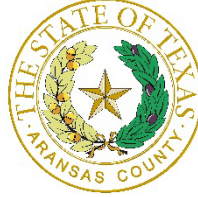


COMMISSIONERS COURT  
Aransas County, Texas

Ray A. Garza, County Judge

Jack Chaney  
Commissioner, Pct 1-1A



Pat Rousseau  
Commissioner, Pct 3

Leslie Casterline  
Commissioner, Pct 2

Robert Dupnik  
Commissioner, Pct 4

**2ND AMENDED NOTICE OF REGULAR MEETING AND AGENDA**

---

Notice is hereby given that a **Regular Meeting** of the above named Commissioners Court will be held on the **13th DAY of MARCH, 2023 at 9:00 A.M. IN THE COMMISSIONERS COURTROOM IN THE ARANSAS COUNTY COURTHOUSE, 2840 HWY. 35 N., ROCKPORT, TEXAS, 78382.** Persons with disabilities who plan to attend this meeting and who may need assistance should contact the County Judge's office at (361) 790-0100 two working days prior to the meeting so that appropriate arrangements can be made. **To watch the meeting, visit:** here <https://www.youtube.com/channel/UCTxprR-CFvaZfapOVcLeDWQ/live>.

The following subjects will be discussed at this meeting:

---

- I. CALL TO ORDER & PLEDGES
- II. INVOCATION
- III. ROLL CALL AND CONFIRMATION OF QUORUM
- IV. CITIZENS TO BE HEARD

*At this time, comments will be taken from the audience on any subject matter that is not on the Agenda. To address the Commissioners, please sign the Public Participation Form located at <https://actxgov.seamlessdocs.com/w/ccpublicparticipation> or sign the Public Participation Form located on the table outside of the County Courtroom and deliver to the County Clerk before the meeting begins. Citizens who wish to speak on a matter included in this Agenda will be invited to speak when that particular matter is being deliberated by the Commissioners Court. Each member of the public who appears before the Commissioners Court shall be limited to a maximum of five (5) minutes to make his/her remarks. Please note, in accordance with the Open Meetings Act, Commissioners may not discuss or take action on any item, which has not been posted on the Agenda.*

V. PRESENTATIONS AND PROCLAMATIONS

*Presentations are scheduled in advance of the meeting and limited to fifteen (15) minutes unless other arrangements have been made with the Court.*

*None*

## VI. CONSENT AGENDA

*All Consent Agenda items listed are considered to be routine by the Commissioners Court and will be enacted by one motion and no separate discussion of these items will occur unless a Commissioner or the County Judge so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.*

1. Discuss, approve, or disapprove the Minutes from the February 27, 2022 Regular Meeting – Misty Kimbrough/Judge Garza
2. Discuss, approve, or disapprove the Minutes from the March 3, 2023 Special Meeting – Misty Kimbrough/Judge Garza
3. Discuss, approve, or disapprove authorizing County staff at the Aransas County Public Library to apply for a HEB Grant of \$400.00 – Iris Sanchez/Judge Garza
4. Acknowledge receipt of, and record in the minutes of Commissioners Court, a certificate from the County Judges and Commissioners Association of Texas certifying Leslie Casterline, County Commissioner Precinct 2, has completed the required 21 hours of continuing education for 2022, as prescribed in Section 81.0025 Continuing Education, Local Government Code – Commissioner Casterline/Judge Garza
5. Acknowledge and accept a donation of blankets and pillowcases to the Aransas County Indigent Health Program from LaVernia resident and coordinator Elaine McCollum along with the many generous citizens living outside of Rockport who gave their time and talent to make blankets and pillowcases for those who lost everything in Hurricane Harvey and who continue to provide blankets and pillowcases to those less fortunate – Alma Cartwright/Judge Garza
6. Acknowledge and accept a donation of \$600.00 to Aransas County Pathways from Bring Back the Monarchs for the Linda S. Castro Nature Sanctuary's Pollinator Garden – Jennifer Heard-Judge Garza
7. Acknowledge and accept a donation of \$100.00 from David and Diann Wylie for the Aransas County Animal Care Services Spay/Neuter Program – Lori Cesar/Judge Garza
8. Acknowledge and accept a donation of \$50.00 from Ron Hildreth, given in memory of his wife, to be used for supplies for Aransas County Animal Care Services – Lori Cesar/Judge Garza
9. Acknowledge and accept a donation of \$250.00 from Rene Butler for supplies for Aransas County Animal Care Services – Lori Cesar/Judge Garza

