



TOWN COUNCIL REGULAR MEETING

Wednesday, May 07, 2025 at 6:00 PM
Fulton Council Chambers, 201 N. 7th Street

AGENDA

CALL TO ORDER

PLEDGE OF ALLEGIANCE – U.S. Flag and Texas Flag

OBSERVE A MOMENT OF SILENCE/PRAAYER

CITIZENS TO BE HEARD (PUBLIC FORUM)

Public participation is valued and at this time, comments limited to three (3) minutes will be taken from persons who have signed the Speaker's Card located on the table inside the Council Chambers and delivered to the City Secretary before the meeting begins. Written comments received by submission to the City Secretary in person or emailed to citysec@fultontexas.org by 3:00 p.m. on the day of the meeting, on any subject matter that is not on the agenda, will be read and summarized in the minutes of the meeting. Persons wishing to address the Council and who have registered using the Speaker's Card will have up to three (3) minutes to speak. 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. While civil public criticism is not prohibited; disorderly conduct or disturbance of the peace as prohibited by law shall be cause for the chair to terminate the offender's time to speak.

PROCLAMATION

1. Proclamation recognizing May 11 - 17, 2025 as Police Officers Week.

CONSENT AGENDA

All consent agenda items listed are considered to be routine by the Town 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.

2. **Discuss/Approve/Disapprove** minutes of the Regular Meeting held on April 16, 2025.
3. **Discuss/Approve/Disapprove** the Mayor's April 2025 credit card statement.

ITEMS FOR CONSIDERATION

4. Canvass Votes from May 3, 2025 Election.
5. **Discuss/Approve/Disapprove** Resolution No. R-02-2025 Canvassing the Returns of Election held May 3, 2025.

- 6. Discuss/Approve/Disapprove** request made by Milton Patschke for a two-foot variance, seven (7) foot to five (5) foot, for his side yard in order to maintain the trees on the property.
- 7. Discuss/Approve/Disapprove** a request from Pam Williams for variance to rebuild the fence in the same location on the property.

CLOSED SESSION

The Town Council may elect to go into closed session pursuant to Chapter 551, Government Code on any Agenda item where appropriate and particularly Sections 551.071 (consultation with attorney) and 551.074 (personnel matters), Government Code.

OPEN SESSION

Discuss/Approve/Disapprove any and all action necessary with regard to the preceding matter(s).

ANNOUNCEMENTS

- 8.** Mayor's Update.
- 9.** The next Regular Fulton Town Council Meeting will be held Wednesday, May 21, 2025, beginning at 6:00 pm.

EXECUTIVE SESSION - PUBLIC NOTICE is given that the Town Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda when authorized by the Open Meetings Act, Chapter 551, Texas Government Code. If the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the Mayor. The Council may deliberate and take action in open session on any issue that may be discussed in executive session.

ADJOURNMENT

NOTICE

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 361/729-5533 or by email at citysec@fultontexas.org for further information. Braille Is Not Available. The Town of Fulton reserves the right to convene into Closed Session under Government Code 551.071-551.074 and 551-086.

CERTIFICATION

I certify that the above notice of meeting was posted at Town Hall, 201 N. Seventh Street, Fulton, Texas, on Friday, May 2, 2025, at 4:00 p.m., and at the U.S. Post Office located at 301 Cactus Street, Fulton, Texas. I further certify that the following News Media were properly notified of this meeting as stated above: The Rockport Pilot.

/S/ Stephanie Garcia, City Secretary

PROCLAMATION

***WHEREAS**, Police Officers of the Fulton Police Department stand watch over our citizens, selflessly risking their lives to protect individuals, families, neighborhoods, and property against crime; and*

***WHEREAS**, it is important that all citizens recognize the duties, responsibilities, hazards, and sacrifices of local law enforcement agencies; and*

***WHEREAS**, the week of May 11 – 17, 2025 will be observed Nationally as Peace Officers Week in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty; and*

***WHEREAS**, the Fulton Police Department, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered dedicated service to the community.*

***NOW, THEREFORE, I, KELLI COLE**, as Mayor of the Town of Fulton do hereby declare May 11-17, 2025, as:*

POLICE WEEK

in the Town of Fulton, Texas, and hereby publicly salute the service of law enforcement officers in our community.

