum cleaner (for pool), 5 office chairs, bike racks, and a TV with DVD player (for training).

President Head stated he needed more information on the counter tops and pool side chairs. He stated Aquatics Manager Maurer could purchase the pool vacuum cleaner and 5 office chairs.

City Manager Tom Ginter stated if the APMDD would purchase the vacuum cleaner and 5 office chairs, the city would pay for the bike racks and the TV with DVD player (for training).

The APMDD agreed and thanked City Manager Ginter.

Director Roberts made a motion to approve the purchase of the vacuum cleaner and 5 office chairs. Director Abrego seconded the motion and the motion carried unanimously.

ITEM 9

DISCUSSION ON THE ARANSAS PASS MUNICIPAL DEVELOPMENT DISTRICTS BYLAWS.

APMDD Attorney Mr. Andrews stated he had not received any topics of discussion from the APMDD concerning the bylaws.

No discussion was held.

ITEM 14

REPORT FROM ATTORNEY PERTAINING TO PROPOSAL CHANGES WITH VENUWORKS.

Attorney Tom Andrews stated before the meeting, City Manager Ginter gave him a copy of the VenuWorks contract with corrected changes. He stated he had not had a chance to read it for accuracy.

Attorney Andrews stated the only issue he had now with VenuWorks was having the bank account in the APMDD name so VenuWorks could have access so they may pay themselves. He stated giving anyone access to these funds would be hard to do because the funds belong to the City not the APMDD. Attorney Andrews stated the City could open an escrow account with joint signature authority. He stated money from the sales could go into the escrow account and the City could make sure there was enough money in the account to pay VenuWorks.

City Manager Ginter stated once Attorney Andrews approved the corrected VenuWorks contract, the contract could be approved by the APMDD at their next meeting May 6, 2008 and the contract can go before City Council May 19, 2008. He stated the contract, sent to him, was an original copy signed and with a start date of May 19, 2008.

ITEM 13

CONSIDER AND ACT ON DIOSDADO CONDEMNATION PROCESS PROCEEDINGS.

No action taken.

ITEM 15

GENERAL DISCUSSION.

There was no discussion.

ITEM 16

ADJOURNMENT OF MEETING.

Director Covington made a motion to adjourn the meeting. Director Gayle seconded the motion and the motion carried unanimously.

President Head adjourned the meeting at 9:18 p.m.

Richard Head, President

ATTEST:

Randall Freeze, Secretary