10. Acknowledge and record in the minutes of the Commissioners Court donations from Another Chance RFT of the following: 1) January 2023 - \$4,500.00 value for veterinary care, medicine, spay/neuters, and heartworm treatments and \$2,100.00 for transportation and boarding, for a total of \$6,600.00 in donated services and supplies in the month of January. 2) February 2023 -\$9,570.00 value for veterinary care, medicine, spay/neuters, and heartworm treatments and \$315.00 for transportation and boarding, for a total of \$9,886.00 in donated services and supplies in the month of February – Commissioner Rousseau
11. Acknowledge and record in the minutes of the Commissioners Court donations from Cat Tales Rescue of the following services to Aransas County Animal Care: 1) Expenses for spay/neuter surgeries, medical tests, and vaccinations to enable rehoming casts through partnering with no-kill shelters outside of Aransas County in the amount of \$1,160.00 for the month of January and \$1,103.00 in the month of February for a total of \$2,263.00 in donated services and supplies; and 2) Expenses for other medical and veterinarian services in the amount of \$461.00 for the month of January and \$1,723.00 for the month of February for a total of \$2,184.00 in donated services and supplies – Commissioner Rousseau

## **VII. COUNTY ROADS AND FLOODPLAIN**

12. Discuss, approve, or disapprove authorization to advertise for bids to purchase a SVL95-2s Skid Steer with Forestry Mulching Head attachment –David Reid/Judge Garza
13. Discuss, approve, or disapprove the Final Plat of Islands of Rockport, Unit 3 at 4418 & 4316 Highway 35 South (BUSINESS), including the closure and the vacating of an unimproved, platted, 40' wide roadway lying west of and adjacent to Lot 1, Block A, J.D. Wheeler Subdivision and accepting 1.405 acres for open space/drainage – Katherine Comeaux/Judge Garza
14. Discuss, approve or disapprove the issuance of Order Number O-02-2023, an Order of the Aransas County Commissioners Court authorizing the exchange of real property pursuant to the Texas Local Government Code Section 263.006 – Jennifer O'Steen/Judge Garza
15. Discuss, approve, or disapprove accepting a General Warranty Deed from Rockport Phoenix, LLC, a Texas Limited Liability Company, in exchange for the County granting a Quit Claim Deed to a different parcel, for Lot 55, Block 8 of the Islands of Rockport, Unit 3, according to the plat thereof, containing 1.405 acres, more or less – Jerry Brundrett, David Reid, Jennifer O'Steen, and Judge Garza
16. Discuss, approve, or disapprove granting a Quit Claim Deed to Rockport Phoenix, LLC, a Texas Limited Liability Company in exchange for a General Warranty Deed granted to Aransas County for a different parcel, for a 40 foot wide strip of property located just east of State Highway 35 and approximately 6 miles south of Rockport, which parcel is landlocked and undevelopable and consists of approximately 0.974 acres – Jerry Brundrett, David Reid, Jennifer O'Steen, and Judge Garza

## VIII. CONTRACTS AND GRANTS

17. Discuss, approve, or disapprove Resolution R-04-2023, a Resolution approving an Interlocal Cooperation Agreement between Aransas County and the Region 8 Education Service Center enabling the County to participate in The Interlocal Purchasing System (TIPS), a Purchasing Cooperative; authorizing the County Judge to execute all necessary documents; providing for repealer and severability; confirming compliance with the Texas Open Meetings Act; and establishing an effective date – Valerie Gonzalez/Judge Garza
18. Discuss, approve or disapprove the adoption of **Resolution #R-05-2023**, a Resolution designating County Judge Ray A. Garza, as the Authorized Official for Aransas County’s existing FY 2022 Homeland Security Operation Stonegarden Grant Program, Grant Number 3171808, effective March 6, 2023 – Jacky Cockerham/Judge Garza
19. Discuss, approve, or disapprove the adoption of **Resolution No. R-06-2023**, a resolution of the Aransas County Commissioners Court Requesting the Adoption of a Concurrent Resolution being presented to the 88th Texas Legislature related to the waiver of immunity for the Regional Pool Alliance; confirming compliance with the Texas Open Meetings Act; and Establishing an effective date – Jennifer O’Steen/Judge Garza
20. Discuss, approve, or disapprove entering into an Interlocal Cooperation Agreement between Aransas County, Texas and Town of Fulton, Texas for Aransas County to provide Retail Food Establishment Regulation and Enforcement Services and authorizing the County Judge to execute the Agreement – Valerie Gonzalez/Judge Garza
21. Discuss, approve or disapprove entering into an agreement for the use of the Reliable Tire Disposal Trailer and authorizing County Judge to sign the Agreement – Valerie Gonzalez/Judge Garza

## IX. PLANNING AND BUDGET

22. Discuss, approve, or disapprove the March 2023 Indigent Health Care Report – Alma Cartwright/Judge Garza
23. Discuss, approve or disapprove an updated job description for Assistant County Auditor, to revise duties and changing the groups/steps from Group 13 to Group 15, which will not result in additional expenditures, but will result in the following changes to current staffing: Employee #1, 13-9 to 15-5; Employee #2, 13-10 to 15-6; and Employee #3, 13-12 to 15-8 – Jacky Cockerham/Linda Doane/Judge Garza
24. Discuss, approve or disapprove a new job description for one of the current Assistant County Auditors to bring her job description more in line with actual job duties and to create a new position of “Assistant County Auditor – Grant Administrator” in Group 17, which will not result in additional expenditures, but will result in moving the employee from 13-14 to 17-6. – Linda Doane/Judge Garza