***IN WITNESS WHEREOF**, I have hereunto set my signature and the seal of the Town of Fulton, this 7th day of May 2025.*

Kelli Cole, Mayor

ATTEST:

Stephanie Garcia, City Secretary



TOWN COUNCIL REGULAR MEETING

Wednesday, April 16, 2025 at 6:00 PM

Fulton Council Chambers, 201 N. 7th Street

MINUTES

CALL TO ORDER

PRESENT

Mayor Kelli Cole
 Place 2 Chris Garis Place
 Place 3 MaryAnn Pahmiyer
 Place 4 Margo Nielsen
 Place 5 Laura McCorkle

ABSENT

Mayor Pro Tem Robert Loflin

STAFF PRESENT

Stephanie Garcia, City Secretary
 Ty Gerstenberger, Chief

Mayor Cole called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE – U.S. Flag and Texas Flag

Mayor Cole led everyone in the pledges.

OBSERVE A MOMENT OF SILENCE/PRAYER

Mayor Cole led everyone in a moment of silence.

CITIZENS TO BE HEARD (PUBLIC FORUM)

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Rebecca Johnson introduced herself and informed the Council that she and Alderwoman Pahmiyer had attended a meeting at the Republican Club the night before. Mrs. Johnson wanted to correct a misstatement by Alderwoman Pahmiyer during that meeting. Mrs. Johnson stated that Alderwoman Pahmiyer made a statement that the Johnsons owed the Town of Fulton \$31,000 in attorney fees. Mrs. Johnson provided copies of partial documents from the lawsuit between the Town of Fulton and the Johnsons, wherein the judgment awarding the

Town \$28,306 in attorney’s fees were denied. Mrs. Johnson wanted it to be made clear that they do not own town said attorney fees.

CONSENT AGENDA

All consent agenda items listed are considered to be routine by the Town 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.

- 1. **Discuss/Approve/Disapprove** minutes of the Regular Meeting held on March 19, 2025.
- 2. **Discuss/Approve/Disapprove** the March 2025 financials.

Motion made by Place 5 McCorkle, Seconded by Place 2 Garis to approve the Consent Agenda as presented.

Voting Yea: Place 2 Garis, Place 3 Pahmiyer, Place 4 Nielsen, Place 5 McCorkle

ITEMS FOR CONSIDERATION

- 3. **Discuss/Approve/Disapprove** Resolution No. R-01-2025; A Resolution of the Town Council of the Town of Fulton Approving and Adopting Internal Computer Controls.

Mayor Cole read the item and informed the Council of the updated control policies. Stephanie Garcia, City Secretary, also discussed the updated resolutions and policy.

Motion made by Place 2 Garis, Seconded by Place 5 McCorkle to approve Resolution No. R-01-2025; A Resolution of the Town Council of the Town of Fulton Approving and Adopting Internal Computer Controls.

Voting Yea: Place 2 Garis, Place 3 Pahmiyer, Place 4 Nielsen, Place 5 McCorkle

- 4. **Discuss/Approve/Disapprove** the updated police policy for the Fulton Police Department.

Mayor Cole read the item and asked Chief Gerstenberger to review with the Council. Chief Gerstenberger informed the Council that the policy was last revised in 2018. He has used the template provided by the Rockport Police Department to revise and update the Fulton Police policy. Chief Gerstenberger informed the Council that the updates will provide a stronger policy for the department. Hal Gerge, the Town’s attorney, also informed the Council that he has reviewed the policy and that Chief Gerstenberger has done an excellent job with the update. Alderwoman McCorkle asked Chief Gerstenberger if he was uncomfortable with any of the changes. Chief Gerstenberg replied that he is very comfortable with the policy. Alderwoman Nielsen had a question regarding the gas gun. Chief Gerstenberger addressed her question.

