

MINUTES OF THE
COMMISSIONERS' COURT

REGULAR MEETING - JANUARY 28, 2013

On the 28th day of January, 2013, there was a Regular Meeting of the Commissioner' Court in the Courthouse, Rockport, Aransas County, Texas, with the following members present: C. H. "Burt" Mills, Jr., County Judge; Jack Chaney, Commissioner, Precinct 1; Leslie "Bubba" Casterline, Commissioner, Precinct 2; Charles Smith, Commissioner, Precinct 3; Betty Stiles, Commissioner, Precinct 4; and Peggy L. Friebele, County Clerk.

Other County Officers present were Richard Bianchi, County Attorney; Alma Cartwright, County Treasurer; Jerry Brundrett, County Surveyor; David Vyoral, Road Administrator; David Reid, Drainage Engineer; Lezlie Kirk, County Auditor; Gene Johnson, Airport Manager; Pam Heard, District Clerk; James Jackson, Director of Environmental Health; Bill Mills, Sheriff; and Richard Thompson, Project Manager.

The Meeting was convened at 9:00 a.m. at which time a quorum was declared by County Judge Mills, WHEREUPON, the following proceedings were had and done to wit:

CITIZENS TO BE HEARD

There were none.

PRESENTATIONS

Carolyn Cauley, Chairperson of Aransas County Historical Commission, presented their 2012 annual report.

(Presentation inserted)

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve the minutes of the Regular Meeting of January 14, 2013 and Special Meeting of January 22, 2013.

Question. Motion carried unanimously.

It is so ordered.

2013 APPOINTMENTS - HISTORICAL COMMISSION

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve 2013 appointments to the Aransas County Historical Commission.

Question. Motion carried unanimously.

It is so ordered.

(Appointments inserted)

MARITIME MUSEUM - HOTEL OCCUPANCY TAX FUNDS EXPENDED

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve the Texas Maritime Museum fourth quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

CHAMBER OF COMMERCE - HOTEL OCCUPANCY TAX FUNDS EXPENDED

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of the Rockport-Fulton Chamber of Commerce fourth quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

AQUARIUM AT ROCKPORT HARBOR - HOTEL OCCUPANCY TAX FUNDS EXPENDED

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve the Aquarium at Rockport Harbor fourth quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

CERTIFICATE OF CREDIT - ASSISTANCE DEPARTMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to authorize County Treasurer to accept certificate of credit in the amount of \$1,967.55 awarded to Aransas Assistance Department from H.E.B. and Food Bank of Corpus Christi.

Question. Motion carried unanimously.

It is so ordered.

(Certificate inserted)

DONATION - COMMODITIES

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to authorize County Treasurer to accept donation from Anna Robertson of a chest freezer for commodities.

Question. Motion carried unanimously.

It is so ordered.

UTILITY BILL - AUDIT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve a utility bill audit for the County's electric bill by TriStem.

Question. Motion carried unanimously.

It is so ordered.

TERMS OF COURT - STATUTORY COUNTY COURT

In accordance with Section 25.0016 of the Government Code, motion was made by Commissioner Smith and seconded by Commissioner Chaney_ to set the terms of court for the County Court at Law to two terms - January to June and July to December.

Question. Motion carried unanimously.

It is so ordered.

LEASE CONTRACT - MHMR CENTER

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve extension of lease contract L2000-021, Coastal Plains Community MHMR Center.

Commissioner Chaney asked County Attorney Bianchi to provide the Court a list of all county contracts. Bianchi said he is working on scanning all the contracts but it is a difficult process that should be completed in the later part of the year.

Question. Motion carried unanimously.

It is so ordered.

BIDS - 2013 ROAD MATERIALS

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to table bids for 2013 road materials to next meeting to allow Road Administrator to clarify bids received.

Question. Motion carried unanimously.

It is so ordered.

RESTORATION OF TULE CREEK

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of request of Aransas First for \$10,000.00 balance of \$45,000.00 hotel-motel tax funds previously approved by Commissioners' Court on August 14, 2006 for restoration of Tule Creek.

Question. Motion carried unanimously.

It is so ordered.

LAMARDI GRAS CELEBRATION

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve hotel-motel occupancy tax funds up to \$5,000.00 to promote Lamardi Gras celebration and fundraiser on February 8-9, 2013.

Question. Motion carried unanimously.

