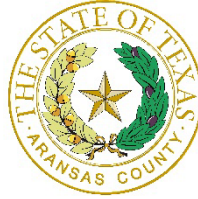


COMMISSIONERS COURT
Aransas County, Texas

Ray A. Garza, County Judge

Jack Chaney
Commissioner, Pct 1-1A

Leslie Casterline
Commissioner, Pct 2



Pat Rousseau
Commissioner, Pct 3

Robert Dupnik
Commissioner, Pct 4

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 **27th 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. Acknowledge and accept a donation from the Aransas County Retired Teachers Association in the amount of \$153.06 to the Aransas County Library – Iris Sanchez/Judge Garza
2. Acknowledge receipt of, and record in the minutes of the Commissioners Court, a Certificate of Completion from the County Judges and Commissioners Association of Texas for Commissioner Jack Chaney for successfully completing the continuing education provisions of Article 81.0025 of the Texas Local Government Code - Commissioner Chaney
3. Acknowledge receipt of, and record in the minutes of the Commissioners Court, a Certificate of Completion from the County Judges and Commissioners Association of Texas for Commissioner Pat Rousseau for successfully completing the continuing education provisions of Article 81.0025 of the Texas Local Government Code – Commissioner Rousseau

VII. COUNTY REPORTS, PROCLAMATIONS, AND RESOLUTIONS

4. Discuss, approve, or disapprove the 4th Quarter 2022 Report of the Aransas County Friends of the Fulton Mansion – Allen Lea/Judge Garza
5. Discuss, approve, or disapprove the issuance of Proclamation #P-02-2023, recognizing the month of April as Child Abuse Prevention Awareness Month – Judge Garza
6. Discuss, approve, or disapprove the issuance of Proclamation #P-03-2023, recognizing the Month of April as Fair Housing Month – Judge Garza
7. Discuss, approve, or disapprove the adoption of Resolution No. R-07-2023, a resolution of the Aransas County Commissioners Court expressing support for certain legislation presented to the 88th Texas Legislature which would amend Chapter 5001 of the Texas Special District Local Laws Code related to the Aransas County Navigation District; confirming compliance with the Texas Open Meetings Act; and establish an effective date – Jennifer O’Steen/Judge Garza

VIII. COUNTY ROADS AND FLOODPLAIN

8. Discuss, approve, or disapprove Order No. O-04-2023, an Order petitioned by Julian “Kiki” DeAyala to close, abandon and vacate a 40-foot roadway adjacent to Lot 1, Block A, J.D. Wheeler Subdivision, J.H. Phillips Survey, A-175, Aransas County, Texas – Elizabeth Brundrett/Judge Garza

IX. CONTRACTS AND GRANTS

9. Discuss, approve, or disapprove entering into a contract with Charlie Marshall Funeral Homes & Crematory, Inc. for services related to transporting those deceased in Aransas County for the purpose of autopsy for a fee of \$495.00 and for performing cremations for paupers for a fee of \$500.00, for a term of one year - Judge Garza
10. Discuss, approve, or disapprove entering into an Interlocal Agreement between Fort Bend and Aransas County for Performance of Postmortem Exams through September 30, 2025, with possible automatic renewals for one year terms thereafter, which agreement also contains: set fees for services that are currently \$2,600.00 for each standard autopsy and \$850 for each external examination in addition to other fees, such as fees for testing and storage, when applicable; the option to terminate the agreement at any time upon 30 days written notice; and the ability to contract with other providers for services – Jennifer O’Steen/Judge Garza
11. Discuss, approve, or disapprove Authorizing the County Judge to sign the Texas Association of Counties 2023 Cybersecurity Course Enrollment Form to enroll Aransas County personnel in a mandatory cybersecurity training course to satisfy the requirements of Texas Government Code § 2054.5191 – Collin Jackson/Judge Garza
12. Discuss, approve, or disapprove entering into an agreement with PCBancard, a merchant services provider, to handle credit card, debit card, ACH and other electronic payments to Aransas County, and authorize the County Judge to execute all documents necessary to establish an account – Alma Cartwright/Mike Geer/Judge Garza
13. Discuss, approve, or disapprove authorizing County Judge to sign award letter from the Texas Department of Emergency Management (TDEM) for Hazardous Mitigation Grant Program DR-4332-0203 Sub-Grant Award for the Aransas County Transfer Station Generator – John Strothman/Judge Garza
14. Discuss, approve, or disapprove Grantworks Task Order ID: 12 DR-4332-203 related to the Texas Department of Emergency Management (TDEM) Hazard Mitigation Grant Program (HMGP) to authorize Grantworks to administer a sub-grant award for the Aransas County Transfer Station Generator project – John Strothman/Judge Garza
15. Discuss, approve, or disapprove awarding a construction contract for the Linden Street Drainage Improvements Project, which project is included the County’s General Land Office (GLO) Community Development Block Grant-Disaster relief (CDBG-DR) Contract No. 20-065-098-C270, to Gerke Excavating in the amount of \$1,553,883.04 and authorize the County Judge to sign the necessary paperwork – David Reid/Judge Garza