Motion made by Place 2 Garis, Seconded by Place 4 Nielsen to approve the updated police policy for the Fulton Police Department.

Voting Yea: Place 2 Garis, Place 3 Pahmiyer, Place 4 Nielsen, Place 5 McCorkle

CLOSED SESSION

The Town Council may elect to go into closed session pursuant to Chapter 551, Government Code on any Agenda item where appropriate and particularly Sections 551.071 (consultation with attorney) and 551.074 (personnel matters), Government Code.

Council did not convene into Closed Session.

OPEN SESSION

Discuss/Approve/Disapprove any and all action necessary with regard to the preceding matter(s).

ANNOUNCEMENTS

5. Mayor's Update.

Maintenance: Mayor Cole informed the Council that the parts for the Fulton Harbor bathrooms have been received and work has begun on the repairs from recent vandalism. She mentioned that the portable toilets are being serviced three times a week. The Fulton Harbor bathrooms will be open daily from 7 a.m. – 4 p.m.

FCC: Mayor Cole informed the Council that the Convention Center was a shelter for the fire victims the previous Wednesday through Friday morning.

Pier: Mayor Cole informed the Council that the Pathway sign was unveiled this week.

Administration: Mayor Cole informed the Council that the administration has been working with City of Rockport, Aransas County, and the Navigation District on the 2025 Hazard Mitigation Plan. They have also been working with the Comptroller and Bookkeeper on audit submissions.

Early Voting: Mayor Cole informed the Council that early voting begins April 22 – 29, 2025.

6. The next Regular Fulton Town Council Meeting will be held Wednesday, May 7, 2025, beginning at 6:00 pm.

Mayor announced the date and time of the next meeting.

ADJOURNMENT

There being no further business, Mayor Cole entertained a motion to adjourn.

Motion made by Place 2 Garis, Seconded by Place 4 Nielsen to adjourn the meeting.

Voting Yea: Place 2 Garis, Place 3 Pahmiyer, Place 4 Nielsen, Place 5 McCorkle

The meeting was adjourned at 6:17 p.m.

Kelli Cole, Mayor

Stephanie Garcia, City Secretary



PO Box 62565
 San Angelo, TX 76906
 PH: 800-999-8137
 FX: 866-949-6999
 www.gandyink.com

Order Approval: 884105

Item 3.

Date Ordered: 3/18/25
 Ship Date 3/24/25
 In Hands Date 3/20/25

Ordered By	Phone	Fax	Email
Stephanie Garcia	361.729.5533		citysec@fultontexas.org

CITY OF FULTON
 STEPHANIE GARCIA
 201 N 7TH ST.
 FULTON, TX 78358
 US

SHIP TO:
 CITY OF FULTON
 ALYSSA HENDRICKS
 201 N 7TH ST.
 FULTON, TX 78358
 US

HF655

Customer #	PO Number	Terms	Bid #	Ship Method
97866		PREPAY		UPS Ground 1

Design ID	Design Title	Type
373422	bell/schoolhouse	SP

Qty	Part Number	Color	Description	Youth Adult	S	M	L	XL	XXL	Other	Unit Price	Total Price
145	G500Y	FOREST	COTTON S/S TEE - YOUTH	5	69	71					8.35	1,210.75
125	G500	FOREST	COTTON S/S TEE	55	40	16	13	1			8.35	1,043.75
270												

Subtotal	2,254.50
Sales Tax	
Shipping	
Total	2,254.50
Paid	
Balance	2,254.50

Note:

This Order Approval is a confirmation of the order we have processing for you. If you see something that is incorrect, please let us know immediately by either responding to the email or calling Customer Service at 1-800-999-8137. Thank you so much for choosing Gandy Ink!

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 Authorized By: Signature Printed Name Title Date

Daughters of
republic

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PAYMENT COMPLETE

Thank you for your payment!