25. Discuss, approve or disapprove changing the Facilities Maintenance Director's Group/Step from 19-13 to 23-5 to bring her position more in line with other department heads with similar amounts of responsibilities and allow room for future advancement, which will not result in additional expenditures or changes to the current salary for the position – Rene Butler/Linda Doane/Judge Garza
26. Discuss, approve or disapprove a request for an additional employee for Public Facilities with the title of Landscape Maintenance Technician, which employee will be paid with funds currently in the budget and who will be responsible for duties to include the landscaping, mowing, and maintenance of the Pathway Projects, and updating the job description– Rene Butler/Linda Doane/Judge Garza
27. Discuss, approve, or disapprove the January/February 2023 Auditor's Monthly Report – Jacky Cockerham/Judge Garza
28. Discuss, approve, or disapprove the Budget Line Item Transfers – Jacky Cockerham/Judge Garza
29. Discuss, approve, or disapprove Accounts Payable and Payroll/Payroll Liabilities – Jacky Cockerham/Judge Garza

**X. REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS, AND DEPARTMENT HEADS – NO ACTION WILL BE TAKEN**

*At this time, Commissioners will provide reports or updates on committee assignments and Elected Officials and Department Heads may provide reports or updates related to advisory boards, fee reports, and more.*

**XI. REPORTS ABOUT ITEMS OF COMMUNITY INTEREST – NO ACTION WILL BE TAKEN**

*At this time, Commissioners Court will receive reports and updates from Commissioners, County Judge, and County staff related to items of community interest such as: expressions of thanks, congratulations, or condolences; information regarding holiday schedules or closures; honorary or salutatory recognition of a public official, employee, or a citizen; reminders about upcoming events; reports on public events attended by Commissioners, County officials, and/or employees; and any announcement involving an emergency or imminent threat to public health and safety that arose after the posting of this Agenda.*

**XII. CLOSED SESSION**

30. Consider convening into Closed Session for the following purposes:
  - a. To consult with counsel and receive legal advice about insurance matters related to Aransas County's projects and insurance claims from Hurricane Harvey, including pending litigation styled *Aransas County Texas v. Endurance American Specialty Insurance Company, et al*

**Aransas County District Court Cause No. 23-0021**, pursuant to **Section 551.071 of the Texas Open Meetings Act**, which authorizes closed sessions for a governmental body to consult with its attorney(s) regarding advice on legal matters pertaining to “Pending or Contemplated Litigation; or a Settlement Offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with” the Open Meetings Act –Jennifer O’Steen/Judge Garza

- b. To consult with legal counsel and receive legal **advice about matters covered by legal counsel’s duty of confidentiality, including but not limited to: issues relating to agreements under negotiation; issues relating to potential litigation; legal issues related to grant funding and the sale and purchase of real property**, pursuant to **Section 551.071 of the Texas Open Meetings Act**, which authorizes closed sessions for a governmental body to consult with its attorney(s) regarding advice on legal matters pertaining to “Pending or Contemplated Litigation; or a Settlement Offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with” the Open Meetings Act; and **to deliberate matters related to the lease or value of real property** pursuant to **Section 551.072 of the Texas Open Meetings Act**, which authorizes closed sessions for a governmental body “to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.” – Jennifer O’Steen/Judge Garza

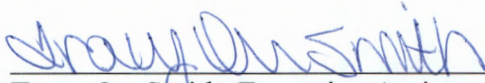
### **XIII. OPEN SESSION**

31. Reconvene into Open Session
32. Discuss and take action on matters discussed in Closed Session 29 (a) – Amanda Oster/Jennifer O’Steen/ Judge Garza
33. Discuss and take action on matters discussed in Closed Session 29 (b) – Amanda Oster/Jennifer O’Steen/ Judge Garza

**XIV. ADJOURNMENT**

**CERTIFICATION**

It is hereby affirmed that this **NOTICE OF MEETING and AGENDA** was duly posted at the Aransas County Courthouse at least seventy-two (72) hours preceding the scheduled time of said meeting on enclosed bulletin boards outside of the Courthouse that are readily accessible to the general public twenty-four (24) hours each day and also on the Aransas County website, in compliance with the Texas Open Meetings Act and Texas Government Code §551.043.

  
\_\_\_\_\_  
Tracy Orr Smith, Executive Assistant  
Aransas County Judge's Office  
Tel: 361-790-0100

**FILED FOR RECORD**

AT 11:32 A.M.

**MAR 09 2023**

**MISTY KIMBROUGH  
COUNTY CLERK, ARANSAS CO., TEXAS**

*Posted @ 11:50am*