

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

On this the 17th day of March, 2008 the City Council of the City of Aransas Pass convened in a Regular Council 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: Tommy Knight, Mayor  
Jay Attaway, Mayor Pro Tempore  
Vickie Abrego, Council Member  
Frank Hametner, Council Member  
Karen Mayer, Council Member

ABSENT:

ADMINISTRATIVE PERSONNEL PRESENT: Tom Ginter, City Manager  
Allen Lawrence, City Attorney  
Ada Owens, City Secretary

ADMINISTRATIVE PERSONNEL ABSENT:

STAFF PRESENT: Bill Haines, Assistant Police Chief/Harbormaster  
Frank Truitt, City Inspector  
Don Brummett, Acting Public Works Director

OTHERS PRESENT: Oscar Adame/Ingleside Parks Director, Lu & Ralph Arcemont, Marilyn Rymer/Herald, Jim & Alpha Covington, Eva Young, Jim Gray/Ingleside City Manager, Rosemary Vega/Chamber of Commerce, Joan Snodgrass

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

**ITEM 1. CALL MEETING TO ORDER.**

Mayor Knight called the meeting to order at 7:00 p.m. on March 17, 2008.

**ITEM 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Council Member Abrego gave the invocation. Mayor Knight led the pledge of allegiance to the United States flag.

**ITEM 3. CONSENT AGENDA:** *“All of the following items on the Consent Agenda are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.”*

A. Approval of Minutes of March 3, 2008.

- B. Consider and Act on Ordinance 2008-3938 – Granting a Conditional Use Permit for pre-owned vehicle sales at 2180 W. Wheeler Avenue, City of Aransas Pass, Texas, Subject to conditions set forth.

Mayor Pro Tempore Attaway made the motion to approve the Consent Agenda. Council Member Hametner seconded the motion and the motion carried unanimously.

**ITEM 4. CONSIDER AND ACT ON AWARDING BID FOR WASTEWATER TREATMENT PLANT PROJECT.**

Mayor Knight stated the bids for the Wastewater Treatment Plant project were: Younts Enterprises \$39,395.00, J.M. Davidson \$46,868.56, Perry Construction \$48,668.00, Holloman Corporation \$88,720.00, and Austin Engineering \$98,320.00.

After discussion, Council Member Hametner made the motion to award the bid for Wastewater Treatment Plant repairs to Younts Enterprises with the lowest bid of \$39,395.00. Councilmember Abrego seconded the motion and the motion carried unanimously.

**ITEM 5. CONSIDER AND ACT ON APPROVING INTERLOCAL AGREEMENT WITH THE CITY OF INGLESIDE.**

Mayor Knight introduced Ingleside City Manager Jim Gray and Parks Director Oscar Adame.

Mr. Gray stated the Ingleside City Council was very appreciative of the opportunity afforded by the interlocal agreement and would like to work with the City of Aransas Pass. He stated the Council had given staff authority to move forward with the agreement and approval of the interlocal agreement would be on the March 25 (2008) Ingleside City Council agenda.

Mayor Knight stated Ingleside residents would be charged \$3.00 for children and \$4.00 for adults for entrance into the Aquatics Center. He stated Ingleside would reciprocate by charging Aransas Pass residents \$2.00 for entry into their skatepark.

Council Member Mayer made the motion to approve the interlocal agreement with the City of Ingleside. Council Member Abrego seconded the motion and the motion carried unanimously.

**ITEM 6. CONSIDER AND ACT ON APPROVING A RESOLUTION AUTHORIZING ACQUISITION OF REAL ESTATE (LOTS 22, 25, 27, 28, 31 AND 32, BLOCK 287, NORTH SEVENTH STREET).**

Mayor Knight stated the Resolution mentions “eminent domain” twice and the Council had never discussed “eminent domain” on this or any other property.

The City Manager stated the Resolution would give the Aransas Pass Municipal Development District (APMDD) the authority to purchase the property, not the power of eminent domain.

The City Attorney upon question from Mayor Knight stated the Resolution was good, as long as everyone understood the Council had not approved or discussed condemnation.

Council Member Hametner stated the Resolution was a statement of fact that the City does have that power (of condemnation) and the Resolution does not authorized anyone to use that power.

Council Member Abrego stated the APMDD is working with the property owners to purchase the property.

Council Member Hametner made the motion to approve the Resolution authorizing acquisition of real estate, Lots 22, 25, 27, 28, 31 and 32, Block 287. Mayor Pro Tempore Attaway seconded the motion and the motion carried unanimously.

**ITEM 7. CONSIDER AND ACT ON APPROVING PAYMENT NO. 1 TO TEAL CONSTRUCTION FOR CIVIC CENTER.**

The City Manager stated Payment No. 1 was mainly for mobilization and preparation of the site of the Civic Center in the amount of \$214,145.01 and APMDD had recommended payment.

Council Member Hametner made the motion to approve Payment No. 1 to Teal Construction for the Civic Center. Mayor Pro Tempore Attaway seconded the motion and the motion carried unanimously.

**ITEM 8. REPORTS FROM CITY MANAGER AND STAFF AND PUBLIC COMMENTS:** *At this time the Mayor, City Council, Staff and Public comments may be given. Reports or updates on any assignments which include but are not limited to grants, building and development, budgets, financial reports and any other projects may be given. No formal action can be taken on any of these items at this time. Comments will be limited to 3 minutes each.*

The City Manager reported there was a semi-final walk through of the Gillespie Lane project that went well. He stated there were two or three small items left to finish. He stated the final payment would be presented to Council and there was a one year warranty on the construction work.

The City Manager stated the final walk-through on the Aquatics Center repairs would be next Wednesday.

The City Manager gave the schedule of the next week's work on the Civic Center.

Architect Terry Orf stated the metal building would be ordered and in approximately eight weeks the super structure should be going up.

The City Manager stated there was a prebid meeting at City Hall today on the addition and renovation of City Hall. He stated the Council Chambers renovations were included as an add/alternate in the bid process.

The City Manager stated there would be a workshop on the Harbor Park expansion March 27 at 7:00 p.m.

Mayor Knight stated the vessel 'Pamela Dolores' was removed from the water the past week, bringing the count of vessels removed from the Harbor to 33. He stated there were two vessels left floating in Conn Brown Harbor and two vessels on the backside of the Harbor that are being stripped. He stated he had spoken to Harley Coggins who told him everything had been picked up from the LWR property except for some scattered odds and ends, which he will pick up this week.

Council Member Hametner stated City Manager Tom Ginter and Judge Mike Sullinger are going forward in a professional manner with the marina project and will have their proposal ready to go. He stated there was interest from several large marina

developers regarding Conn Brown Harbor. He stated the marina project team had done a thorough job and thanked Clay Morgan for his participation.

**ITEM 11.**      **ADJOURNMENT OF MEETING.**

Mayor Pro Tempore Attaway made the motion to adjourn the meeting. Council Member Mayer seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 7:18 p.m.

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Tommy Knight, Mayor

ATTEST:

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Ada Owens, City Secretary