You paid \$2,254.50 on 03/24/25 for invoice #884105

Once your art is approved, your order will be ready to be produced. If you have any questions, please call us at 800-999-8137.

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INVOICE FOR 884105

Invoice: 884105

Date Ordered: 03/18/25

Date Invoiced: N/A

Date Due: N/A

Customer Detail

ORDERED BY Stephanie Garcia

PHONE 361.729.5533

FAX

EMAIL citysec@fulfontexas.org

Address

CITY OF FULTON

FULTON TX 78358

US

Order Details

CUSTOMER # 97866

PO NUMBER

TERMS PREPAY

Design Details

DESIGN ID 392827

DESIGN TITLE CUSTOM (RANG THE BELL) / (LEARNING CTR)

Item 3.

TYPE

LOCATION Left Chest 4"

DESIGN ID 392827

DESIGN TITLE CUSTOM (RANG THE BELL) / (LEARNING CTR)

TYPE

LOCATION Adult Full Back

DESIGN ID 392827

DESIGN TITLE CUSTOM (RANG THE BELL) / (LEARNING CTR)

TYPE

LOCATION YOUTH BACK

Product Details

QTY 145

PART NUMBER G500Y

COLOR FOREST

DESCRIPTION COTTON S/S TEE - YOUTH

YOUTH / ADULT

S / S 5

M / M 69

L / L 71

XL

XXL

OTHER

UNIT PRICE \$8.35

TOTAL PRICE \$1,210.75

QTY 125

PART NUMBER G500

COLOR FOREST

DESCRIPTION COTTON S/S TEE

YOUTH / ADULT

S / S 55

M / M 40

L / L 16

XL 13

XXL 1

OTHER

UNIT PRICE \$8.35
TOTAL PRICE \$1,043.75

Item 3.

Totals

SUBTOTAL \$2,254.50
SALES TAX \$0.00
SHIPPING \$0.00
TOTAL \$2,254.50
PAID \$0.00
BALANCE \$2,254.50

PAY INVOICE

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We respond within one business day



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RESOLUTION NO. R-02-2025

**A RESOLUTION
CONVASSING THE RETURNS OF ELECTION
OF MAYOR, AND THREE COUNCIL MEMBERS**

WHEREAS, an election was held in the Town of Fulton, Texas on May 3, 2025, for the purpose of the election of Alderwoman Place 3, for a full terms; and

WHEREAS, the Town Council has reviewed and investigated all matters pertaining to this election, including the ordering, notices, election officers, holding and returns thereof; and

WHEREAS, the Town Council hereby canvasses the returns of this election, at which there was submitted to all residents, qualified electors of the Town for their action thereupon, the election Alderwoman Place 3 for a full terms; and

WHEREAS, the Town has diligently inquired into the poll lists and the official election returns which were duly and lawfully made to this Town Council by the Aransas County Election Administrator holding and conducting the election; the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, from these returns, this Town Council hereby finds that the following votes were cast in the election by voters who were resident, qualified electors of this Town; and

WHEREAS, each of the candidates in said election received the following votes:

<u>Candidate</u>	<u>Number of Votes</u>
<u>Place 3:</u>	
MaryAnn Pahmiyer	
Rebecca Johnson	

THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FULTON, TEXAS THAT:

Section 1. The Town Council officially finds, determines, and declares that the election was duly and properly ordered, that proper legal notice of such election was duly given in the English language and the Spanish language, that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified electors of the Town were permitted to vote at the election, and due returns of the results of the election had been made and delivered, and that the Town of Fulton has duly canvassed each returns, all in accordance with the laws of the State of Texas and of the United States of America and the order calling the election.

