

MINUTES OF THE  
COMMISSIONERS' COURT

REGULAR MEETING - OCTOBER 22, 2012

On the 22th day of October, 2012, 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; Russel Cole, Commissioner, Precinct 4; and Joy M. Dias, Chief Deputy County Clerk.

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

Ronald Lam spoke on his recent arrest by the Sheriff's Department. He said he should not have been arrested.

(Participation form 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 October 8, 2012.

Question. Motion carried unanimously.

It is so ordered.

ROCKPORT CENTER FOR THE ARTS - 2012 HOTEL TAX

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve The Rockport Center for the Arts third quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

MARITIME MUSEUM - 2012 HOTEL TAX

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve The Texas Maritime Museum Inc. third quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

AQUARIUM AT ROCKPORT HARBOR - 2012 HOTEL TAX

The new Administrator, Dar Klontz, was introduced to the Court. Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve The Aquarium at Rockport Harbor, Inc. third quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

DISTRICT ATTORNEY FORFEITURE ACCOUNTS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve certification of audit form for District Attorney State Forfeiture Accounts.

Question. Motion carried unanimously.

It is so ordered.

(Certification inserted)

PERFORMANCE STATEMENT - AMENDMENT NO. 2 CONTRACT #710019

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve proposed performance statement amendment No. 2 request and Resolution #R-17-2012 authorizing submission of same to the Texas Department of Agriculture (TDA) to modify existing contract performance statement for Texas Community Development Block Grant (TCDBG) Program Contract #710019.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

PERFORMANCE STATEMENT - AMENDMENT CONTRACT #710205

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve proposed performance statement amendment (Mod 1-final) request and Resolution #R-18-2012 authorizing submission of same to the Texas Department of Agriculture (TDA) to modify existing contract performance statement for Texas Community Development Block Grant (TCDBG) Program Contract #710205.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

REPLAT - THE BOARDWALK AT ST. CHARLES BAY

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve the replat of Lots 1-9, Block 1, The Boardwalk at St. Charles Bay.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION - LAMAR BOAT RAMP

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Resolution #R-19-2012 authorizing submission of a grant application to the Texas Parks and Wildlife Department for improvements to the Lamar Boat Ramp.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

COMMISSIONERS' COURT MEETING CHANGE

Motion was made by Commissioner Cole and seconded by Commissioner Smith to approve moving the Regular Monday, November 12, 2012, Commissioners' Court Meeting (Veterans Day holiday) to Tuesday, November 13, 2012.

Question. Motion carried unanimously.

It is so ordered.

PROPOSED AMENDMENT - PERSONNEL POLICY

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve proposed amendment to Aransas County Personnel Policy regarding "Employee Performance Evaluation and Step Increase Award."

Question. Motion carried unanimously.

It is so ordered.

(Amendment inserted)

LEASE AGREEMENT - SOUTH TEXAS AVIATION

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of lease agreement with South Texas Aviation, Inc. for approximately 7,200 square feet of land at the Aransas County Airport and cancellation of existing lease with Kent Riley.

Question. Motion carried unanimously.

It is so ordered.

BIDS - 2013 ROAD AND BRIDGE MATERIALS

Motion was made by Commissioner Cole and seconded by Commissioner Smith to approve request of Road and Bridge to go out for 2013 material bids.

Question. Motion carried unanimously.

It is so ordered.

ENVIRONMENTAL HEALTH FEES - 2013

Motion was made by Commissioner Cole and seconded by Commissioner Chaney to approve Environmental Health Fees for 2013.

Question. Motion carried unanimously.

It is so ordered.

(Fees inserted)

TRANSFER STATION FEES - 2013

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve Transfer Station Fees for 2013. Question. Motion carried unanimously.

It is so ordered.

(Fees inserted)

ANIMAL CONTROL FEES - 2013

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Animal Control Fees for 2013.

Question. Motion carried unanimously.

It is so ordered.

(Fees inserted)

CEDAR BAYOU - BAY QUALITY AND MAINTENANCE FUND

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve transferring entire allocated H.O.T. funds of \$100,000.00 to Cedar Bayou Bay Quality and Maintenance Fund.

Question. Motion carried unanimously.

It is so ordered.

INTERGOVERNMENTAL AGREEMENT - THE AQUARIUM AT ROCKPORT HARBOR

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and The Aquarium at Rockport Harbor, Inc., Rockport Art Association, Inc. and Texas Maritime Museum Association, Inc. for hotel-motel tax.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - JUVENILE CASE MANAGER

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign the

2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport, Town of Fulton and Aransas County Independent School District for Juvenile Case Manager.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - ROADS/PARKING LOTS

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Aransas County Independent School District for roads/parking lots.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - EMS SERVICES

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Aransas County Medical Services, Inc. (ACMSI) for EMS services.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - ACMSI GASOLINE USAGE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Aransas County Medical Services, Inc. (ACMSI) for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - ROCKPORT FIRE DEPARTMENT GASOLINE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Rockport Volunteer Fire Department for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - ACND GASOLINE USAGE

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Aransas County Navigation District (ACND) for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - ROADS/PARKING LOTS

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Aransas County Navigation District for roads/parking lots/drainage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - ANIMAL CONTROL

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for Animal Control.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - DISPATCHING

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to table approval the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for dispatching services to discuss with Town of Fulton.

Question. Motion carried unanimously.

It is so ordered.

INTERGOVERNMENTAL COOPERATION AGREEMENT - JAIL SERVICES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for Jail Services.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - ROADS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for roads.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL AGREEMENT - RESTAURANT HEALTH INSPECTIONS

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for restaurant health inspections.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - SEPTIC INSPECTIONS

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the City of Rockport for septic inspections.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INSURANCE RENEWAL

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign (1) 2013 United Healthcare renewal notice and benefit confirmation; and (2) County Choice Silver United Healthcare member contact designations for Aransas County retirees as required by the Texas Association of Counties (TAC).

Question. Motion carried unanimously.

It is so ordered.

(Renewals inserted)

APPOINTMENT - ELECTION JUDGES

Motion was made by Commissioner Casterline and seconded by

Commissioner Smith to approve appointment of new Presiding Election Judge in Precinct 1, Melissa Harrison; new Alternate Election Judge in Precinct 2, Anita Dominguez; and Election Tabulation Supervisor Collin Jackson.

Question. Motion carried unanimously.

It is so ordered.

OFFICIAL BOND

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve public bond continuation certificate on Russell F. Buck, Custodian.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

CONTINUING EDUCATION CERTIFICATES

Judge Mills presented for recording in Commissioners' Court Minutes Texas Association of Counties (TAC) certificates of completion (sixteen (16) hours education instruction and six (6) hours Public Funds Investment Act) each for Alma Cartwright, County Treasurer, and Darlene Irwin, Chief Deputy Treasurer, at the 64<sup>th</sup> Annual County Treasurers' Association of Texas Conference held September 17-20, 2012 in San Marcos, Texas.

(Certificates inserted)

BUDGET LINE ITEM TRANSFERS

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve budget line item transfers presented by County Auditor Kirk.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline 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

County Auditor Kirk read the fee reports for September 2012 received from the District Clerk, County Clerk, Sheriff, and Justices of the Peace, Precincts 1 and 2.

(Report inserted)

County Treasurer Cartwright gave a report on the County Health Fair and reminded Department Heads and Elected Officials they needed to attend a meeting Wednesday, October 14, 2012 at 10:45 a.m. in the EOC to discuss the employee evaluations.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

There were none.

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

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

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