16. Discuss, approve, or disapprove awarding a construction contract for the Ruby Allen Drainage Improvements Project, which project is included the County's General Land Office (GLO) Community Development Block Grant – Disaster Relief (CDBG-DR) Contract No. 20-065-098-C270, to Anderson Columbia Co, Inc. in the amount of \$4,569,661.00 and authorize County Judge to sign the necessary paperwork – David Reid/Judge Garza
17. Discuss, approve, or disapprove Change Order No. 1 to the Construction Contract between Aransas County and New Stout Excavating Group Texas, LLC, for the Rattlesnake Point Road Project funded by the GLO CDBG-DR Contract No. 20-065-098-C270, to add an alternate bid item for the installation of Safety End Treatments (SET), which will result in a net increase in the contract total of 7.62%, or \$329,960.75, for a new contract total of \$4,660,850.24 – David Reid/Judge Garza
18. Discuss, approve or disapprove entering into a Contract for Sediment and Water Quality Testing and Analysis at Port Bay between Aransas County and the Coastal Bend Bays & Estuaries Program, Inc., for an eighteen month survey of water samples and analysis for possible contaminants, for a fixed cost of \$14,500 – Commissioner Rousseau/Judge Garza

X. PLANNING AND BUDGET

19. Discuss, approve, or disapprove appointing Mike Geer as the Aransas County Emergency Management Coordinator for one year term, beginning April 1, 2023, for the total annual compensation of \$20,000.00– Judge Garza
20. Discuss, approve, or disapprove appointing Aaron Guerrero as the Aransas County Fire Marshal for a one year term, beginning April 1, 2023, for the total annual compensation of \$6,000.00, which will increase to \$12,000.00 after he obtains the Inspector's Certification, and authorize up to \$3,000.00 each year for expenses related to annual training, continuing education courses, and testing relevant to the role as Fire Marshal – Judge Garza.
21. Discuss, approve, or disapprove the February 2023 Treasurer's Report – Alma Cartwright/Judge Garza
22. Discuss, approve, or disapprove allocating Hotel Occupancy Tax (HOT) Funds in the amount of \$25,000.00 to the Aransas County Airport which will be used to cover costs for the Warbirds Over South Texas Memorial Day Fly-In Event – Mike Geer/Judge Garza
23. Discuss, approve or disapprove establishing the Aransas County Tobacco Awareness Program, whereby the County's Tobacco Settlement funds received yearly from the State are utilized to educate, promote, reduce, and prevent Aransas County residents, specifically Aransas County youth, from the dangers of nicotine use in cigarette smoking and vaping – Alma Cartwright/Lora Rios/Judge Garza

24. Discuss, approve, or disapprove the Addendum to Date Processing Services Agreement with Indigent Healthcare Solutions Program, to add the ApplyIHS application for a monthly increase in cost of \$275.00 beginning in January 2024 and authorizing the County Judge to execute the Addendum – Alma Cartwright/Judge Garza
25. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2022 Budget – Jacky Cockerham/Judge Garza
26. Discuss, approve, or disapprove Accounts Payable and Payroll/Payroll Liabilities – Jacky Cockerham/Judge Garza

XI. 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.

XII. 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.

XIII. CLOSED SESSION

27. Consider convening into a Closed Session 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

XIV. OPEN SESSION

28. Reconvene into Open Session

29. Discuss and take action on matters discussed in closed session –
Amanda Oster/Jennifer O’Steen/ Judge Garza

XV. 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 3:08 P.M.

MAR 23 2023

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS

Posted @ 3:20 pm