Section 2. The following person is therefore elected to the position as indicated:

Place 3

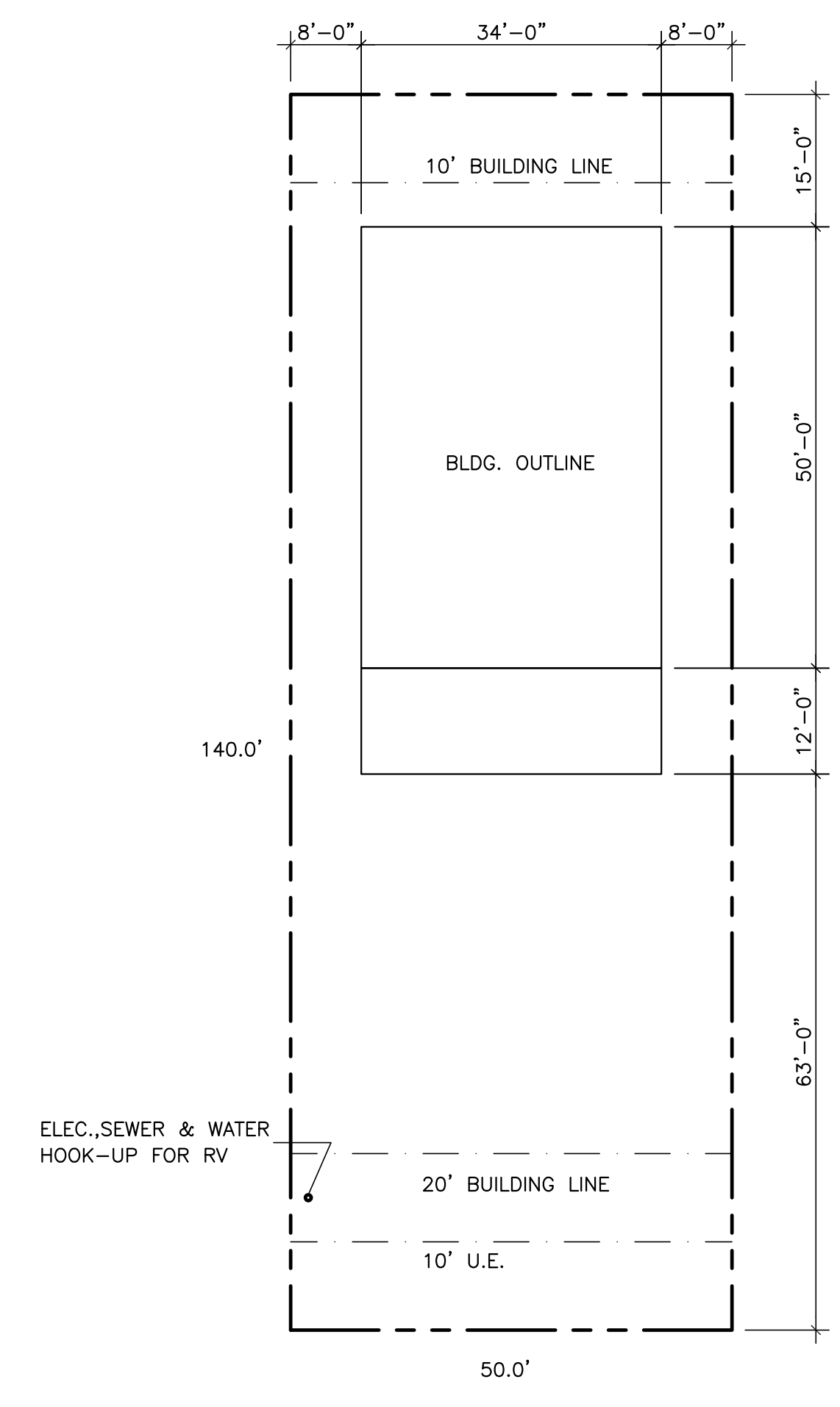
PASSED AND APPROVED on the 7th day of May, 2025.