It is so ordered.

CONCEPTUAL PLAN - RE-PLAT OF BAY RETREAT SUBDIVISION

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve a conceptual plan for the re-plat of Lot 9 of Unit 1, Bay Retreat Subdivision.

Question. Motion carried unanimously.

It is so ordered.

PIPING PLOVER SURVEYS - CEDAR BAYOU

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to accept recommendation for project consultant to conduct piping plover surveys at Cedar Bayou and Vinson Slough in Aransas County, Texas, and to authorize County Judge to negotiate contract with Commissioners' Court - Page 6

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Belaire Environmental.

Question. Motion carried unanimously.

It is so ordered.

(Statement of qualifications inserted)

PROJECT CONSULTANT - CEDAR BAYOU STUDY

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to accept recommendation for project consultant to conduct a study to determine the season abundance and accurately quantify nekton (fish, shrimp, and crab) species in/near Cedar Bayou and in nearby Mesquite Bay in Aransas County, Texas, and to authorize County Judge to negotiate contract.

Question. Motion carried unanimously.

It is so ordered.

(RFQ's inserted)

PROPERTY AND CASUALTY INSURANCE

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to table approval of property and casualty insurance coverage for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

LEASE - AIRPORT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to table approval of lease agreement with Mike Burris for property situated at the Aransas County Airport.

Question. Motion carried unanimously.

It is so ordered.

LEASE - AIRPORT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to table approval lease agreement with Donald D. Rae and wife, Jeanette K. Rae, for property situated at the Aransas County Airport.

Question. Motion carried unanimously.

It is so ordered.

LEASE - AIRPORT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to table approval of lease agreement with Grand Laurent Corporation for property situated at the Aransas County Airport.

Question. Motion carried unanimously.

It is so ordered.

SAN PATRICIO RURAL RAIL DISTRICT

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve appointment of Randy Hunter to the San Patricio Rural Rail District replacing Merlin Hartdegen.

Question. Motion carried unanimously.

It is so ordered.

INTAKE PARALEGAL POSITION - COUNTY ATTORNEY'S OFFICE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve creation of intake paralegal position and set at Group 18 Step 3 (position replacing Investigator).

Question. Motion carried unanimously.

It is so ordered.

PUBLIC OFFICIAL BOND

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve public official bond continuation on Melissa Rogers, Deputy District Clerk.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in the Commissioners' Court minutes certification for credit for Betty Stiles to seminar for newly elected County Judges and Commissioners held January 8-11, 2013, in Austin, Texas.

(Certificate inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in the Commissioners' Court minutes certificates of completion from County and District Clerks' Association of Texas for Pam Heard, District Clerk and Peggy Friebele, County Clerk.

(Certificates inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in the Commissioners' Court minutes certificate of completion Alma Cartwright, County

Treasurer, to Texas Association of Counties 2012 new Treasurer's Orientation held November 26-29, 2012, in Kerrville, Texas.

(Certificate inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in the Commissioners' Court minutes certificates of compliance from 2011 through 2012 from County Treasurers' Association of Texas for Alma Cartwright, County Treasurer, for certification as County Treasurer and certification of education requirements for Public Investment Act.

(Certificates inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in the Commissioners' Court minutes certificate of continuing education for Pat Rousseau, Deputy County Treasurer/Human Resources, from National Seminars Training to a seminar on the basics of HR law.

(Certificate inserted)

BUDGET LINE ITEM TRANSFERS

There were no budget line item transfers presented by County Auditor Kirk.

ACCOUNTS PAYABLE

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve the accounts payable presented by County Auditor. Question. Motion carried unanimously.

It is so ordered.

REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS & DEPARTMENT HEADS WHEREIN NO ACTION WILL BE TAKEN

Sheriff Mills reported the Marshall service agreement has been submitted.

Sheriff Mills also reported negotiations with the Town of Fulton for an interlocal agreement for law enforcement are still being negotiated. Commissioner Smith stated the County needs to give them a cutoff date for negotiation since they are already one month out of an agreement.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

There were none.

No further business presenting, the Court adjourned on a motion made by Commissioner Smith duly seconded by Commissioner Casterline.

C. H. "Burt" Mills, Jr. COUNTY JUDGE

PEGGY L. FRIEBELE, COUNTY CLERK &
EX-OFFICIO CLERK OF THE
COMMISSIONERS' COURT