

MINUTES OF THE
COMMISSIONERS' COURT

REGULAR MEETING - AUGUST 13, 2012

On the 13th day of August, 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 Peggy L. Friebele, County Clerk.

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

There were none.

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the minutes of the Regular Meeting of July 23, 2012, and the Special Meeting of July 30, 2012. Question. Motion carried unanimously.

It is so ordered.

ROCKPORT CENTER FOR THE ARTS - HOTEL OCCUPANCY TAX

Motion was made by Commissioner Casterline and seconded by Commissioner Cole to approve The Rockport Center for the Arts Second Quarter 2012 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

RESOLUTION - DELINQUENT TAXPAYERS' NAMES

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Resolution #R07-2012 authorizing the publication of delinquent taxpayers' names by the law firm Linebarger Goggan Blair & Sampson LLP.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

OYSTER REEFS - LITTLE BAY

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign U.S. Army Corps of Engineers permit No. SWG-20111000975 for the construction of oyster reefs in Little Bay.

Question. Motion carried unanimously.

It is so ordered.

(Permit inserted)

MESQUITE BYPASS DRAINAGE IMPROVEMENT PROJECT

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve allowing Road and Bridge to advertise a request for bids for the construction of Mesquite Bypass drainage improvement project.

Question. Motion carried unanimously.

It is so ordered.

MESQUITE BYPASS DRAINAGE IMPROVEMENT PROJECT

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve Aransas County entering into a multiple use agreement with the Texas Department of Transportation (TXDOT) for the stormwater concrete box culverts (Mesquite Bypass drainage improvement project).

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

REVISED PRELIMINARY PLAT - THE ISLANDS OF ROCKPORT

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve revised preliminary replat of The Islands of Rockport contingent on no final sales of property until the final plat is approved and filed.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION - BLOCK GRANT APPLICATION

Motion was made by Commissioner Casterline and seconded by Commissioner Cole to approve Resolution #R08-2012 authorizing the submission of a 2013-2014 Rural Community Development Block Grant Application to the Texas Department of Agriculture under the Community Development Fund.

Question. Motion carried unanimously.

It is so ordered.

(Application inserted)

INTERGOVERNMENTAL AGREEMENT - SEWER SYSTEM IMPROVEMENTS

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign an intergovernmental agreement between Aransas County and the City of Rockport regarding the possible award of a 2013-2014 Texas Community Development Block Grant Assistance Community Development Fund Contract for public sewer system improvements in the Doughty/Manning Colonia area of Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

ARANSAS PATHWAYS PROJECT #023

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve staff recommendation to consider Naismith Engineering, Inc. As qualified to provide engineering services for a Phase I environmental assessment of a property in the County (AP Project #023).

Question. Motion carried unanimously.

It is so ordered.

SMALL CONSULTING AGREEMENT - AP #23

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Project Manager to negotiate a small consulting agreement with a qualified engineering firm to provide the County with a Phase I environmental assessment as due diligence in consideration of a real estate purchase (AP Project #023).

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

HAVA GRANT

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Aransas County applying for 2012 HAVA grant funds.

Question. Motion carried unanimously.

It is so ordered.

LEASE AGREEMENT - AIRPORT HOUSING SITE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve and authorize County Judge to sign renewal of Aransas County Airport Family Housing Site lease agreement with Danny Adams including an 8.2% CPI.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

SURPLUS ITEMS - SHERIFF'S DEPARTMENT

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to declare below list of items awarded to Sheriff's Department as surplus for public auction sale. Question. Motion carried unanimously. It is so ordered.

(List inserted)

OUTGOING MAIL PROCEDURES - COUNTY TREASURER

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve outgoing mail procedures as presented by County Treasurer. Question. Motion carried unanimously. It is so ordered.

(Procedures inserted)

WALMART HUNGER REACH GRANT PROGRAM

Judge Mills accepted receipt of Walmart Hunger Reach Grant Program contribution in the amount of \$500.00 and motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve spending same to purchase a freezer for storage of commodity frozen food items. Question. Motion carried unanimously. It is so ordered.

FLEET MAINTENANCE GROUP AND STEP PAY RATE CHANGE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve change in Group and Step pay rate for Fleet Maintenance position that is currently being paid at a Road and Bridge Department Group and Step 13-2 to a 14-1, to be effective August 13, 2012. Question. Motion carried unanimously. It is so ordered.

OFFICIAL BOND

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve public official bond on Crisley Ann Staley, Deputy County Treasurer and bond continuation certificates for Justin D. Cook, IT Director, and Danielle Littleton, JP Court Clerk. Question. Motion carried unanimously. It is so ordered.

(Bonds inserted)

COUNTY TREASURER'S REPORT - JULY, 2012

Motion was made by Commissioner Smith_ and seconded by Commissioner

Casterline to approve County Treasurer's report for July, 2012.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE REPORT - JULY, 2012

Motion was made by Commissioner Smith and seconded by Commissioner

Casterline to approve indigent health care report for July, 2012.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

BUDGET LINE ITEM TRANSFERS

Motion was made by Commissioner Smith and seconded by Commissioner

Casterline to approve budget line item transfers presented by

County Auditor Kirk accepted by Court.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

Motion was made by Commissioner Smith and seconded by Commissioner

Cole to approve the accounts payable presented by County Auditor.

Question. Motion carried unanimously.

It is so ordered.

ELECTED OFFICIALS' SALARIES FOR 2013 BUDGET YEAR

Motion was made by Commissioner Smith and seconded by Commissioner

Casterline to table approval of elected officials' salaries for the

2013 budget year.

Question. Motion carried unanimously.

It is so ordered.

STEP INCREASE POLICY

Motion was made by Commissioner Smith and seconded by Commissioner

Casterline to restrict step increases to one-year tenure with

proper documentation and to amend the Personnel Policy, excluding

Road and Bridge for employees getting their CDL (commercial

driver's license).

Question. Motion carried unanimously.

It is so ordered.

PROPOSED 2013 BUDGET

Judge Mills reported budget workshop meetings were held August 8th

and 9, 2012, to discuss the 2013 budget proposals.

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve a 2% COLA for all employees and \$50,000.00 placed in non-departmental for consideration of step increases requested. This motion was rescinded.

County Attorney Bianchi asked the Court to reconsider charging his Pre-trial diversion fund for travel and law books and stated he was only asking for a scanner and software to help out the Judge's Office.

PUBLIC HEARING - 2013 BUDGET

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to hold a public hearing on the 2013 budget on August 20, 2012 at 9:00 a.m.

Question. Motion carried unanimously.

It is so ordered.

2012 TAX RATE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table action on setting the 2012 tax rate.

Question. Motion carried unanimously.

It is so ordered.

PROPOSED 2012 TAX RATE

No action taken.

DATE AND TIME - ADOPT 2013 BUDGET AND 2012 TAX RATE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table action on setting a meeting to adopt the 2013 budget and to set the 2012 tax rate.

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 received from Justice of the Peace, Precinct 1 and Precinct 2, District Clerk, County Clerk, Sheriff and Animal Control for the month of July 2012.

(Report inserted)

Project Manager Thompson reported receiving the building permit from the City of Rockport to move the Historical Commission House.

County Clerk Friebele informed the Court she and her Chief Deputy, Joy Dias, would be attending Election School in Austin August 20 through 22, 2012.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

There were none.

The Court did not hold closed session.

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