TOWN OF FULTON

Kelli Cole
Mayor

ATTEST:

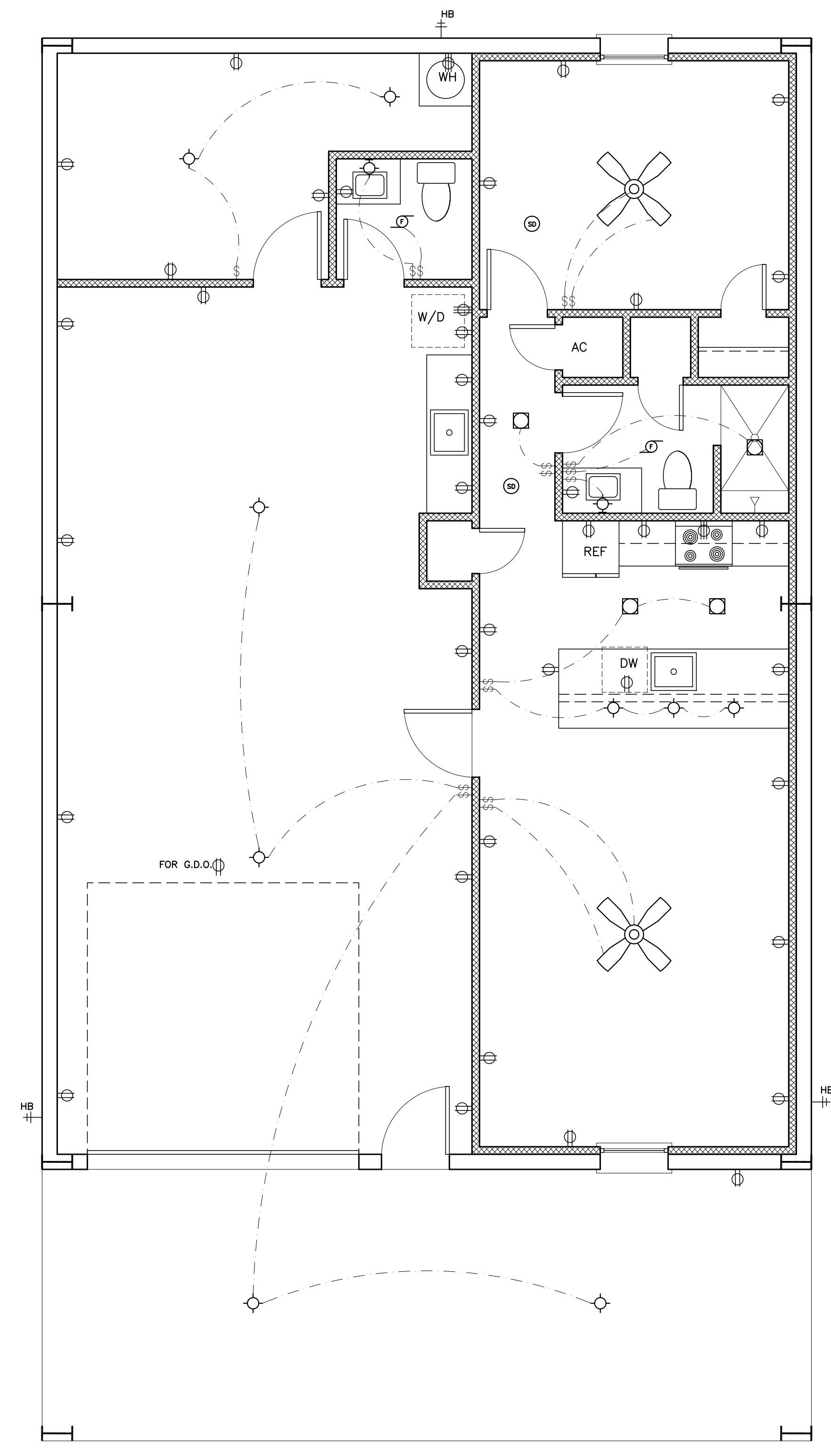
Stephanie Garcia
City Secretary



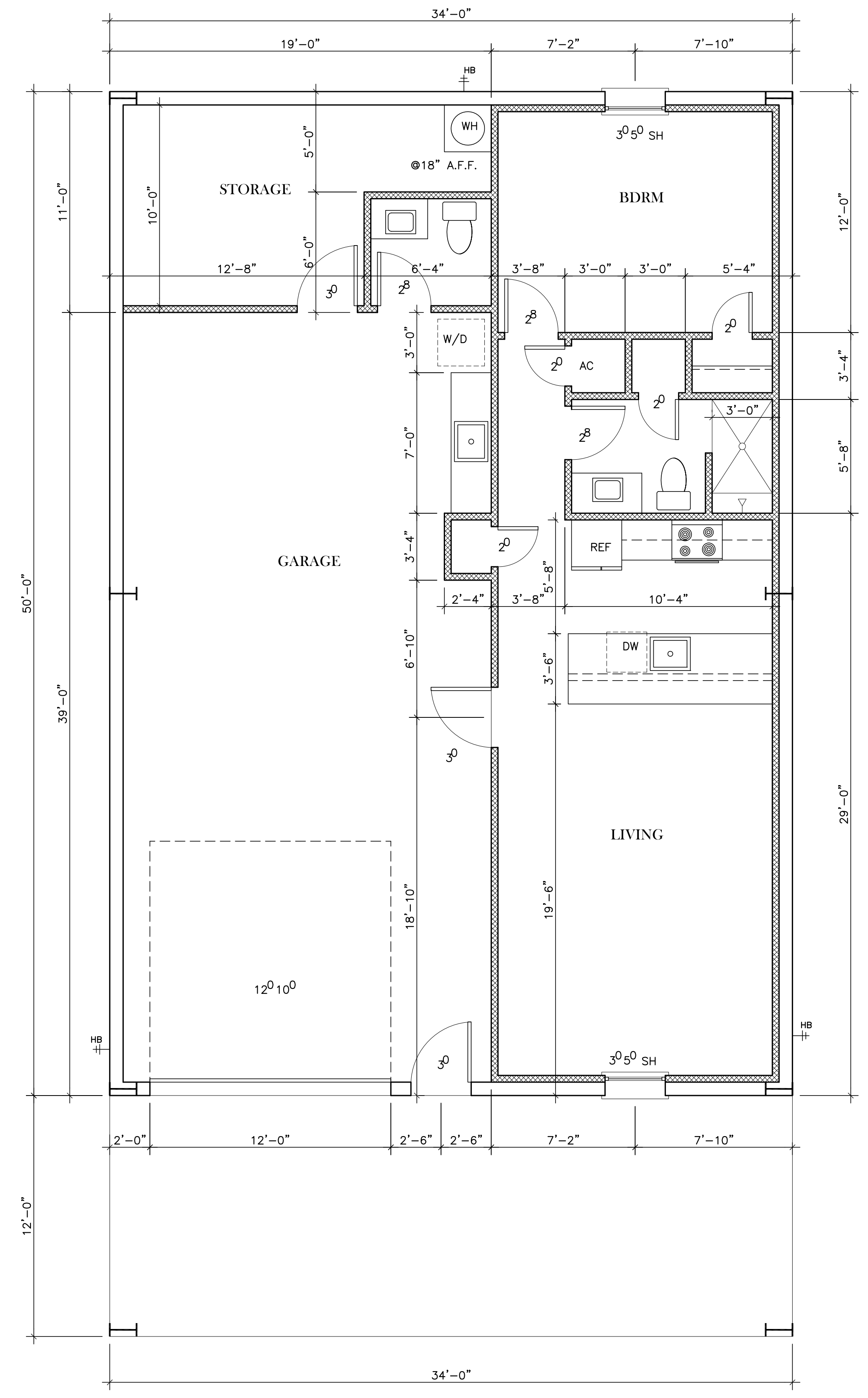
LONESTAR ROAD
SITE PLAN
SCALE: 0 16'-0"
NOTE: VERIFY ALL SITE DIMENSION, SETBACK AND EASEMENTS WITH ORIGINAL PLAT.

SYMBOLS LEGEND	
	CEILING MOUNTED FIXTURE
	RECESSED CAN FIXTURE
	WALL MOUNTED FIXTURE
	FLUORESCENT LIGHT FIXTURE
	EXHAUST FAN
	EXHAUST FAN/LIGHT
	SMOKE/CO2 DETECTOR
	CEILING FAN W/LIGHT
	DOOR BELL
	DOOR CHIME
	TELEVISION/CABLE OUTLET
	TELEPHONE OUTLET
	SINGLE POLE SWITCH
	3 WAY SWITCH
	110V OUTLET
	220V OUTLET
	HOSE BIB
	FLOOD LIGHT

THE ELECTRICAL PLAN(S) ARE INCLUDED HEREIN TO BE USED AS A GUIDE FOR PLACEMENT OF ELECTRICAL APPARATUS ONLY (I.E. LIGHT FIXTURES, SWITCHES, DETECTORS, OUTLETS, PANELS, ETC.) AND DO NOT NECESSARILY REFLECT A KNOWLEDGE OF THE REQUIRED CIRCUITRY, INSTALLATION PRACTICES OR ELECTRICAL CODE REQUIREMENTS. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO INSURE THE ELECTRICAL POWER DISTRIBUTION AND LIGHTING DESIGN MEETS ALL APPLICABLE CODES.



ELECTRICAL LAYOUT PLAN
SCALE: 0 4'-0"



FLOOR PLAN
SCALE: 0 4'-0"

1216 LONESTAR ROAD
FULTON, TEXAS

smithnguyen
DRAFTING & DESIGN 361.463.9192
260 INVERRARY ROCKPORT, TX 78382 DATE: 04.08.2025
SMITH NGUYEN OFFERS DESIGN AND DRAFTING SERVICES. HE IS NOT AN ENGINEER. HE DOES NOT QUALIFY TO BE ONE NOR IS HE LICENSED TO DESIGN STRUCTURAL FRAMING, WINDBRACING, OR FOUNDATIONS. A LICENSED PROFESSIONAL ENGINEER SHOULD BE CONTRACTED AND CONSULTED REGARDING FRAMING, WINDBRACING, AND FOUNDATION DESIGNS.

April 28, 2025

Item 7.

TO: Town of Fulton Texas, 201 N.7th Street, Fulton, Texas 78358

FROM: Pamela Williams, 102 S. 7th Street, Fulton, Texas 78358 (512-656-4158)

Re: **Fence Replacement/Variance – 608 Broadway, Fulton, Texas 78358**

To whom it may concern,

We purchased the 608 Broadway lot in August of 2024. This property is attached to our current homestead along the southwest side of the lot.

We are beginning to bring the property to a more appealing appearance than it currently is and has been for some time. I contacted Mr. Davis regarding the fence and he informed us that a permit to begin working on the fence that a permit was not needed for fence replacement under eight feet.

Upon getting measurements we ran across our property stake and at that point I contacted Mr. Davis back and he informed me of the process of submitting a request for a variance to the council to rebuild a new fence in the same location that has existed since 1994.

Upon purchase the owner, Ms. Casterline, had stated that the fence in its current condition should be able to be replaced. I guess not paying attention to that statement as we wanted the property no matter what any issues were, being next to our property. The lot was purchased for our son that is set to retire in 2 years from the Air Force after 30 years of service. (proud Mom).

I am requesting currently to continue upgrading the lot with a new fence in front of the home and on 7th street side to adjoin our property. The following are the reasons for the request:

- It will require the removal of five mature live oaks and bay trees to be removed to place the fencing along the current property line.
- We will maintain the trees for their continued health and beauty that the trees provide to the lot.
- Existing sidewalk from the home joins the current fence line.
- We would provide access to all utility municipalities as the current fence did when it was in undamaged shape.
- It appears not have been an issue in its current location for the last 31 years (three decades).

Any consideration given to us regarding this request is appreciated. Thank you for your time.

Photos Attached





Item 7.











